

April 15, 1999

H 1135. 1999 GOVERNOR'S DWI AMENDMENTS (=S 989). *TO IMPLEMENT THE RECOMMENDATIONS OF THE GOVERNOR'S DWI TASK FORCE.* Identical to S 989, introduced 4/15/99.

Intro. by Hackney, Bowie, and Wainwright.

Ref. to Judiciary I

GS 20, 18B, 8, 15A

April 22, 1999

H 1135. 1999 GOVERNOR'S DWI AMENDMENTS. Intro. 04/15/99. House committee substitute makes the following changes to 1st edition: (1) repeals GS 18B-302(i), which under the original bill would have made the punishment for the purchase or possession of alcoholic beverages by a 19- or 20-year-old a Class 3 misdemeanor (now, an infraction punishable by a fine of not more than \$25.00); (2) rewrites GS 20-28.2(a1)(2)b. (defining an "innocent owner") to provide that an owner is innocent if (a) the motor vehicle owner knew that the defendant's driver's license was revoked; (b) the defendant drove the vehicle without the owner's expressed or implied permission; and (c) the owner files a police report for unauthorized use of the motor vehicle and agrees to prosecute the unauthorized operator of the motor vehicle (1st edition, only first two requirements applied); and (3) changes effective date for Part I (lower tolerance for repeat offenders) and Part II (ignition interlock) from Dec. 1, 1999, to July 1, 2000, for offenses committed on or after that date.

April 26, 1999

H 1135. 1999 GOVERNOR'S DWI AMENDMENTS. Intro. 4/15/99. House amendment makes the following changes to 2nd edition. Adds amendment to GS 15A-145(a) to allow expunction of conviction of misdemeanor possession of alcohol under GS 18B-302(b)(1) (possession of beer or unfortified wine by person under 21) if person has not yet attained age of 21 years and has not previously been convicted of felony, or misdemeanor other than traffic violation.

June 21, 1999

H 1135. 1999 GOVERNOR'S DWI AMENDMENTS. Intro. 4/15/99. House committee substitute makes the following changes to 4th edition. Deletes from amendment to GS 20-16.2 provision that affidavit of the charging officer and chemical analyst is not required when information specified by the statute is provided to DMV by approved electronic means. Makes several minor editorial changes.

June 28, 1999

H 1135. 1999 GOVERNOR'S DWI AMENDMENTS. Intro. 4/15/1999. House amendments make the following changes to 5th edition. Adds requirement that act be implemented with funds available or appropriated to Dep't of Transportation and Administrative Office of the Courts. Deletes proposed new GS 8-50.3 concerning admissibility in evidence of test of horizontal gaze nystagmus.