

GENERAL ASSEMBLY OF NORTH CAROLINA
1995 SESSION

CHAPTER 283
HOUSE BILL 328

AN ACT TO INCREASE THE PENALTIES FOR FAILURE TO GIVE WAY TO AN
OVERTAKING VEHICLE.

The General Assembly of North Carolina enacts:

Section 1. G.S. 20-149(b) reads as rewritten:

"(b) Except when overtaking and passing on the right is permitted, the driver of an overtaken vehicle shall give way to the right in favor of the overtaking vehicle while being lawfully overtaken on audible signal and shall not increase the speed of his vehicle until completely passed by the overtaking vehicle.

Failure to comply with this subsection:

- (1) Is a Class 1 misdemeanor when the failure is the proximate cause of a collision resulting in serious bodily injury.
- (2) Is a Class 2 misdemeanor when the failure is the proximate cause of a collision resulting in bodily injury or property damage.
- (3) Is, in all other cases, an infraction."

Sec. 2. G.S. 20-151 is repealed.

Sec. 3. This act becomes effective December 1, 1995.

In the General Assembly read three times and ratified this the 19th day of June, 1995.

Dennis A. Wicker
President of the Senate

Harold J. Brubaker
Speaker of the House of Representatives