



HOUSE BILL 806: Community Pools Ltd Immunity.

2019-2020 General Assembly

Committee:	Senate Judiciary. If favorable, re-refer to Rules and Operations of the Senate	Date:	June 10, 2020
Introduced by:	Reps. Saine, Strickland	Prepared by:	Bill Patterson
Analysis of:	PCS to First Edition H806-CSTG-51, as amended by H806-ATG-76		Staff Attorney

OVERVIEW: *The Proposed Committee Substitute for House Bill 806, as amended by H806-ATG-76, would provide limited immunity to owners and operators of private community pools and their agents for claims and actions seeking damages for injury or death arising from transmission of COVID-19 resulting from pool reopening in accordance with applicable executive orders of the Governor.*

BILL ANALYSIS: The PCS for House Bill 806, as amended by H806-ATG-74, would enact a new Article 8 in Chapter 99E of the General Statutes applicable to claims and actions seeking damages arising from transmission of COVID-19 alleged to have resulted from the reopening of a "private community pool," defined as a privately-owned community swimming pool, including, without limitation, one owned or operated by a multi-unit apartment complex, homeowners association, or condominium association.

The immunity provided by the new Article would not apply to claims arising from gross negligence, wanton conduct, or intentional wrongdoing, and would apply to claims or actions arising no later than one year after the expiration or rescission of Executive Order 116 issued March 10, 2020.

EFFECTIVE DATE: The act would be effective when it becomes law and would apply to claims arising on or after that date.

Karen Cochrane-Brown
Director



Legislative Analysis
Division
919-733-2578