

GENERAL ASSEMBLY OF NORTH CAROLINA  
SESSION 2015

H

D

HOUSE BILL 735  
Committee Substitute Favorable 4/28/15  
PROPOSED COMMITTEE SUBSTITUTE H735-PCS20351-ML-14

Short Title: Reinstatement of Driving Privileges.

(Public)

Sponsors:

Referred to:

April 15, 2015

A BILL TO BE ENTITLED

1 AN ACT TO DIRECT THE DIVISION OF ADULT CORRECTION OF THE  
2 DEPARTMENT OF PUBLIC SAFETY TO DEVELOP A PROCESS WHEREBY AN  
3 INMATE WHOSE DRIVING PRIVILEGES HAVE BEEN SUSPENDED OR REVOKED  
4 FOR A CONVICTION OF DRIVING WHILE IMPAIRED OR DRIVING UNDER THE  
5 INFLUENCE MAY COMPLETE THE REQUIREMENTS NECESSARY FOR  
6 REINSTATEMENT OF THE INMATE'S DRIVING PRIVILEGES PRIOR TO THE  
7 INMATE'S RELEASE.  
8

9 The General Assembly of North Carolina enacts:

10 **SECTION 1.** Development of Process. – The Division of Adult Correction of the  
11 Department of Public Safety, in collaboration with the North Carolina Sheriffs' Association,  
12 Statewide Misdemeanant Confinement Program, the Administrative Office of the Courts, the  
13 Division of Motor Vehicles, and the Department of Health and Human Services, Division of  
14 Mental Health, Developmental Disabilities, and Substance Abuse Services, shall develop a  
15 process whereby an inmate whose driving privileges have been suspended or revoked for a  
16 conviction of driving while impaired or driving under the influence may complete the  
17 requirements necessary for reinstatement of the inmate's driving privileges prior to the inmate's  
18 release, including any substance abuse assessments and substance abuse education and  
19 treatment. The Division of Adult Correction may require an inmate participating in the process  
20 established under this section to submit to a drug test if the Division of Adult Correction  
21 reasonably suspects the inmate is engaged in the illegal use of controlled substances. An inmate  
22 who tests positive for a controlled substance as a result of a drug test under this section is  
23 ineligible to continue to participate in the process established under this section. Nothing in this  
24 section shall be construed as requiring the Division of Motor Vehicles to reinstate an inmate's  
25 driving privileges prior to or upon the inmate's release.

26 **SECTION 2.** Report and Deadline. – On or before October 1, 2015, the Division of  
27 Adult Correction shall submit a report to the Joint Legislative Oversight Committee on Justice  
28 and Public Safety on the status of the development of the process required by this act. The  
29 Division of Adult Correction shall implement the process required by this act by no later than  
30 January 1, 2016.

31 **SECTION 3.** Effective Date. – This act is effective when it becomes law.



\* H 7 3 5 - P C S 2 0 3 5 1 - M L - 1 4 \*