



SENATE BILL 593: Arbitration and Mediation for Business Court.

2017-2018 General Assembly

Committee: Senate Rules and Operations of the Senate	Date: April 26, 2017
Introduced by: Sens. Barringer, Lee, Newton	Prepared by: Amy Darden
Analysis of: First Edition	Staff Attorney

OVERVIEW: *Senate Bill 593 would direct the AOC to establish an arbitration program and give the AOC the option to establish a mediation program through the North Carolina Business Court.*

CURRENT LAW: The Chief Justice of Supreme Court designates special superior court judges to hear and decide complex business cases in the NC Business Court. There are currently no arbitration or mediation programs in the NC Business Court.

BILL ANALYSIS: The bill would require the Director of the AOC, in consultation with the Chief Justice of the Supreme Court, to submit to the Speaker of the House of Representatives and the President Pro Tempore a report recommending whether and how to establish an arbitration program within the NC Business Court specifying the following:

- How parties qualify for the program.
- The required qualifications and training for arbitrators.
- The required qualifications for those representing parties in arbitration proceedings.
- The form of appeal for nonbinding arbitration cases decided under the program.

The bill would also permit the Director of the AOC to make recommendations for establishing a mediation program within the NC Business Court specifying the following:

- How parties qualify for the program.
- The required qualifications for mediators.
- The required qualifications for those representing parties in mediation proceedings.

EFFECTIVE DATE: This act is effective when it becomes law.

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