

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2009

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HOUSE BILL 1729*
Committee Substitute Favorable 5/27/10
Committee Substitute #2 Favorable 6/9/10
Committee Substitute #3 Favorable 6/16/10

Short Title: Motor Vehicles Law Changes.

(Public)

Sponsors:

Referred to:

May 17, 2010

A BILL TO BE ENTITLED

1 AN ACT TO SPECIFY THE DATE OF EXPIRATION OF A COMMERCIAL DRIVERS
2 LICENSE; CLARIFY THE WORDING OF A SPECIAL LICENSE PLATE ON A
3 VEHICLE OVER SIX THOUSAND POUNDS; PROHIBIT SPECIFIED LICENSE
4 PLATE COVERS; REPEAL AUTHORIZATION FOR EMERGENCY USE OF
5 REGISTRATION PLATES; MAKE CHANGES TO THE LAW GOVERNING DEALER
6 PLATES AND TRANSPORTER PLATES; CLARIFY ELIGIBILITY FOR CERTAIN
7 FREE LICENSE PLATES; CLARIFY THE FEE FOR A SPECIAL PLATE ON A
8 PROPERTY HAULING VEHICLE; ELIMINATE THE FEE FOR REGISTRATION
9 RENEWAL BY MAIL; AMEND REQUIREMENT FOR SEPARATE REGISTRATION
10 OF LOGGING TRUCKS; MODIFY APPLICATION OF LIGHT-TRAFFIC ROAD
11 LIMITATIONS AND PENALTIES; AUTHORIZE INCIDENT MANAGEMENT
12 ASSISTANCE PATROL VEHICLES TO USE RED LIGHTS; EXTEND
13 APPLICABILITY OF THE MOVE OVER LAW TO VEHICLES BEING USED TO
14 RESTORE ELECTRIC UTILITY SERVICE DUE TO AN UNPLANNED EVENT;
15 MODIFY THE CURRENT PROHIBITION ON PARKING ON HIGHWAYS OR
16 HIGHWAY SHOULDERS; PROVIDE THAT FAILURE TO COMPLY WITH THE
17 LAWS GOVERNING TRANSPORTER PLATES IS GROUNDS FOR DENYING,
18 SUSPENDING, OR REVOKING A DEALER LICENSE; SPECIFY THAT THE
19 YELLOW LIGHT DURATION INTERVAL FOR A TRAFFIC CONTROL
20 PHOTOGRAPHIC SYSTEM BE SET OUT IN A TRAFFIC SIGNAL PLAN SIGNED
21 AND SEALED BY A PROFESSIONAL ENGINEER; CHANGE THE LAW
22 CONCERNING REMOVAL OF ABANDONED VEHICLES FROM STREETS AND
23 HIGHWAYS IN MUNICIPALITIES, EXEMPT HAULERS OF ANIMAL WASTE USED
24 IN AGRIBUSINESS FROM THE WEIGHT RESTRICTIONS ON STATE ROADS, AND
25 CLARIFY REQUIREMENTS FOR DOT INSPECTION PROGRAM CALL CENTER.

26 The General Assembly of North Carolina enacts:

27 **SECTION 1.** G.S. 20-7(f) reads as rewritten:

28 "(f) Duration and Renewal of Licenses. – Drivers licenses shall be issued and renewed
29 pursuant to the provisions of this subsection:

- 30 (1) Duration of license for persons under age 18. – A full provisional license
31 issued to a person under the age of 18 expires on the person's twenty-first
32 birthday.
33 (2) Duration of original license for persons at least 18 years of age or older. – A
34 drivers license issued to a person at least 18 years old but less than 54 years
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1 old expires on the birthday of the licensee in the eighth year after issuance.
2 A drivers license issued to a person at least 54 years old expires on the
3 birthday of the licensee in the fifth year after issuance. A commercial drivers
4 license shall expire on the birth date of the licensee in the fifth year after
5 issuance. A commercial drivers license that has a vehicles carrying
6 passengers (P) and school bus (S) endorsement issued pursuant to
7 G.S. 20-37.16 shall expire on the birth date of the licensee three years after
8 the date of issuance, if the licensee is certified to drive a school bus in North
9 Carolina.

10 (2a) Duration of renewed licenses. – A renewed drivers license that was issued
11 by the Division to a person at least 18 years old but less than 54 years old
12 expires eight years after the expiration date of the license that is renewed. A
13 renewed drivers license that was issued by the Division to a person at least
14 54 years old expires five years after the expiration date of the license that is
15 renewed. A commercial drivers license shall expire on the birth date of the
16 licensee in the fifth year after issuance.

17 (3) Duration of license for certain other drivers. – The durations listed in
18 subdivisions (1), (2) and (2a) of this subsection are valid unless the Division
19 determines that a license of shorter duration should be issued when the
20 applicant holds valid documentation issued by, or under the authority of, the
21 United States government that demonstrates the applicant's legal presence of
22 limited duration in the United States. In no event shall a license of limited
23 duration expire later than the expiration of the authorization for the
24 applicant's legal presence in the United States.

25 (3a) When to renew. – A person may apply to the Division to renew a license
26 during the 180-day period before the license expires. The Division may not
27 accept an application for renewal made before the 180-day period begins.

28 (3b) Renewal for certain members of the Armed Forces and reserve components
29 of the Armed Forces.

30 a. The Division may renew a drivers license, without limitation on the
31 period of time before the license expires, if the person applying for
32 renewal is a member of the Armed Forces or of a reserve component
33 of the Armed Forces of the United States and provides orders that
34 place the member on active duty and duty station outside this State.

35 b. A person who is a member of a reserve component of the Armed
36 Forces of the United States whose license bears an expiration date
37 that occurred while the person was on active duty outside this State
38 shall be considered to have a valid license until 60 days after the date
39 of release from active duty upon showing proof of the release date,
40 unless the license was rescinded, revoked, or otherwise invalidated
41 under some other provision of law. Notwithstanding the provisions of
42 this sub-subdivision, no license shall be considered valid more than
43 18 months after the date of expiration.

