

GENERAL ASSEMBLY OF NORTH CAROLINA
1987 SESSION

CHAPTER 744
HOUSE BILL 291

AN ACT TO PROVIDE THAT CERTAIN PRELIMINARY HEARINGS ON
LICENSE SUSPENSIONS ARE NOT MANDATORY.

The General Assembly of North Carolina enacts:

Section 1. G.S. 20-16(a) is amended by deleting the words "after providing an opportunity for" appearing in line 2 and substituting the words "with or without a".

Sec. 2. G.S. 20-16(a) is amended by adding a new sentence at the end to read:

"However, if the Division revokes without a preliminary hearing and the person whose license is being revoked requests a hearing before the effective date of the revocation, the licensee retains his license unless it is revoked under some other provision of the law, until the hearing is held, the person withdraws his request, or he fails to appear at a scheduled hearing."

Sec. 3. G.S. 20-13(a) is amended by deleting the words "after providing an opportunity for a preliminary hearing" in lines 1 and 2 and substituting the words "with or without a preliminary hearing".

Sec. 4. G.S. 20-13(a) is amended by adding a new sentence at the end to read:

"However, if the Division revokes without a preliminary hearing and the person whose license is being revoked requests a hearing before the effective date of the revocation, the licensee retains his license unless it is revoked under some other provision of the law, until the hearing is held, the person withdraws his request, or he fails to appear at a scheduled hearing."

Sec. 5. This act is effective upon ratification.

In the General Assembly read three times and ratified this the 7th day of August, 1987.