

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2015

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HOUSE BILL 352

Short Title: Standard of Proof/Public Safety Dispatchers. (Public)

Sponsors: Representative Torbett (Primary Sponsor).

For a complete list of Sponsors, refer to the North Carolina General Assembly Web Site.

Referred to: Judiciary II.

March 26, 2015

A BILL TO BE ENTITLED

AN ACT TO ALTER THE STANDARD OF PROOF FOR PUBLIC SAFETY
TELECOMMUNICATORS AND DISPATCHERS.

The General Assembly of North Carolina enacts:

SECTION 1. Chapter 99E of the General Statutes is amended by adding a new
Article to read:

"Article 7.

"Liability for Public Safety Telecommunicators and Dispatchers.

"§ 99E-56. Standard of proof.

Any persons acting within the capacity of a 911 or public safety telecommunicator or
dispatcher at a public safety answering point who is sued in a civil action arising from the
performance of any lawful and prescribed actions pertaining to the person's assigned job duties
shall be entitled to a standard of clear and convincing evidence in a court of law. For purposes
of this Article, "public safety answering point" (PSAP) shall be defined as in G.S. 62-40."

SECTION 2. This act is effective when it becomes law and applies to any cause of
action arising on or after that date.