44 (4) Renewal by mail. – The Division may renew by mail a drivers license issued
45 by the Division to a person who meets any of the following descriptions:

46 a. Is a member of the Armed Forces or a reserve component of the
47 Armed Forces of the United States serving on active duty and is
48 stationed outside this State.

49 b. Is a resident of this State and has been residing outside the State for
50 at least 30 continuous days.

1 When renewing a license by mail, the Division may waive the examination
2 that would otherwise be required for the renewal and may impose any
3 conditions it finds advisable. A license renewed by mail is a temporary
4 license that expires 60 days after the person to whom it is issued returns to
5 this State.

- 6 (5) License to be sent by mail. – The Division shall issue to the applicant a
7 temporary driving certificate valid for 20 days, unless the applicant is
8 applying for renewal by mail under subdivision (4) of this subsection. The
9 temporary driving certificate shall be valid for driving purposes only and
10 shall not be valid for identification purposes. The Division shall produce the
11 applicant's drivers license at a central location and send it to the applicant by
12 first-class mail at the residence address provided by the applicant, unless the
13 applicant is ineligible for mail delivery by the United States Postal Service at
14 the applicant's residence. If the United States Postal Service documents that
15 it does not deliver to the residential address provided by the applicant, and
16 the Division has verified the applicant's residential address by other means,
17 the Division may mail the drivers license to the post office box provided by
18 the applicant. Applicants whose only mailing address prior to July 1, 2008,
19 was a post office box in this State may continue to receive their license at
20 that post office box, provided the applicant's residential address has been
21 verified by the Division."

22 **SECTION 2.** G.S. 20-63(b) reads as rewritten:

23 "(b) Every license plate shall have displayed upon it the registration number assigned to
24 the vehicle for which it is issued, the name of the State of North Carolina, which may be
25 abbreviated, and the year number for which it is issued or the date of expiration. A plate issued
26 for a commercial vehicle, as defined in G.S. 20-4.2(1), and weighing 26,001 pounds or more,
27 must bear the word "commercial," unless the plate is a special registration plate authorized in
28 G.S. 20-79.4 or the commercial vehicle is a trailer or is licensed for 6,000 pounds or less. The
29 plate issued for vehicles licensed for 7,000 pounds through 26,000 pounds must bear the word
30 "weighted". "weighted", unless the plate is a special registration plate authorized in
31 G.S. 20-79.4.

32 Except as otherwise provided in this subsection, a registration plate issued by the Division
33 for a private passenger vehicle or for a private hauler vehicle licensed for 6,000 pounds or less
34 shall be a "First in Flight" plate. A "First in Flight" plate shall have the words "First in Flight"
35 printed at the top of the plate above all other letters and numerals. The background of the plate
36 shall depict the Wright Brothers biplane flying over Kitty Hawk Beach, with the plane flying
37 slightly upward and to the right. The following special registration plates do not have to be a
38 "First in Flight" plate. The design of the plates that are not "First in Flight" plates must be
39 approved by the Division and the State Highway Patrol for clarity and ease of identification.

- 40 (1) Friends of the Great Smoky Mountains National Park.
41 (2) Rocky Mountain Elk Foundation.
42 (3) Blue Ridge Parkway Foundation.
43 (4) Friends of the Appalachian Trail.
44 (5) NC Coastal Federation.
45 (6) In God We Trust.
46 (7) Stock Car Racing Theme.
47 (8) Buddy Pelletier Surfing Foundation.
48 (9) Guilford Battleground Company.
49 (10) National Wild Turkey Federation.
50 (11) North Carolina Aquarium Society.
51 (12) First in Forestry.

- 1 (13) North Carolina Wildlife Habitat Foundation.
- 2 (14) NC Trout Unlimited.
- 3 (15) Ducks Unlimited.
- 4 (16) Lung Cancer Research.
- 5 (17) NC State Parks.
- 6 (18) Support Our Troops.
- 7 (19) US Equine Rescue League.
- 8 (20) Fox Hunting.
- 9 (21) Back Country Horsemen of North Carolina.
- 10 (22) Hospice Care.
- 11 (23) Home Care and Hospice.
- 12 (24) NC Tennis Foundation.
- 13 (25) AIDS Awareness."

14 **SECTION 3.** G.S. 20-63(g) reads as rewritten:

15 "(g) Alteration, Disguise, or Concealment of Numbers. – Any operator of a motor
16 vehicle who shall willfully mutilate, bend, twist, cover or cause to be covered or partially
17 covered by any bumper, light, spare tire, tire rack, strap, or other device, or who shall paint,
18 enamel, emboss, stamp, print, perforate, or alter or add to or cut off any part or portion of a
19 registration plate or the figures or letters thereon, or who shall place or deposit or cause to be
20 placed or deposited any oil, grease, or other substance upon such registration plates for the
21 purpose of making dust adhere thereto, or who shall deface, disfigure, change, or attempt to
22 change any letter or figure thereon, or who shall display a number plate in other than a
23 horizontal upright position, shall be guilty of a Class 2 misdemeanor. Any operator of a motor
24 vehicle who shall willfully cover or cause to be covered any part or portion of a registration
25 plate or the figures or letters thereon by any device designed or intended to prevent or interfere
26 with the taking of a clear photograph of a registration plate by a traffic control or toll collection
27 system using cameras commits an infraction and shall be ~~fined-penalized~~ under G.S. 14-3.1.
28 Any operator of a motor vehicle who shall otherwise intentionally cover any number or
29 registration renewal sticker on a registration plate with any material that makes the number or
30 registration renewal sticker illegible commits an infraction and shall be ~~fined-penalized~~ under
31 G.S. 14-3.1. Any operator of a motor vehicle who covers any registration number, registration
32 letter, or the State name on a registration plate, number on a year sticker, or number on a month
33 sticker with any frame or transparent clear or color-tinted cover that makes the registration
34 numbers, registration letters, the State name, or the numbers on the stickers illegible commits
35 an infraction and shall be penalized under G.S. 14-3.1. ~~Any operator of a motor vehicle who~~
36 ~~covers the State name, year sticker, or month sticker on a registration plate with a license plate~~
37 ~~frame commits an infraction and shall be fined under G.S. 14-3.1. Nothing in this subsection~~
38 ~~shall prohibit the use of transparent covers that do not prevent or interfere with the taking of a~~
39 ~~clear photograph of a registration plate by a traffic control or toll collection system using~~
40 ~~cameras."~~

41 **SECTION 4.** G.S. 20-64.2 is repealed.

