

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2015

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SENATE DRS45152-ML-32A* (01/22)

Short Title: 0.00 Alcohol Restriction-All DWI.

(Public)

Sponsors: Senator Stein (Primary Sponsor).

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO REQUIRE A 0.00 ALCOHOL CONCENTRATION RESTRICTION ON ALL
3 RESTORATION OF LICENSES REVOKED FOR AN IMPAIRED DRIVING OFFENSE.
4 The General Assembly of North Carolina enacts:

5 SECTION 1. G.S. 20-17.8(b)(3)a. reads as rewritten:

6 "(b) Ignition Interlock Required. – Except as provided in subsection (l) of this section,
7 when the Division restores the license of a person who is subject to this section, in addition to
8 any other restriction or condition, it shall require the person to agree to and shall indicate on the
9 person's drivers license the following restrictions for the period designated in subsection (c):

10 ...
11 (3) An alcohol concentration restriction as follows:

12 a. If the ignition interlock system is required pursuant only to
13 subdivision (a)(1) of this section, a requirement that the person not
14 drive with an alcohol concentration of ~~0.040.00~~ or greater;"

15 SECTION 2. G.S. 20-19(c3)(1) reads as rewritten:

16 "(c3) Restriction; Revocations. – When the Division restores a person's drivers license
17 which was revoked pursuant to G.S. 20-13.2(a), G.S. 20-23 when the offense involved
18 impaired driving, G.S. 20-23.2, subdivision (2) of G.S. 20-17(a), subdivision (1) or (9) of
19 G.S. 20-17(a) when the offense involved impaired driving, G.S. 20-138.5(d), or this subsection,
20 in addition to any other restriction or condition, it shall place the applicable restriction on the
21 person's drivers license as follows:

22 (1) For the first restoration of a drivers license for a person convicted of driving
23 while impaired, G.S. 20-138.1, or a drivers license revoked pursuant to
24 G.S. 20-23 or G.S. 20-23.2 when the offense for which the person's license
25 was revoked prohibits substantially similar conduct which if committed in
26 this State would result in a conviction of driving while impaired under
27 G.S. 20-138.1, that the person not operate a vehicle with an alcohol
28 concentration of ~~0.040.00~~ or more at any relevant time after the driving;"

29 SECTION 3. This act becomes effective December 1, 2015, and applies to
30 offenses committed on or after that date.



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