

March 24, 2005

S 1087. LIMITED DRIVING PRIVILEGE FOR DWLR. TO ALLOW CERTAIN PERSONS WITH A REVOKED DRIVERS LICENSE TO OBTAIN A LIMITED DRIVING PRIVILEGE. Amends GS 20-179.3(b) to allow limited privileges to be awarded to any person whose license has been revoked for an offense other than an impaired driving offense if the court finds that person is supporting dependents or must have a drivers license to be gainfully employed, and the court finds good cause to grant the privilege.

Intro. by Kerr.

Ref. to Judiciary II

GS 20

April 19, 2005

S 1087. LIMITED DRIVING PRIVILEGE FOR DWLR. Intro. 3/24/05. Senate committee substitute makes the following changes to 1st edition. Modifies proposed GS 20-179.3(b)(3) to provide that subdivision does not apply to a person whose license has been revoked for an impaired driving offense and who has subsequently been found guilty of violating GS 20-28 (driving with a revoked license). Makes technical changes. Changes effective date to October 1, 2005.

August 10, 2005

S 1087. LIMITED DRIVING PRIVILEGES—DWLR. Intro. 3/24/05. Senate committee substitute makes the following changes to 2nd edition. Changes title to *AN ACT TO ALLOW PERSONS WHO ARE CONVICTED OF CERTAIN DRIVING WHILE LICENSE REVOKED OFFENSES TO OBTAIN A LIMITED DRIVING PRIVILEGE*. Deletes substance of bill and substitutes the following provisions. Enacts new GS 20-20.1 permitting a court for good cause to grant limited driving privileges to eligible persons whose drivers licenses have been revoked. Eligible persons are those who: (1) have no other current drivers license revocation; (2) have complied with the one-year revocation for at least 90 days; (3) have no other unresolved or outstanding motor vehicle offenses or unpaid motor vehicle fines in NC or other states; and (4) have not held a limited driving privilege under GS 20-20.1 within previous three years. Designates the following persons ineligible for limited driving privileges under GS 20-20.1: (1) a person eligible for limited driving privileges under another law; (2) a person whose license is revoked for impaired driving at the time charged for driving while license revoked; (3) a person whose license is revoked due to mental incompetence, alcoholism, or drug addiction; (4) a person whose license is revoked in another state; (5) a person to whom DMV has refused to issue a license based upon disability, disease, or inability to understand warnings or direction signs; and (6) a person whose license has been revoked for a two-year or permanent basis for driving while their license has been revoked. Restricts limited privileges to driving necessary for employment, household maintenance, and emergency medical care and specifies conditions and hours for each circumstance. Requires proof of financial responsibility from applicants for limited privilege, except for those who do not own registered vehicles or operate a nonfleet private passenger motor vehicle that is own owned by others that are not insured under commercial insurance policies. Permits limited privilege for term of revocation under GS 20-28(a) or GS 20-28.1. Application for a license under a limited driving privilege may be made 90 days after the limited privilege is issued. Enacts GS 7A-305(a3) to assess an additional court cost for limited driving privilege action of \$100, to be assessed against the applicant. Requires the clerk to remit costs to State Treasurer, who must credit \$50 to the Highway Fund and \$50 to the Court Information Technology Fund. Effective December 1, 2005.

June 28, 2006

S 1087. LIMITED DRIVING PRIVILEGES - DWLR. Filed 3/23/05. House committee substitute makes the following changes to 3rd edition. Modifies proposed GS 20-20.1 to limit the eligibility for the issuance of a limited driving privilege to a person whose drivers license has been permanently revoked (was, revoked for one year). Changes one of the conditions of eligibility to complying with the permanent revocation for at least two years preceding the motion for a limited driving privilege. Deletes provision making ineligible a person whose drivers license was revoked

for two years or permanently. Adds the requirement that when traveling to and from the person's employment, the person must be in the course of employment. Modifies the term of a limited driving privilege to one year, and specifies that upon the expiration of the term or after three years from the date of the permanent revocation, the person may apply for a license. Makes a technical correction in subsection (o). Makes conforming changes by deleting proposed new GS 20-28(c1) and 20-28.1(c1). Modifies the effective date to December 1, 2006, and specifies that the act applies to permanent revocations that occurred before, on, or after that date.