

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2007

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SENATE BILL 1323

Short Title: Traffic Stop/Drivers License-Legal Presence. (Public)

Sponsors: Senators Berger of Rockingham; Apodaca, Bingham, Blake, Brock, Brown, Brunstetter, East, Forrester, Goodall, Hunt, Jacumin, Pittenger, Preston, and Tillman.

Referred to: Judiciary I (Civil).

March 26, 2007

A BILL TO BE ENTITLED

AN ACT TO REQUIRE NONRESIDENTS OPERATING MOTOR VEHICLES IN THIS STATE, WITH AN OUT-OF-COUNTRY LICENSE, TO PRODUCE DOCUMENTATION OF LEGAL PRESENCE IN THE UNITED STATES.

The General Assembly of North Carolina enacts:

SECTION 1. G.S. 20-8(3) reads as rewritten:

"§ 20-8. **Persons exempt from license.**

The following are exempt from license hereunder:

...

(3) A nonresident who is at least 16 years of age who has in his immediate possession a valid driver's license issued to him in his home state or country if the nonresident is operating a motor vehicle in this State in accordance with the license restrictions and vehicle classifications that would be applicable to him under the laws and regulations of his home state or country if he were driving in his home state or country. For this exemption to apply to a nonresident operator from another country, the operator must also present valid documentation issued by the United States government showing legal presence in the United States along with the valid license from the home country. This exemption specifically applies to nonresident military spouses, regardless of their employment status, who are temporarily residing in North Carolina due to the active duty military orders of a spouse.

...."

SECTION 2. This act becomes effective December 1, 2007, and applies to offenses committed on or after that date.