

**GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2001**

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HOUSE BILL 1321

Short Title: Immunity for City/Public Safety Officers. (Public)

Sponsors: Representatives Nesbitt; and M. Crawford.

Referred to: Judiciary I.

April 12, 2001

A BILL TO BE ENTITLED

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2 AN ACT TO RESTORE IMMUNITY PROTECTION TO MUNICIPALITIES AND
3 THEIR OFFICERS AND EMPLOYEES IN FURTHERANCE OF PUBLIC
4 SAFETY AND INSPECTIONS.

5 The General Assembly of North Carolina enacts:

6 **SECTION 1.** Article 8 of Chapter 160A of the General Statutes is amended
7 by adding the following new section:

8 "**§ 160A-199. Immunity for public safety.**

9 No municipality or any officer or employee thereof charged with performing duties
10 in furtherance of the exercise of public safety, including, but not limited to, law
11 enforcement, fire protection, 911 services, rescue squad services, and ambulance
12 services, pursuant to this Article or other provision of general law shall be held to
13 answer in any civil action or proceeding for acts or omissions in performing, or failing
14 to perform, such duties in a particular instance unless such acts or omissions amount to
15 gross negligence or intentional wrongdoing. This section shall not apply to actions
16 arising out of the operation of a motor vehicle."

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