

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1991

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HOUSE BILL 158

Short Title: 18-21 Automatic DWI Revocation.

(Public)

Sponsors: Representatives Dockham; Culp, Justus, Morgan, Privette, and Russell.

Referred to: Judiciary II.

February 25, 1991

A BILL TO BE ENTITLED

AN ACT TO PROVIDE AN AUTOMATIC 45 DAY DRIVERS LICENSE
REVOCATION FOR ANY PERSON 18 TO 21 YEARS OF AGE WHO IS
CHARGED WITH AN IMPAIRED DRIVING OFFENSE AND HAS ANY
ALCOHOL IN HIS BLOOD.

The General Assembly of North Carolina enacts:

Section 1. G.S. 20-16.5 is amended by adding a new subsection to read:

"(a1) Revocations for Persons Between the Ages of 18 and 21 Who Have Any
Alcohol in Their Blood. – A persons drivers license shall be revoked for 45 days under
this section if:

- (1) The person has reached his eighteenth birthday but has not reached his
twenty-first birthday;
- (2) A charging officer has reasonable grounds to believe that the person
has committed an offense subject to the implied-consent provisions of
G.S. 20-16.2;
- (3) The person is charged with that offense as provided in G.S. 20-16(a);
- (4) The charging officer and the chemical analyst comply with the
procedures of G.S. 20-16.2 and G.S. 20-139.1 in requiring the person's
submission to or procuring a chemical analysis; and
- (5) The person:
 - a. Willfully refuses to submit to the chemical analysis; or
 - b. Has any alcohol in his blood within a relevant time after
driving."

Sec. 2. This act becomes effective October 1, 1991.