42 **SECTION 5.** G.S. 20-79 reads as rewritten:

43 **"§ 20-79. Dealer license plates.**

44 (a) How to Get a Dealer Plate. – The Division may issue a person licensed under
45 Article 12 of this Chapter the appropriate classification of dealer license plate. A person
46 eligible for a dealer license plate may obtain one by filing an application with the Division and
47 paying the required fee. An application must be filed on a form provided by the Division. The
48 required fee is the amount set by G.S. 20-87(7).

49 (b) Number of Plates. – A dealer who was licensed under Article 12 of this Chapter for
50 the previous 12-month period ending December 31 may obtain the number of dealer license
51 plates allowed by the following table; the number allowed is based on the number of motor

1 vehicles the dealer sold during the relevant 12-month period and the average number of
 2 qualifying sales representatives the dealer employed during that same 12-month period:

<u>Vehicles Sold In Relevant</u>	<u>Maximum Number of Plates</u>
<u>12-Month Period</u>	
Fewer than 12	4 <u>3</u>
At least 12 but less than 25	4 <u>6</u>
At least 25 but less than 37	5 <u>7</u>
At least 37 but less than 49	6 <u>8</u>
49 or more	At least 6 <u>8</u> , but no more than 4 <u>5</u> times the average number of qualifying sales representatives employed by the dealer during the relevant 12-month period.

15 A dealer who was not licensed under Article 12 of this Chapter for part or all of the
 16 previous 12-month period ending December 31 may obtain the number of dealer license plates
 17 that equals four times the number of qualifying sales representatives employed by the dealer on
 18 the date the dealer files the application. A "qualifying sales representative" is a sales
 19 representative who works for the dealer at least 25 hours a week on a regular basis and is
 20 compensated by the dealer for this work.

21 A dealer who sold fewer than 49 motor vehicles the previous 12-month period ending
 22 December 31 but has sold at least that number since January 1 may apply for additional dealer
 23 license plates at any time. The maximum number of dealer license plates the dealer may obtain
 24 is the number the dealer could have obtained if the dealer had sold at least 49 motor vehicles in
 25 the previous 12-month period ending December 31.

26 A dealer who applies for a dealer license plate must certify to the Division the number of
 27 motor vehicles the dealer sold in the relevant period. Making a material misstatement in an
 28 application for a dealer license plate is grounds for the denial, suspension, or revocation of a
 29 dealer's license under G.S. 20-294.

30 A dealer engaged in the alteration and sale of specialty vehicles may apply for up to two
 31 dealer plates in addition to the number of dealer plates that the dealer would otherwise be
 32 entitled to under this section.

33 This subsection does not apply to manufacturers licensed under Article 12 of this Chapter.

34 (c) Form and Duration. – A dealer license plate is subject to G.S. 20-63, except for the
 35 requirement that the plate display the registration number of a motor vehicle and the
 36 requirement that the plate be a "First in Flight" plate. A dealer license plate must have a
 37 distinguishing symbol identifying the plate as a dealer license plate. The symbol may vary
 38 depending upon the classification of dealer license plate issued. The Division must provide
 39 suitably reduced sized license plates for motorcycle dealers and manufacturers.

40 A dealer license plate is issued for a period of one year. The Division shall vary the
 41 expiration dates of dealer registration renewals so that an approximately equal number expires
 42 at the end of each month, quarter, or other period consisting of one or more months. A dealer
 43 license plate may be transferred from one vehicle to another. When the Division issues a dealer
 44 plate, it may issue a registration that expires at the end of any monthly interval. When one of
 45 the following occurs, a dealer must surrender to the Division all dealer license plates issued to
 46 the dealer:

- 47 (1) The dealer surrenders the license issued to the dealer under Article 12 of this
 48 Chapter.
- 49 (2) The Division suspends or revokes the license issued to the dealer under
 50 Article 12 of this Chapter.

- 1 (3) The Division rescinds the dealer license plates because of a violation of the
2 restrictions on the use of a dealer license plate.

3 To obtain a dealer license plate after it has been surrendered, the dealer must file a new
4 application for a dealer license plate and pay the required fee for the plate.

5 (d) Restrictions on Use. – A dealer license plate or dealer transporter plate may be
6 displayed only on a motor vehicle that meets all of the following requirements:

- 7 (1) Is part of the inventory of the dealer.
8 (2) Is not consigned to the dealer.
9 (3) Is covered by liability insurance that meets the requirements of Article 9A of
10 this Chapter.

11 (4) Is not used by the dealer in another business in which the dealer is engaged.

12 (5) Is driven on a highway by a person who meets one of the following
13 descriptions:

14 a. Has a demonstration permit to test-drive the motor vehicle and
15 carries the demonstration permit while driving the motor vehicle.

16 b. Is an officer or sales representative of the dealer and is driving the
17 vehicle for a business purpose of the dealer.

18 c. Is an employee of the dealer and is driving the vehicle in the course
19 of employment.

20 d. Is an employee of the dealer, or an employee of a business contracted
21 by the dealer to pick up and repair or otherwise prepare for sale a
22 vehicle that is part of the inventory of the dealer. Where the vehicle
23 is being repaired or prepared for sale, the vehicle may only be
24 operated within a 10-mile radius of the place where it is being
25 repaired or prepared for sale.

26 e. Is an employee or contractor of the dealer when transporting a
27 vehicle that is part of the inventory of the dealer when the vehicle is
28 being transported to or from a vehicle auction, or transporting a
29 vehicle that is part of the inventory of the dealer to the dealer's
30 established salesroom.

