

GENERAL ASSEMBLY OF NORTH CAROLINA  
SESSION 2021

S

D

SENATE BILL 69  
PROPOSED COMMITTEE SUBSTITUTE S69-PCS15038-SU-2

Short Title: DMV Licensing Req/Outsource Road Tests.

(Public)

Sponsors:

Referred to:

February 9, 2021

1 A BILL TO BE ENTITLED  
2 AN ACT TO REVISE DIVISION OF MOTOR VEHICLES PERMIT AND LICENSE  
3 REQUIREMENTS AND TO AUTHORIZE THE DIVISION TO UTILIZE COMMERCIAL  
4 DRIVER TRAINING SCHOOLS TO ADMINISTER ROAD TESTS.

5 The General Assembly of North Carolina enacts:

6 SECTION 1.(a) G.S. 20-11 reads as rewritten:

7 "§ 20-11. Issuance of limited learner's permit and provisional drivers license to person who  
8 is less than 18 years old.

9 ...

10 (c) Level 1 Restrictions. – A limited learner's permit authorizes the permit holder to drive  
11 a specified type or class of motor vehicle only under the following conditions:

- 12 (1) The permit holder must be in possession of the permit.  
13 (2) A supervising driver must be seated beside the permit holder in the front seat  
14 of the vehicle when it is in motion. No person other than the supervising driver  
15 can be in the front seat.  
16 (3) For the first ~~six~~ three months after issuance, the permit holder may drive only  
17 between the hours of 5:00 a.m. and 9:00 p.m.  
18 (4) After the first ~~six~~ three months after issuance, the permit holder may drive at  
19 any time.  
20 (5) Every person occupying the vehicle being driven by the permit holder must  
21 have a safety belt properly fastened about his or her body, or be restrained by  
22 a child passenger restraint system as provided in G.S. 20-137.1(a), when the  
23 vehicle is in motion.  
24 (6) The permit holder shall not use a mobile telephone or other additional  
25 technology associated with a mobile telephone while operating the motor  
26 vehicle on a public street or highway or public vehicular area.

27 ...."

28 SECTION 1.(b) G.S. 20-11 reads as rewritten:

29 "§ 20-11. Issuance of limited learner's permit and provisional drivers license to person who  
30 is less than 18 years old.

31 ...

32 (d) Level 2. – A person who is at least 16 years old but less than 18 years old may obtain  
33 a limited provisional license if the person meets all of the following requirements:

- 34 (1) Has held a limited learner's permit issued by the Division for at least ~~42~~ six  
35 months.



\* S 6 9 - P C S 1 5 0 3 8 - S U - 2 \*

- 1 (2) Has not been convicted of a motor vehicle moving violation or seat belt  
2 infraction or a violation of G.S. 20-137.3 during the preceding six months.
- 3 (3) Passes a road test administered by the ~~Division~~ Division or by a commercial  
4 driver training school certified by the Division to administer road tests.
- 5 (4) Has a driving eligibility certificate or a high school diploma or its equivalent.
- 6 (5) Has completed a driving log, on a form approved by the Division, detailing a  
7 minimum of 60 hours as the operator of a motor vehicle of a class for which  
8 the driver has been issued a limited learner's permit. The log must show at  
9 least 10 hours of the required driving occurred during nighttime hours. No  
10 more than 10 hours of driving per week may be counted toward the 60-hour  
11 requirement. The driving log must be signed by the supervising driver and  
12 submitted to the Division at the time the applicant seeks to obtain a limited  
13 provisional license. If the Division has cause to believe that a driving log has  
14 been falsified, the limited learner's permit holder shall be required to complete  
15 a new driving log with the same requirements and shall not be eligible to  
16 obtain a limited provisional license for six months.

17 ...."

18 **SECTION 2.(a)** In addition to administering road tests at Division of Motor Vehicles  
19 offices, the Division may certify commercial driver training schools to administer road tests  
20 required by Article 2 of Chapter 20 of the General Statutes pursuant to all of the following:

- 21 (1) In order to be certified to administer road tests, a school must be licensed as a  
22 commercial driver training school under Article 14 of Chapter 20 of the  
23 General Statutes. A licensed commercial driver training school is authorized  
24 to administer road tests required for licensure only as provided under this  
25 section.
- 26 (2) Each commercial driver training school shall obtain a certification from the  
27 Division that the road test administered by the school complies with criteria  
28 and training developed by the Division.
- 29 (3) The Division shall maintain oversight of road tests administered by certified  
30 commercial driver training schools.
- 31 (4) If an applicant takes a road test required for licensure that is administered by  
32 a certified commercial driver training school, documentation that the applicant  
33 passed the road test must be submitted in a format specified by the Division  
34 prior to issuance of the license.

35 **SECTION 2.(b)** No later than November 1, 2021, the Division shall report to the  
36 Joint Legislative Transportation Oversight Committee on implementation of this section,  
37 including the number of commercial driver training schools certified, the change in the number  
38 of available road tests and the change in the number of days an applicant must wait to take a road  
39 test, and the effect on customer service within the Division. If the Division has not certified any  
40 commercial driver training schools as authorized by this section by November 1, 2021, the  
41 Division shall report, no later than that date, the reasons for not implementing this section, all  
42 other measures undertaken by the Division to reduce wait times and improve customer service  
43 with regard to road testing, and the effects of those measures.

44 **SECTION 3.** Section 1(a) of this act is effective when it becomes law and applies to  
45 offenses committed on or after that date. Section 1(b) of this act is effective when it becomes law  
46 and applies to applications for licenses submitted on or after that date. The remainder of this act  
47 is effective when it becomes law.