



CHAPTER 143
ARTICLE 31D - STATE EMPLOYEE FEDERAL REMEDY RESTORATION ACT

N.C.G.S. § 143-300.35.

State Employee Federal Remedy
Restoration Act.

SOURCE	LAST AMENDMENT IN THIS TEXT	RETRIEVED	SOURCE FINGERPRINT
General Statutes of North Carolina, as published by the General Assembly	No amendment history on record	21 September 2026, 04:57 UTC	73c69f802e4cc0266b5dfc29 - 824c7c16178840d0fadccfd9 - fd522aea51a2fb37

- § 143-300.35(a)

The sovereign immunity of the State is waived for the limited purpose of allowing State employees, except for those in exempt policy-making positions designated pursuant to G.S. 126-5(d), to maintain lawsuits in State and federal courts and obtain and satisfy judgments against the State or any of its departments, institutions, or agencies under:

(1) The Fair Labor Standards Act, 29 U.S.C. § 201, et seq.

(2) The Age Discrimination in Employment Act, 29 U.S.C. § 621, et seq.

(3) The Family and Medical Leave Act, 29 U.S.C. § 2601, et seq.

(4) The Americans with Disabilities Act, 42 U.S.C. § 12101, et seq.
- § 143-300.35(b)

The amount of monetary relief a State employee receives under subsection (a) of this section shall not exceed the amounts authorized under G.S. 143-299.2 or the amounts authorized under the applicable federal law under this section, whichever is less. (2001-467, s. 1.)

END OF SECTION TEXT

APPARATUS FOLLOWS — DERIVED, NOT ENACTED

APPARATUS II
2 AUTHORITIES

Authorities referenced

Every G.S. cross-reference appearing in the text of this section, in order of first appearance. Nothing is characterized; the operative language is quoted from the section itself.

REFERENCE	APPEARS IN	OPERATIVE LANGUAGE IN THIS SECTION
G.S. 126-5(d)	(a)	<i>"exempt policy-making positions designated pursuant to"</i>
G.S. 143-299.2	(b)	<i>"not exceed the amounts authorized under"</i>

APPARATUS III

Citation

FULL SECTION

N.C. Gen. Stat. § 143-300.35 (2026).

PINPOINT

N.C. Gen. Stat. § 143-300.35(a) (2026).

Pinpoint keys are set in the left margin of the text rather than line numbers: subsection designators are stable across editions and paper sizes, line numbers are not.

COLOPHON

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