31 f. A dealer transporter plate shall not be used for purposes of
32 subsections (a), (b), and (c) of this section.

33 (6) A copy of the registration card for the dealer plate or dealer transporter plate
34 issued to the dealer is carried by the person operating the motor vehicle or, if
35 the person is operating the motor vehicle in this State, the registration card is
36 maintained on file at the dealer's address listed on the registration card, and
37 the registration card must be able to be produced within 24 hours upon
38 request of any law enforcement officer.

39 A dealer may issue a demonstration permit for a motor vehicle to a person licensed to drive
40 that type of motor vehicle. A demonstration permit authorizes each person named in the permit
41 to drive the motor vehicle described in the permit for up to 96 hours after the time the permit is
42 issued. A dealer may, for good cause, renew a demonstration permit for one additional 96-hour
43 period.

44 A dealer may not lend, rent, lease, or otherwise place a dealer license plate at the disposal
45 of a person except as authorized by this subsection.

46 (e) Sanctions. – The following sanctions apply when a motor vehicle displaying a
47 dealer license plate is driven in violation of the restrictions on the use of the plate:

- 48 (1) The individual driving the motor vehicle is responsible for an infraction and
49 is subject to a penalty of ~~fifty dollars (\$50.00)~~ one hundred dollars
50 (\$100.00).

- 1 (2) The dealer to whom the plate is issued is subject to a civil penalty imposed
2 by the Division of ~~two hundred dollars (\$200.00)~~ two hundred fifty dollars
3 (\$250.00).
- 4 (3) The Division may rescind all dealer license plates issued to the dealer whose
5 plate was displayed on the motor vehicle.

6 A penalty imposed under subdivision (1) of this subsection is payable to the county where
7 the infraction occurred, as required by G.S. 14-3.1. A civil penalty imposed under subdivision
8 (2) of this subsection shall be credited to the Highway Fund as nontax revenue.

9 (f) Transfer of Dealer Registration. – No change in the name of a firm, partnership or
10 corporation, nor the taking in of a new partner, nor the withdrawal of one or more of the firm,
11 shall be considered a new business; but if any one or more of the partners remain in the firm, or
12 if there is change in ownership of less than a majority of the stock, if a corporation, the business
13 shall be regarded as continuing and the dealers' plates originally issued may continue to be
14 used.

15 (g) Penalties. – The clear proceeds of all civil penalties, civil forfeitures, and civil fines
16 that are collected by the Department of Transportation pursuant to this section shall be remitted
17 to the Civil Penalty and Forfeiture Fund in accordance with G.S. 115C-457.2.

18 (h) Definition. – For purposes of this section, the term "dealer" means a person who is
19 licensed under Article 12 of this Chapter."

20 **SECTION 6.** G.S. 20-79.2 reads as rewritten:

21 "**§ 20-79.2. Transporter plates.**

22 (a) Who Can Get a Plate. – ~~A person engaged in a business or a dealer licensed~~
23 pursuant to Article 12 of this Chapter requiring the limited operation of a motor vehicle for any
24 of the following purposes may obtain a transporter plate authorizing the movement of the
25 vehicle for the specific purpose:

- 26 (1) To facilitate the manufacture, construction, rebuilding, or delivery of new or
27 used truck cabs or bodies between manufacturer, dealer, seller, or purchaser.
- 28 (2) To repossess a motor vehicle. Any applicant for a transporter plate pursuant
29 to this subsection shall show proof of garage liability insurance coverage as
30 required by Article 9A of this Chapter. Issuance of a transporter plate for this
31 purpose shall be limited to a financial institution to repossess a motor vehicle
32 of which they are the recorded lienholder.
- 33 (3) To pick up and deliver a motor vehicle that is to be ~~repaired-repaired~~, is to
34 undergo a safety or emissions inspection, or is to otherwise be prepared for
35 sale by a dealer, to road-test the vehicle, if it is repaired, repaired or
36 inspected within a 40-mile20-mile radius of the place where it is repaired,
37 repaired or inspected, and to deliver the vehicle to the dealer. The road test
38 authorized by this subdivision may only be performed by a dealer licensed
39 under Article 12 of this Chapter or an independent repair facility that has a
40 current auto repair business privilege license and proof of financial
41 responsibility. Issuance of a transporter plate for this purpose to a repair
42 facility shall be limited to two transporter plates for each business.
- 43 (4) To move a motor vehicle that is owned by the business and is a replaced
44 vehicle offered for sale. The business must have 10 or more vehicles
45 registered to qualify for this provision.
- 46 (5) To take a motor vehicle either to or from a motor vehicle auction where the
47 vehicle will be or was offered for sale. Issuance of a transporter plate for this
48 purpose shall be limited to licensed dealers.
- 49 (6) To road-test a repaired truck whose GVWR is at least 15,000 pounds when
50 the test is performed within a 10-mile radius of the place where the truck
51 was repaired and the truck is owned by a person who has a fleet of at least

1 five trucks whose GVWRs are at least 15,000 pounds and who maintains the
2 place where the truck was repaired. Any applicant for a transporter plate
3 pursuant to this subsection shall show proof of garage liability insurance
4 coverage as required by Article 9A of this Chapter.

5 (7) To move a mobile office, a mobile classroom, or a mobile or manufactured
6 ~~home, home,~~ or to transport a newly manufactured travel trailer, fifth-wheel
7 trailer, or camping trailer between a manufacturer and a dealer. Any
8 transporter plate used for this purpose shall not be used on the power unit.

9 (8) To drive a motor vehicle that is at least ~~25~~35 years old to and from a parade
10 or another public event and to drive the motor vehicle in that event. A person
11 who owns a motor vehicle that is at least ~~25~~35 years old is considered to be
12 in the business of collecting those vehicles. These vehicles shall be titled in
13 this State and have proof of financial responsibility as required under Article
14 9A of this Chapter.

