

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1991

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SENATE BILL 24

Judiciary I Committee Substitute Adopted 4/16/91

Third Edition Engrossed 4/17/91

Short Title: Minors' Drivers' Licenses.

(Public)

Sponsors:

Referred to:

February 6, 1991

A BILL TO BE ENTITLED

AN ACT TO DENY ELIGIBILITY FOR OR REVOKE THE DRIVER'S LICENSE OF A DELINQUENT MINOR FOR ONE YEAR OR UNTIL AGE EIGHTEEN FOR ALCOHOL, DRUG, OR WEAPONS VIOLATIONS.

The General Assembly of North Carolina enacts:

Section 1. G.S. 20-9 is amended by adding a new subsection to read:

"(a1) The Division shall not issue a driver's license to any person who was convicted of an offense under G.S. 90-95, under Article 3 of Chapter 18B of the General Statutes, under any provision of G.S. 14-269 through G.S. 14-269.6, or who was adjudicated delinquent for acts that would constitute a violation of any of those offenses if committed by an adult, until that person reaches 18 years of age or until one year after the conviction or adjudication of delinquency, whichever is longer."

Sec. 2. Chapter 20 of the General Statutes is amended by adding a new section to read:

"§ 20-17.5. Revocation of provisional license for alcohol, drug, or weapons convictions.

(a) The Division shall revoke the driver's license of a licensee who is convicted of an offense under G.S. 90-95, under Article 3 of Chapter 18B of the General Statutes, or under any provision of G.S. 14-269 through G.S. 14-269.6 committed while a provisional licensee.

1 (b) A revocation under this section shall be for one year or until the person
2 reaches 18 years of age, whichever is longer.

3 (c) Revocations under this section shall run concurrently with any other
4 revocations, but a limited driving privilege issued pursuant to law shall not authorize a
5 licensee to drive if his license is revoked under this section."

6 Sec. 3. G.S. 20-24 is amended by adding a new subsection to read:

7 "(a1) When any juvenile who has not reached his eighteenth birthday is convicted
8 of any offense under G.S. 90-95, under Article 3 of Chapter 18B of the General
9 Statutes, under any provision of G.S. 14-269 through G.S. 14-269.6, or is adjudicated
10 delinquent for acts that would constitute a violation of any of those offenses if
11 committed by an adult, the court shall report the conviction or adjudication of
12 delinquency to the Division within 30 days. The Division is an authorized agency
13 pursuant to G.S. 7A-675(h) and shall maintain juvenile records for the purpose of
14 complying with G.S. 20-9(a1) and G.S. 20-17.5. Notwithstanding any other provision of
15 law providing for expunction of records, the Division shall maintain the records of
16 conviction or adjudication of delinquency until the person is no longer ineligible under
17 G.S. 20-9(a1) or G.S. 20-17.5 to be issued a driver's license and the expunction of
18 records under any other provision of law shall not effect the provisions of G.S. 20-9(a1)
19 or G.S. 20-17.5. After the person is no longer ineligible to be issued a driver's license
20 under G.S. 20-9(a1) or G.S. 20-17.5, the Division shall destroy any records of the
21 adjudication of delinquency in its possession."

22 Sec. 4. G.S. 20-27(a) reads as rewritten:

23 "(a) All records of the Division pertaining to application and to drivers' licenses,
24 except the confidential medical report referred to in G.S. 20-7 and the records of acts of
25 delinquency that would constitute a violation of offenses under G.S. 90-95, under
26 Article 3 of Chapter 18B of the General Statutes, or under any provision of G.S. 14-269
27 through G.S. 14-269.6 required to be reported by G.S. 20-24(a) or (a1), of the current or
28 previous five years shall be open to public inspection at any reasonable time during
29 office hours and copies shall be provided pursuant to the provisions of G.S. 20-26."

30 Sec. 5. This act becomes effective July 1, 1992, and applies to offenses or
31 acts of delinquency committed on or after July 1, 1992.