

**GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2001**

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**HOUSE BILL 898
Committee Substitute Favorable 4/18/01**

Short Title: State Emp. Federal Remedy Restoration Act. (Public)

Sponsors:

Referred to:

March 29, 2001

1 A BILL TO BE ENTITLED
2 AN ACT TO ENACT THE STATE EMPLOYEE FEDERAL REMEDY
3 RESTORATION ACT.

4 The General Assembly of North Carolina enacts:

5 **SECTION 1.** Chapter 143 of the General Statutes is amended by adding a
6 new Article to read:

7 "Article 31D.
8 "State Employee Federal Remedy Restoration Act.

9 **"§ 143-300.35. State Employee Federal Remedy Restoration Act.**

10 The sovereign immunity of the State is waived for the limited purpose of allowing
11 State employees to maintain lawsuits and obtain and satisfy judgments against the State
12 or any of its departments, institutions, or agencies under:

- 13 (1) The Fair Labor Standards Act, 29 U.S.C. § 201, et seq.
14 (2) The Age Discrimination in Employment Act, 29 U.S.C. § 621, et seq.
15 (3) The Family and Medical Leave Act, 29 U.S.C. § 2601, et seq.
16 (4) The Americans with Disabilities Act, 42 U.S.C. § 12101, et seq.
17 (5) Any other federal statute granting rights, protections, or remedies to
18 employees."

19 **SECTION 2.** This act is effective when it becomes law.