15 (9) To drive a motor vehicle that is part of the inventory of a dealer to and from
16 a motor vehicle trade show or exhibition or to, during, and from a parade in
17 which the motor vehicle is used. Issuance of a transporter plate for this
18 purpose shall be limited to licensed dealers.

19 (10) To drive special mobile equipment in any of the following circumstances:

20 a. From the manufacturer of the equipment to a facility of a dealer.

21 b. From one facility of a dealer to another facility of a dealer.

22 c. From a dealer to the person who buys the equipment from the dealer.

23 (b) How to Get a Plate. – A ~~person-business~~ may obtain a transporter plate by filing an
24 application with the Division and paying the required fee. An application must be on a form
25 provided by the Division and contain the information required by the Division. The fee for a
26 transporter plate is one-half the fee set in G.S. 20-87(5) for a passenger motor vehicle of not
27 more than 15 passengers.

28 (b1) Number of Plates. – The total number of ~~dealer transporter and-or~~ dealer plates
29 issued to a dealer may not exceed the total number of ~~dealer~~ plates that can be issued to the
30 dealer under G.S. 20-79(b). ~~This restriction does not apply to a person who is not a dealer.~~
31 Transporter plates issued to a dealer shall bear the words "Dealer-Transporter." This subsection
32 shall not apply to a person who is not a dealer.

33 (b2) Sanctions. – The following sanctions apply when a motor vehicle displaying a
34 "Dealer-Transporter" or "Transporter" license plate is driven in violation of the restrictions on
35 the use of the plate or in violation of the requirements for financial responsibility in this
36 section:

37 (1) The individual driving the motor vehicle is responsible for an infraction and
38 is subject to a penalty of ~~fifty dollars (\$50.00), one hundred dollars~~
39 (\$100.00).

40 (2) The ~~dealer-person, dealer, or business~~ to whom the plate is issued is subject
41 to a civil penalty imposed by the Division of ~~two hundred dollars (\$200.00),~~
42 two hundred fifty dollars (\$250.00) per occurrence.

43 (3) The Division may rescind all dealer license ~~plates-plates, dealer transporter~~
44 plates, or transporter plates issued to the ~~dealer-person, dealer, or business~~
45 whose plate was displayed on the motor vehicle.

46 (4) Any person, dealer, or business who sells, rents, leases, or otherwise
47 provides a transporter plate to another person or business in exchange for
48 money or any other thing of value shall be guilty of a Class I felony. Any
49 conviction for violation of this subdivision shall be considered a felony
50 involving moral turpitude for purposes of G.S. 20-294.

1 A penalty imposed under subdivision (1) of this subsection is payable to the county where
2 the infraction occurred, as required by G.S. 14-3.1. A civil penalty imposed under subdivision
3 (2) of this subsection shall be credited to the Highway Fund as nontax revenue. A law
4 enforcement officer having probable cause to believe that a transporter plate is being used in
5 violation of this section may seize the plate.

6 (c) Form, Duration, and Transfer. – ~~A transporter plate is a type of commercial license~~
7 ~~plate. A transporter plate issued to a dealer is issued on a fiscal year basis. A transporter plate~~
8 ~~issued to a person who is not a dealer is issued on a calendar year basis. A transporter license~~
9 ~~plate is subject to G.S. 20-63, except for the requirement that the plate display the registration~~
10 ~~number of a motor vehicle and the requirement that the plate be a "First in Flight" plate. A~~
11 ~~transporter license plate shall have a distinguishing symbol identifying the plate as a transporter~~
12 ~~license plate. The symbol may vary depending upon the classification of transporter license~~
13 ~~plate issued. A transporter license plate is issued for a period of one year. The Division shall~~
14 ~~vary the expiration dates of transporter registration renewals so that an approximately equal~~
15 ~~number expires at the end of each month, quarter, or other period consisting of one or more~~
16 ~~months. When the Division issues a transporter plate, it may issue a registration that expires at~~
17 ~~the end of any monthly interval. During the year for which it is issued, a person-business or~~
18 ~~dealer may transfer a transporter plate from one vehicle to another as long as the vehicle is~~
19 ~~driven only for a purpose authorized by subsection (a) of this section. The Division may shall~~
20 ~~rescind a transporter plate that is displayed on a motor vehicle driven for a purpose that is not~~
21 ~~authorized by subsection (a) of this section.~~

22 (d) A county may obtain one transporter plate, without paying a fee, by filing an
23 application with the Division on a form to be provided by the Division. A transporter plate
24 issued pursuant to this subsection may only be used to transport motor vehicles as part of a
25 program established by the county to receive donated motor vehicles and make them available
26 to low-income individuals.

27 If a motor vehicle is operated on the highways of this State using a transporter plate
28 authorized by this section, all of the following requirements shall be met:

- 29 (1) The driver of the vehicle shall have in his or her possession the certificate of
30 title for the motor vehicle, which has been properly reassigned by the
31 previous owner to the county or the affected donor program.
32 (2) The vehicle shall be covered by liability insurance that meets the
33 requirements of Article 9A of this Chapter.

34 The form and duration of the transporter plate shall be as provided in subsection (c) of this
35 section.

36 (e) Any vehicle being operated on the highways of this State using a transporter plate
37 shall have proof of financial responsibility that meets the requirement of Article 9A of this
38 Chapter."

