

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1989

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HOUSE BILL 541
Judiciary II Senate Committee Substitute Adopted 6/28/89

Short Title: Interest on Tort Claims Awards.

(Public)

Sponsors:

Referred to:

March 13, 1989

1 A BILL TO BE ENTITLED
2 AN ACT TO PROVIDE FOR THE ACCRUAL OF INTEREST ON DAMAGES
3 AWARDED UNDER THE STATE TORT CLAIMS ACT.

4 The General Assembly of North Carolina enacts:

5 Section 1. Chapter 143 of the General Statutes is amended by adding a new
6 section to read:

7 "**§ 143-294.1. Accrual of interest on awards after hearing.**

8 (a) When, in a tort claims case, a hearing or hearings have been held and an
9 award made pursuant thereto, the State department, institution or agency shall pay
10 interest on the final award from the date of the filing of the affidavit required by G.S.
11 143-297 until paid at the legal rate of interest provided in G.S. 24-1. The amount of
12 interest shall not be restricted by the limitation on the amount of an award imposed by
13 G.S. 143-291.

14 (b) Interest not exceeding the amount payable under subsection (a) of this section
15 may be paid but shall not be required where claims requiring review and approval of the
16 Industrial Commission pursuant to G.S. 143-295 are settled."

17 Sec. 2. This act is effective upon ratification and shall apply only to awards
18 made or settlements concluded on or after the effective date of this act.