

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2015

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SENATE DRS15130-ML-152 (03/11)

Short Title: Increase Safety/Professional Housemoving. (Public)

Sponsors: Senator Rabin (Primary Sponsor).

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO IMPROVE SAFETY ON THE ROADS AND HIGHWAYS OF THIS STATE
3 BY INCREASING THE ACCOUNTABILITY OF CERTAIN PARTIES INVOLVED IN
4 PROFESSIONAL HOUSEMOVING.

5 The General Assembly of North Carolina enacts:

6 **SECTION 1.** G.S. 20-356(2) reads as rewritten:

7 "(2) House. – A dwelling, building, or other structure in excess of 15 feet in
8 width. ~~Mobile homes, manufactured homes, or modular homes, or portions~~
9 ~~thereof, are not within this definition when being transported from the~~
10 ~~manufacturer or from a licensed retail dealer location to the first set-up site."~~

11 **SECTION 2.** G.S. 20-362 reads as rewritten:

12 "**§ 20-362. Liability of housemovers. Liability.**

13 (a) ~~The~~ Except as provided in subsections (b) and (c) of this section, the permittee
14 assumes all responsibility for injury to persons or damage to property of any kind and agrees to
15 hold the Department harmless for any claims arising out of his conduct or actions resulting
16 from the housemoving.

17 (b) The manufacturer and permittee shall be jointly and severally liable for injury to
18 persons or damage to property resulting from the transport of mobile homes, manufactured
19 homes, modular homes, or portions thereof, from the manufacturer to the first retail dealer
20 location. If the mobile home, manufactured home, modular home, or portion thereof, is being
21 transported from the manufacturer directly to the first set-up site, then the manufacturer and
22 permittee shall be jointly and severally liable for injury to persons or damage to property
23 resulting from the transport of the mobile home, manufactured home, modular home, or portion
24 thereof, from the manufacturer directly to the first set-up site.

25 (c) The licensed retail dealer and permittee shall be jointly and severally liable for
26 injury to persons or damage to property resulting from the transport of mobile homes,
27 manufactured homes, modular homes, or portions thereof, from the retail dealer location to the
28 first set-up site.

29 (d) The Department shall be held harmless for any claims arising out of the conduct or
30 actions of a permittee."

31 **SECTION 3.** This act becomes effective October 1, 2015, and applies to injuries to
32 persons or damage to property resulting from housemovings on or after that date.