39 **SECTION 7.** G.S. 20-79.7(a) reads as rewritten:

40 "(a) Fees. – Upon request, the Division shall provide and issue free of charge ~~one~~
41 ~~registration plate~~ a single Legion of Valor, 100% Disabled Veteran, and Ex-Prisoner of War
42 registration plate to a recipient of a Legion of Valor award, a 100% disabled veteran, and an
43 ex-prisoner of war. ~~war each year. The preceding special registration plates are subject to the~~
44 regular motor vehicle registration fees in G.S. 20-88, if the registered weight of the vehicle is
45 greater than 6,000 pounds. All other special registration plates, including additional Legion of
46 Valor, 100% Disabled Veteran, and Ex-Prisoner of War plates, plates are subject to the regular
47 motor vehicle registration fee in G.S. 20-87 or G.S. 20-88 plus an additional fee in the
48 following amount:

49"

50 **SECTION 8.** G.S. 20-85.1 reads as rewritten:

51 "**§ 20-85.1. Registration by mail; one-day title service; fees.**

1 (a) The owner of a vehicle registered in North Carolina may renew that vehicle
2 registration by mail. ~~A postage and handling fee of one dollar (\$1.00) per vehicle to be~~
3 ~~registered shall be charged for this service.~~

4 (b) The Commissioner and the employees of the Division designated by the
5 Commissioner may prepare and deliver upon request a certificate of title, charging a fee of
6 seventy-five dollars (\$75.00) for one-day title service, in lieu of the title fee required by
7 G.S. 20-85(a). The fee for one-day title service must be paid by cash or by certified check. This
8 fee shall be credited to the Highway Trust Fund.

9 ~~(c) The fee collected under subsection (a) shall be credited to the Highway Fund. The~~
10 ~~fee collected under subsection (b) shall be credited to the Highway Trust Fund."~~

11 **SECTION 9.** G.S. 20-88.02 reads as rewritten:

12 **"§ 20-88.02. Registration of logging vehicles.**

13 Upon receipt of an application on a form prescribed by it, the Division shall register ~~trucks,~~
14 ~~tractor trucks, trailers, and semitrailers~~ trucks and tractor trucks used exclusively in connection
15 with logging operations ~~in a separate category.~~ operations, as provided in section 4483(e) of the
16 Internal Revenue Code and 26 C.F.R. § 41.4483-6 for the collection of the federal heavy
17 vehicle use tax. For the purposes of this section, "logging" shall mean the harvesting of timber
18 and transportation from a forested site to places of sale.

19 Fees for the registration of vehicles under this section shall be the same as those ordinarily
20 charged for the type of vehicle being registered."

21 **SECTION 10.** G.S. 20-118(c) reads as rewritten:

22 **"§ 20-118. Weight of vehicles and load.**

23 ...

24 (c) Exceptions. – The following exceptions apply to G.S. 20-118(b) and 20-118(e).

- 25 (1) Two consecutive sets of tandem axles may carry a gross weight of 34,000
26 pounds each without penalty provided the overall distance between the first
27 and last axles of the consecutive sets of tandem axles is 36 feet or more.
- 28 (2) When a vehicle is operated in violation of G.S. 20-118(b)(1), 20-118(b)(2),
29 or 20-118(b)(3), but the gross weight of the vehicle or combination of
30 vehicles does not exceed that permitted by G.S. 20-118(b)(3), the owner of
31 the vehicle shall be permitted to shift the load within the vehicle, without
32 penalty, from one axle to another to comply with the weight limits in the
33 following cases:
- 34 a. Where the single-axle load exceeds the statutory limits, but does not
35 exceed 21,000 pounds.
- 36 b. Where the vehicle or combination of vehicles has tandem axles, but
37 the tandem-axle weight does not exceed 40,000 pounds.
- 38 (3) When a vehicle is operated in violation of G.S. 20-118(b)(4) the owner of
39 the vehicle shall be permitted, without penalty, to shift the load within the
40 vehicle from one axle to another to comply with the weight limits where the
41 single-axle weight does not exceed the posted limit by 2,500 pounds.
- 42 (4) A truck or other motor vehicle shall be exempt from such light-traffic road
43 limitations provided for pursuant to G.S. 20-118(b)(4), when transporting
44 supplies, material or equipment necessary to carry out a farming operation
45 engaged in the production of meats and agricultural crops and livestock or
46 poultry by-products or a business engaged in the harvest or processing of
47 seafood when the destination of such vehicle and load is located solely upon
48 said light-traffic road.
- 49 (5) The light-traffic road limitations provided for pursuant to subdivision (b)(4)
50 of this section do not apply to a vehicle while that vehicle is transporting
51 only the following from its point of origin on a light-traffic road to either one

1 of the two nearest highways that is not a light-traffic ~~road~~road. If that
2 vehicle's point of origin is a non-light-traffic road and that road is blocked by
3 light-traffic roads from all directions and is not contiguous with other
4 non-light-traffic roads, then the road at point of origin is treated as a
5 light-traffic road for purposes of this subdivision:

- 6 a. Processed or unprocessed seafood transported from boats or any
7 other point of origin to a processing plant or a point of further
8 distribution.
- 9 b. Meats or agricultural crop products transported from a farm to first
10 market.
- 11 c. Forest products originating and transported from a farm or from
12 woodlands to first market without interruption or delay for further
13 packaging or processing after initiating transport.
- 14 d. Livestock or poultry transported from their point of origin to a
15 processing plant or first market.
- 16 e. Livestock by-products or poultry by-products transported from their
17 point of origin to a rendering plant.
- 18 f. Recyclable material transported from its point of origin to a
19 scrap-processing facility for processing. As used in this subpart, the
20 terms "recyclable material" and "processing" have the same meaning
21 as in G.S. 130A-290(a).
- 22 g. Garbage collected by the vehicle from residences or garbage
23 dumpsters if the vehicle is fully enclosed and is designed specifically
24 for collecting, compacting, and hauling garbage from residences or
25 from garbage dumpsters. As used in this subpart, the term "garbage"
26 does not include hazardous waste as defined in G.S. 130A-290(a),
27 spent nuclear fuel regulated under G.S. 20-167.1, low-level
28 radioactive waste as defined in G.S. 104E-5, or radioactive material
29 as defined in G.S. 104E-5.
- 30 h. Treated sludge collected from a wastewater treatment facility.
- 31 i. Apples when transported from the orchard to the first processing or
32 packing point.
- 33 j. Trees grown as Christmas trees from the field, farm, stand, or grove
34 to first processing point.
- 35 (6) A truck or other motor vehicle shall be exempt from such light-traffic road
36 limitations provided by G.S. 20-118(b)(4) when such motor vehicles are
37 owned, operated by or under contract to a public utility, electric or telephone
38 membership corporation or municipality and such motor vehicles are used in
39 connection with installation, restoration or emergency maintenance of utility
40 services.
- 41 (7) A wrecker may tow any disabled truck or other motor vehicle or
42 combination of vehicles to a place for repairs, parking, or storage within 50
43 miles from the point that the vehicle was disabled and may tow a truck,
44 tractor, or other replacement vehicle to the site of the disabled vehicle
45 without being in violation of G.S. 20-118 provided that the wrecker and
46 towed vehicle or combination of vehicles otherwise meet all requirements of
47 this section.
- 48 (8) A firefighting vehicle operated by any member of a municipal or rural fire
49 department in the performance of his duties, regardless of whether members
50 of that fire department are paid or voluntary and any vehicle of a voluntary
51 lifesaving organization, when operated by a member of that organization

