

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

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SENATE BILL 30

State Government, Local Government, and Personnel Committee Substitute Adopted 5/1/97

Short Title: Speeding in a Work Zone.

(Public)

Sponsors:

Referred to:

February 3, 1997

A BILL TO BE ENTITLED

AN ACT TO INCREASE THE PENALTY FOR SPEEDING IN A HIGHWAY WORK ZONE TO TWO HUNDRED FIFTY DOLLARS, AND TO PROVIDE THAT THE SAFE DRIVER INCENTIVE PLAN EXCEPTION FOR VIOLATIONS OF SPEEDING TEN MILES PER HOUR OR LESS OVER THE SPEED LIMIT SHALL NOT APPLY TO SPEEDING IN A HIGHWAY WORK ZONE.

The General Assembly of North Carolina enacts:

Section 1. G.S. 20-141(j2) reads as rewritten:

"(j2) A person who drives a motor vehicle in a highway work zone at a speed greater than the speed limit set and posted under G.S. 20-141 ~~is~~ is, in addition to any other nonspeeding offense committed within the highway work zone, responsible for an infraction of 'Speeding in a Highway Work Zone' and ~~is~~ shall be required to pay a penalty of ~~one hundred dollars (\$100.00)~~ two hundred fifty dollars (\$250.00). A 'highway work zone' is the area between the first sign that informs motorists of the existence of a work zone on a highway and the last sign that informs motorists of the end of the work zone. This subsection applies only if a sign posted at the beginning of the highway work zone states the penalty for speeding in the work zone."

Section 2. G.S. 58-36-75(f) reads as rewritten:

1       "(f) The subclassification plan shall provide that with respect to a conviction for a  
2 'violation of speeding 10 miles per hour or less over the speed limit' there shall be no  
3 premium surcharge nor any assessment of points unless there is a driving record  
4 consisting of a conviction or convictions for a moving traffic violation or violations,  
5 except for a prayer for judgment continued for any moving traffic violation, during the  
6 three years immediately preceding the date of application or the preparation of the  
7 renewal. The subclassification plan shall also provide that with respect to a prayer for  
8 judgment continued for any moving traffic violation, there shall be no premium surcharge  
9 nor any assessment of points unless the vehicle owner, principal operator, or any licensed  
10 operator in the owner's household has a driving record consisting of a prayer or prayers  
11 for judgment continued for any moving traffic violation or violations during the three  
12 years immediately preceding the date of application or the preparation of the renewal. For  
13 the purpose of this subsection, a 'prayer for judgment continued' means a determination  
14 of guilt by a jury or a court though no sentence has been imposed. For the purpose of this  
15 subsection, a 'violation of speeding 10 miles per hour or less over the speed limit' does  
16 not include the offense of speeding in a school zone or a highway work zone in excess of  
17 the posted ~~school~~-zone speed limit."

18           Section 3. This act becomes effective October 1, 1997, and applies to  
19 violations which occur on or after that date.