



HOUSE BILL 330: CivPro/Qualified Immunity for Auto Accident.

2017-2018 General Assembly

Committee:	House Judiciary I	Date:	April 25, 2017
Introduced by:	Reps. Burr, Millis	Prepared by:	Jason Moran-Bates
Analysis of:	First Edition		Committee Co-Counsel

OVERVIEW: *House Bill 330 would change the title of Article 43B of Chapter 1 of the General Statutes and provide immunity from civil liability to drivers who, while exercising due care, injure individuals who are blocking traffic in a public right-of-way during a protest or demonstration.*

CURRENT LAW: Currently, Article 43B of Chapter 1 is entitled "Defense of Charitable Immunity Abolished; and Qualified Immunity for Volunteers." Drivers do not receive immunity from civil liability for injuring someone protesting in a public right-of-way.

BILL ANALYSIS:

Section 1 of the bill would rename Article 43B of Chapter 1 "Immunities and Other Defenses."

Section 2 of the bill would make drivers immune from civil liability for injuries they cause to individuals blocking traffic in a public right-of-way as part of a protest or demonstration. Drivers would have to be exercising due care in order to receive civil immunity and would not be immune from liability for willful or wanton conduct.

EFFECTIVE DATE: This bill would be effective when it becomes law and apply to injuries sustained on or after that date.

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