

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2019

H.B. 925
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HOUSE PRINCIPAL CLERK

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HOUSE BILL DRH10472-ND-106

Short Title: Med Mal/Jury Instruction/Judicial Assignments. (Public)

Sponsors: Representative D. Hall.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO REQUIRE JURIES TO RECEIVE WRITTEN INSTRUCTIONS FROM THE
3 JUDGE IN MEDICAL MALPRACTICE SUITS AND TO ENCOURAGE EACH SENIOR
4 RESIDENT SUPERIOR COURT JUDGE TO DESIGNATE A SPECIFIC SUPERIOR
5 COURT JUDGE TO HEAR ALL ASPECTS OF A MEDICAL MALPRACTICE CASE.
6 The General Assembly of North Carolina enacts:
7 **SECTION 1.** G.S. 1A-1, Rule 51 is amended by adding a new subsection to read:
8 "(d) Final instructions to the jury. – In civil cases subject to Rule 9(j) of the Rules of Civil
9 Procedure, the court shall reduce the oral instructions given to the jury to writing. Upon the jury
10 retiring for deliberation, the court shall provide the jury a written copy of the oral instructions for
11 the jury to take into the jury room during deliberation."
12 **SECTION 2.** G.S. 7A-47.3 is amended by adding a new subsection to read:
13 "(e) The Senior Resident Superior Court Judge, in consultation with the Administrative
14 Office of the Courts, is encouraged to and may designate a specific resident judge or a specific
15 judge assigned to hold court in the District to preside over all proceedings in a case subject to
16 Rule 9(j) of the Rules of Civil Procedure."
17 **SECTION 3.** This act becomes effective October 1, 2019. Section 1 applies to
18 actions filed on or after that date.

