GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 1999

SESSION LAW 1999-195
HOUSE BILL 991

AN ACT TO CLARIFY THAT LIABILITY, UNINSURED, AND UNDERINSURED COVERAGE IS NOT REDUCED BY RECEIPT OF SUBROGATED WORKERS' COMPENSATION BENEFITS.

The General Assembly of North Carolina enacts:

Section 1. G.S. 20-279.21(e) reads as rewritten:

"(e) ~~Such~~ Uninsured or underinsured motorist coverage that is provided as part of a motor vehicle liability policy ~~need not~~ shall insure ~~against~~ that portion of a loss ~~from any liability for which benefits are in whole or in part either payable or required to be provided under~~ uncompensated by any workers' compensation law ~~nor~~ and the amount of an employer's lien determined pursuant to G.S. 97-10.2 (h) or (j). In no event shall this subsection be construed to require that coverage exceed the applicable uninsured or underinsured coverage limits of the motor vehicle policy or allow a recovery for damages already paid by workers' compensation. The policy need not insure a loss from any liability for damage to property owned by, rented to, in charge of or transported by the insured."

Section 2. This act becomes effective October 1, 1999, and applies to policies issued or renewed on or after that date.

In the General Assembly read three times and ratified this the 9th day of June, 1999.

s/ Dennis A. Wicker
President of the Senate

s/ James B. Black
Speaker of the House of Representatives

s/ James B. Hunt, Jr.
Governor

Approved 10:17 p.m. this 18th day of June, 1999