- 1 while answering an official call shall be exempt from such light-traffic road
2 limitations provided by G.S. 20-118(b)(4).
- 3 (9) Repealed by Session Laws 1993 (Reg. Sess., 1994), c. 761, s. 12.
- 4 (10) Fully enclosed motor vehicles designed specifically for collecting,
5 compacting and hauling garbage from residences, or from garbage
6 dumpsters shall, when operating for those purposes, be allowed a single axle
7 weight not to exceed 23,500 pounds on the steering axle on vehicles
8 equipped with a boom, or on the rear axle on vehicles loaded from the rear.
9 This exemption shall not apply to vehicles operating on interstate highways,
10 vehicles transporting hazardous waste as defined in G.S. 130A-290(a)(8),
11 spent nuclear fuel regulated under G.S. 20-167.1, low-level radioactive
12 waste as defined in G.S. 104E-5(9a), or radioactive material as defined in
13 G.S. 104E-5(14).
- 14 (11) A truck or other motor vehicle shall be exempt for light-traffic road
15 limitations issued under subdivision (b)(4) of this section when transporting
16 heating fuel for on-premises use at a destination located on the light-traffic
17 road.
- 18 (12) Subsections (b) and (e) of this section do not apply to a vehicle that meets all
19 of the conditions set out below:
- 20 a. Is hauling agricultural crops from the farm where the crop is grown
21 to any market within 150 miles of that farm.
- 22 b. Repealed by Session Laws 1993 (Reg. Sess., 1994), c. 761, s. 13.
- 23 b1. Does not operate on an interstate highway or exceed any posted
24 bridge weight limits during transportation or hauling of agricultural
25 products.
- 26 c. Does not exceed a single-axle weight of 22,000 pounds, a
27 tandem-axle weight of 42,000 pounds, or a gross weight of 90,000
28 pounds.
- 29 (13) Vehicles specifically designed for fire fighting that are owned by a
30 municipal or rural fire department. This exception does not apply to vehicles
31 operating on interstate highways.
- 32 (14) Subsections (b) and (e) of this section do not apply to a vehicle that meets all
33 of the conditions below, but all other enforcement provisions of this Article
34 remain applicable:
- 35 a. Is hauling aggregates from a distribution yard or a State-permitted
36 production site located within a North Carolina county contiguous to
37 the North Carolina State border to a destination in another state
38 adjacent to that county as verified by a weight ticket in the driver's
39 possession and available for inspection by enforcement personnel.
- 40 b. Does not operate on an interstate highway or exceed any posted
41 bridge weight limits.
- 42 c. Does not exceed 69,850 pounds gross vehicle weight and 53,850
43 pounds per axle grouping for tri-axle vehicles. For purposes of this
44 subsection, a tri-axle vehicle is a single power unit vehicle with a
45 three consecutive axle group on which the respective distance
46 between any two consecutive axles of the group, measured
47 longitudinally center to center to the nearest foot, does not exceed
48 eight feet. For purposes of this subsection, the tolerance provisions of
49 subsection (h) of this section do not apply, and vehicles must be
50 licensed in accordance with G.S. 20-88.

- 1 d. Repealed by Session Laws 2001-487, s. 10, effective December 16,
2 2001.
- 3 (15) Subsections (b) and (e) of this section do not apply to a vehicle or vehicle
4 combination that meets all of the conditions below, but all other enforcement
5 provisions of this Article remain applicable:
- 6 a. Is hauling wood residuals, including wood chips, sawdust, mulch, or
7 tree bark from any site; is hauling raw logs to first market; ~~or~~ is
8 transporting bulk soil, bulk rock, sand, sand rock, or asphalt millings
9 from a site that does not have a certified scale for weighing the
10 ~~vehicle-vehicle~~; or is hauling animal waste products from the animal
11 waste storage site to a farm or field.
- 12 b. Does not operate on an interstate highway, a posted light-traffic road,
13 except as provided by subdivision (c)(5) of this section, or exceed
14 any posted bridge weight limits.
- 15 c. Does not exceed a maximum gross weight 4,000 pounds in excess of
16 what is allowed in subsection (b) of this section.
- 17 d. Does not exceed a single-axle weight of more than 22,000 pounds
18 and a tandem-axle weight of more than 42,000 pounds.

19"

20 **SECTION 11.** G.S. 20-130.1 reads as rewritten:

21 **"§ 20-130.1. Use of red or blue lights on vehicles prohibited; exceptions.**

22 (a) It is unlawful for any person to install or activate or operate a red light in or on any
23 vehicle in this State. As used in this subsection, unless the context requires otherwise, "red
24 light" means an operable red light not sealed in the manufacturer's original package which: (i)
25 is designed for use by an emergency vehicle or is similar in appearance to a red light designed
26 for use by an emergency vehicle; and (ii) can be operated by use of the vehicle's battery,
27 vehicle's electrical system, or a dry cell battery. As used in this subsection, the term "red light"
28 shall also mean any forward facing red light installed on a vehicle after initial manufacture of
29 the vehicle.

