

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2007

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HOUSE BILL 1137

Short Title: Winter Sports Risk/Liability Study Comm. (Public)

Sponsors: Representatives Haire, Tarleton, and Rapp (Primary Sponsors).

Referred to: Rules, Calendar, and Operations of the House.

March 28, 2007

A BILL TO BE ENTITLED

1 AN ACT TO CREATE THE LEGISLATIVE STUDY COMMISSION ON WINTER
2 SPORTS RISK, SAFETY, AND LIABILITY OF PARTICIPANTS AND
3 OPERATORS.
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5 The General Assembly of North Carolina enacts:

6 **SECTION 1.(a)** There is established the Legislative Study Commission on
7 Winter Sports Risk, Safety, and Liability of Participants and Operators. The purpose of
8 the Commission is to review the appropriate allocation of responsibility and assumption
9 of risk between winter sports participants and winter sports facility operators.

10 The Commission shall consist of 12 members as follows:

11 (1) Six members appointed by the Speaker of the House of
12 Representatives.

13 (2) Six members appointed by the President Pro Tempore of the Senate.

14 **SECTION 1.(b)** The Speaker of the House of Representatives shall
15 designate one Representative as cochair, and the President Pro Tempore of the Senate
16 shall designate one Senator as cochair. Vacancies on the Commission shall be filled by
17 the same appointing authority that made the initial appointment.

18 **SECTION 1.(c)** The Commission, while in the discharge of its official
19 duties, may exercise all the powers provided under the provisions of Articles 5 and 5A
20 of Chapter 120 of the General Statutes. The Commission may meet at any time upon the
21 call of the cochairs. The Commission may meet in the Legislative Building or the
22 Legislative Office Building. The Commission may contract for professional, clerical, or
23 consultant services as provided by G.S. 120-32.02.

24 **SECTION 1.(d)** The Legislative Services Commission, through the
25 Legislative Services Officer, shall assign professional staff to assist the Commission in
26 its work. The House of Representatives' and the Senate's Supervisors of Clerks shall
27 assign clerical staff to the Commission, and the expenses relating to the clerical
28 employees shall be borne by the Commission. Members of the Commission shall

1 receive subsistence and travel expenses at the rates set forth in G.S. 120-3.1, 138-5, or
2 138-6, as appropriate.

3 **SECTION 2.** The Commission may make an interim report to the 2008
4 Regular Session of the 2007 General Assembly and shall make its final report, including
5 any legislative proposals, by the convening of the 2009 General Assembly. The
6 Commission shall expire on that date, or upon filing its final report, whichever occurs
7 earlier.

8 **SECTION 3.** Of the funds appropriated to the General Assembly, the
9 Legislative Services Commission shall allocate funds for the expenses of the
10 Commission established by this act.

11 **SECTION 4.** This act is effective when it becomes law.