

GENERAL ASSEMBLY OF NORTH CAROLINA

EXTRA SESSION 1994

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HOUSE BILL 183

Short Title: No Civil Damages for Felons.

(Public)

Sponsors: Representatives Decker; Nichols and Wood.

Referred to: Judiciary II.

February 14, 1994

A BILL TO BE ENTITLED

1 AN ACT TO BAR A FELON OR AN INDIVIDUAL FROM RECOVERING ANY
2 DAMAGES ARISING OUT OF THE FELONIOUS CRIME FOR WHICH THE
3 FELON WAS CONVICTED OR THAT A JURY DETERMINES THE
4 INDIVIDUAL COMMITTED.
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6 The General Assembly of North Carolina enacts:

7 Section 1. Chapter 99A of the General Statutes is amended by adding a new
8 section to read:

9 **"§ 99A-2. Recovery of damages arising from a crime barred for those individuals**
10 **injured while committing that crime.**

11 (a) A felon, the felon's representative, or the felon's estate is barred from
12 recovering civil damages of any kind for an injury arising out of the crime for which the
13 felon was convicted.

14 (b) An individual, the individual's representative, or the individual's estate is
15 barred from recovering civil damages of any kind for an injury arising out of a felonious
16 crime when:

17 (1) The individual has not been convicted of the crime.

18 (2) The jury determines as a question of fact that the individual committed
19 the crime."

20 Sec. 2. This act is effective upon ratification and applies to causes of action
21 that arise on or after that date.