

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

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SENATE BILL 484

Short Title: Habitual Impaired Driving Revocations.

(Public)

Sponsors: Senators Speed, Kerr, Soles, Ballance, and Rand.

Referred to: Judiciary I/Constitution

March 27, 1995

A BILL TO BE ENTITLED

1 AN ACT TO ALLOW THE DIVISION OF MOTOR VEHICLES TO
2 PROVISIONALLY RESTORE THE DRIVERS LICENSE OF A PERSON
3 CONVICTED OF HABITUAL IMPAIRED DRIVING AFTER FIVE YEARS.

4 The General Assembly of North Carolina enacts:

5 Section 1. G.S. 20-1138.5(d) reads as rewritten:

6 "(d) A person convicted under this section shall have his license permanently
7 revoked. The Division may, however, conditionally restore the person's license after it
8 has been revoked for at least five years if he provides the Division with satisfactory proof
9 that:

10 (1) In the five years immediately preceding the person's application for a
11 restored license, he has not been convicted in North Carolina or in any
12 other state or federal court of a motor vehicle offense, an alcohol
13 beverage control law offense, a drug law offense, or any criminal
14 offense involving the consumption of alcohol or drugs;

15 (2) He is not currently an excessive user of alcohol or drugs; and

16 (3) He has complied with the requirements of G.S. 20-19(k).

17 If the Division restores the person's license, it may place reasonable conditions or
18 restrictions on the person for any period up to five years from the date of restoration."
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20 Sec. 2. This act becomes effective December 1, 1995.