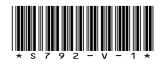
## GENERAL ASSEMBLY OF NORTH CAROLINA SESSION 2015

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## SENATE BILL 792\*

	Short Title:	State IT Contracts/Contractor Liability.	(Public)
	Sponsors:	Senators Tarte and Hise (Primary Sponsors).	
	Referred to:	Rules and Operations of the Senate	
		May 2, 2016	
1		A BILL TO BE ENTITLED	
2	AN ACT S	SETTING THE LIMITS OF CONTRACTOR LIABILITY UN	DER STATE
3	INFORMATION TECHNOLOGY PROCUREMENT CONTRACTS.		
4	The General Assembly of North Carolina enacts:		
5	<b>SECTION 1.</b> G.S. 143B-1350 is amended by adding a new subsection to read:		
6	"(h1) All contracts subject to the provisions of this Part shall include a limitation on the		
7	contractor's liability for damages arising from any cause whatsoever, regardless of the form of		
8	action, of no more than two times the value of the contract. The limitation shall specifically		
9	include, but not be limited to, the contractor's liability for damages and any other losses relating to		
10	the loss of, unauthorized access to, or unauthorized disclosure of data. The limitation of liability		
11	required by this subsection shall not be required to apply to liability of the contractor for		
12	intentional or willful misconduct, damage to tangible personal property, or physical injuries to		
13	persons."		
14	SECTION 2. This act is effective when it becomes law and applies to contracts		
15	entered into c	on or after that date.	



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