

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

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SENATE BILL 484

Judiciary I/Constitution Committee Substitute Adopted 5/8/95

Short Title: Habitual Impaired Driving Revocations.

(Public)

Sponsors:

Referred to:

March 27, 1995

A BILL TO BE ENTITLED

AN ACT TO ALLOW THE DIVISION OF MOTOR VEHICLES TO PROVISIONALLY RESTORE THE DRIVERS LICENSE OF A PERSON CONVICTED OF HABITUAL IMPAIRED DRIVING AFTER FIVE YEARS.

The General Assembly of North Carolina enacts:

Section 1. G.S. 20-138.5(d) reads as rewritten:

"(d) A person convicted under this section shall have his license permanently revoked. The Division may, however, conditionally restore the person's license after it has been revoked for at least five years if he provides the Division with satisfactory proof that:

(1) In the five years immediately preceding the person's application for a restored license, he has not been convicted in North Carolina or in any other state or federal court of a motor vehicle offense, an alcohol beverage control law offense, a drug law offense, or any criminal offense involving the consumption of alcohol or drugs;

(2) He is not a user of alcohol or drugs; and

(3) He has complied with the requirements of G.S. 20-19(k).

If the Division restores the person's license, it may place reasonable conditions or restrictions on the person for any period up to five years from the date of restoration."

1           Sec. 2. This act becomes effective December 1, 1995.