

GENERAL ASSEMBLY OF NORTH CAROLINA  
SESSION 2015

H.B. 352  
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HOUSE PRINCIPAL CLERK

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HOUSE DRH10143-ML-198 (03/23)

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

Sponsors: Representative Torbett.

Referred to:

1 A BILL TO BE ENTITLED  
2 AN ACT TO ALTER THE STANDARD OF PROOF FOR PUBLIC SAFETY  
3 TELECOMMUNICATORS AND DISPATCHERS.

4 The General Assembly of North Carolina enacts:

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

7 "Article 7.

8 "Liability for Public Safety Telecommunicators and Dispatchers.

9 **§ 99E-56. Standard of proof.**

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

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

