

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2017

H.B. 421
Mar 21, 2017
HOUSE PRINCIPAL CLERK

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HOUSE BILL DRH40254-ML-140A (03/14)

Short Title: Clarify HUT & Improve Vehicle Titling Process.

(Public)

Sponsors: Representatives Shepard, Torbett, and Iler (Primary Sponsors).

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO CLARIFY THE APPLICATION OF THE HIGHWAY USE TAX TO
3 OUT-OF-STATE VEHICLES TITLED IN THIS STATE AND TO IMPROVE THE
4 VEHICLE TITLING PROCESS BY ELIMINATING DUPLICATIVE REQUIREMENTS.

5 The General Assembly of North Carolina enacts:

6 **SECTION 1.** G.S. 105-187.6 is amended by adding a new subsection to read:

7 "(d) Exemption Limitation. – The full exemptions set out in subsection (a) of this
8 section, except for those set out in subdivisions (2), (9), and (10) of subsection (a) of this
9 section, do not apply to a certificate of title issued for a motor vehicle titled in another state at
10 the time of the transfer. The partial exemptions set out in subsection (b) of this section do not
11 apply to a certificate of title issued for a motor vehicle titled in another state at the time of the
12 transfer."

13 **SECTION 2.(a)** G.S. 20-52(a)(4), (5), and (6) are repealed.

14 **SECTION 2.(b)** G.S. 20-52(a) is amended by adding a new subdivision to read:

15 "(7) A statement that the owner has proof of financial responsibility, as required
16 by Article 9A or Article 13 of this Chapter."

17 **SECTION 2.(c)** G.S. 58-2-164(b) reads as rewritten:

18 "(b) It shall be a Class 3 misdemeanor for any person who, with the intent to deceive an
19 insurer, does any of the following:

- 20 (1) Presents or causes to be presented a written or oral statement in support of an
21 application for issuance of or amendment to a policy of auto ~~insurance or for~~
22 ~~vehicle registration pursuant to G.S. 20-52(a)(4) and (a)(5), insurance,~~
23 knowing that the application contains false or misleading information that
24 states the applicant is an eligible risk when the applicant is not an eligible
25 risk.
- 26 (2) Assists, abets, solicits, or conspires with another person to prepare or make
27 any written or oral statement that is intended to be presented to an insurer in
28 connection with or in support of an application for issuance of or amendment
29 to a policy of auto ~~insurance or for vehicle registration pursuant to~~
30 ~~G.S. 20-52(a)(4) and (a)(5), insurance,~~ if the person knows that the statement
31 contains false or misleading information that states the applicant is an
32 eligible risk when the applicant is not an eligible risk.

33 In addition to any other penalties authorized by law, a violation of this subsection may be
34 punishable by a fine of not more than one thousand dollars (\$1,000) for each violation."

35 **SECTION 3.** Section 2 of this act becomes effective July 1, 2017. The remainder
36 of this act is effective when it becomes law.



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