

**GENERAL ASSEMBLY OF NORTH CAROLINA  
SESSION 2001**

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**SENATE BILL 438**

Short Title: No DWI on School Grounds.

(Public)

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Sponsors: Senators Garrou, Horton; Carter, Dalton, and Hagan.

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Referred to: Judiciary I.

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March 13, 2001

A BILL TO BE ENTITLED

AN ACT TO PROTECT SCHOOL GROUNDS FROM IMPAIRED DRIVERS.

The General Assembly of North Carolina enacts:

**SECTION 1.** G.S. 20-138.1(a) reads as rewritten:

"(a) Offense. – A person commits the offense of impaired driving if he drives any vehicle upon any highway, any street, any school grounds, or any public vehicular area within this State:

(1) While under the influence of an impairing substance; or

(2) After having consumed sufficient alcohol that he has, at any relevant time after the driving, an alcohol concentration of 0.08 or more."

**SECTION 2.** G.S. 20-4.01 is amended by adding a new subdivision to read:

"(39a) School Grounds. – All of any tract, parcel, or lot, any part of which is used by any public, private, or parochial school, college, university, or other educational institution for educational purposes."

**SECTION 3.** This act becomes effective December 1, 2001, and applies to offenses committed on or after that date.