30 (b) The provisions of subsection (a) of this section do not apply to the following:

- 31 (1) A police car;
32 (2) A highway patrol car;
33 (3) A vehicle owned by the Wildlife Resources Commission and operated
34 exclusively for law-enforcement purposes;
35 (4) An ambulance;
36 (5) A vehicle used by an organ procurement organization or agency for the
37 recovery and transportation of blood, human tissues, or organs for
38 transplantation;
39 (6) A fire-fighting vehicle;
40 (7) A school bus;
41 (8) A vehicle operated by any member of a municipal or rural fire department in
42 the performance of his duties, regardless of whether members of that fire
43 department are paid or voluntary;
44 (9) A vehicle of a voluntary lifesaving organization (including the private
45 vehicles of the members of such an organization) that has been officially
46 approved by the local police authorities and which is manned or operated by
47 members of that organization while answering an official call;
48 (10) A vehicle operated by medical doctors or anesthetists in emergencies;
49 (11) A motor vehicle used in law enforcement by the sheriff, or any salaried rural
50 policeman in any county, regardless of whether or not the county owns the
51 vehicle;

- 1 (11a) A vehicle operated by the State Fire Marshal or his representatives in the
2 performance of their duties, whether or not the State owns the vehicle;
3 (12) A vehicle operated by any county fire marshal, assistant fire marshal, or
4 emergency management coordinator in the performance of his duties,
5 regardless of whether or not the county owns the vehicle;
6 (13) A light required by the Federal Highway Administration;
7 (14) A vehicle operated by a transplant coordinator who is an employee of an
8 organ procurement organization or agency when the transplant coordinator is
9 responding to a call to recover or transport human tissues or organs for
10 transplantation;
11 (15) A vehicle operated by an emergency medical service as an emergency
12 support vehicle; ~~and~~
13 (16) A State emergency management ~~vehicle-vehicle; and~~
14 (17) An Incident Management Assistance Patrol vehicle operated by the
15 Department of Transportation, when using rear-facing red lights while
16 stopped for the purpose of providing assistance or incident management.

17 (c) It is unlawful for any person to possess a blue light or to install, activate, or operate
18 a blue light in or on any vehicle in this State, except for a publicly owned vehicle used for law
19 enforcement purposes or any other vehicle when used by law enforcement officers in the
20 performance of their official duties. As used in this subsection, unless the context requires
21 otherwise, "blue light" means any forward facing blue light installed on a vehicle after initial
22 manufacture of the vehicle; or an operable blue light which:

- 23 (1) Is not (i) being installed on, held in inventory for the purpose of being
24 installed on, or held in inventory for the purpose of sale for installation on a
25 vehicle on which it may be lawfully operated or (ii) installed on a vehicle
26 which is used solely for the purpose of demonstrating the blue light for sale
27 to law enforcement personnel;
28 (1a) Is designed for use by an emergency vehicle, or is similar in appearance to a
29 blue light designed for use by an emergency vehicle; and
30 (2) Can be operated by use of the vehicle's battery, the vehicle's electrical
31 system, or a dry cell battery.

32 (c1) The provisions of subsection (c) of this section do not apply to the possession and
33 installation of an inoperable blue light on a vehicle that is inspected by and registered with the
34 Department of Motor Vehicles as a specially constructed vehicle and that is used primarily for
35 participation in shows, exhibitions, parades, or holiday/weekend activities, and not for general
36 daily transportation. For purposes of this subsection, "inoperable blue light" means a
37 blue-colored lamp housing or cover that does not contain a lamp or other mechanism having
38 the ability to produce or emit illumination.

39 (d) Repealed by Session Laws 1999-249, s. 1.

40 (e) Violation of subsection (a) or (c) of this section is a Class 1 misdemeanor."

41 **SECTION 12.** G.S. 20-157(f) reads as rewritten:

42 "(f) When an authorized emergency vehicle as described in subsection (a) of this section
43 or any public service vehicle is parked or standing within 12 feet of a roadway and is giving a
44 warning signal by appropriate light, the driver of every other approaching vehicle shall, as soon
45 as it is safe and when not otherwise directed by an individual lawfully directing traffic, do one
46 of the following:

- 47 (1) Move the vehicle into a lane that is not the lane nearest the parked or
48 standing authorized emergency vehicle or public service vehicle and
49 continue traveling in that lane until safely clear of the authorized emergency
50 vehicle. This paragraph applies only if the roadway has at least two lanes for
51 traffic proceeding in the direction of the approaching vehicle and if the

1 approaching vehicle may change lanes safely and without interfering with
2 any vehicular traffic.

- 3 (2) Slow the vehicle, maintaining a safe speed for traffic conditions, and operate
4 the vehicle at a reduced speed and be prepared to stop until completely past
5 the authorized emergency vehicle or public service vehicle. This paragraph
6 applies only if the roadway has only one lane for traffic proceeding in the
7 direction of the approaching vehicle or if the approaching vehicle may not
8 change lanes safely and without interfering with any vehicular traffic.

9 For purposes of this section, "public service vehicle" means a vehicle that is being used to assist
10 motorists or law enforcement officers with wrecked or disabled vehicles, or is a vehicle being
11 used to restore electric utility service due to an unplanned event, and is operating an
12 amber-colored flashing light authorized by G.S. 20-130.2. Violation of this subsection shall be
13 negligence per se."

14 **SECTION 13.** G.S. 20-161(a) reads as rewritten:

15 "(a) No person shall park or leave standing any vehicle, whether attended or unattended,
16 upon the ~~paved or~~ main-traveled portion of any highway or highway bridge ~~outside municipal~~
17 ~~corporate limits~~ with the speed limit posted less than 45 miles per hour unless the vehicle is
18 disabled to such an extent that it is impossible to avoid stopping and temporarily leaving the
19 vehicle upon the paved or main traveled portion of the highway or highway bridge. This
20 subsection shall not apply to a solid waste vehicle stopped on a highway while engaged in
21 collecting garbage as defined in G.S. 20-118(c)(5)g. or recyclable material as defined in
22 G.S. 130A-290(a)(26)."

23 **SECTION 14.** G.S. 20-161 is amended by adding a new subsection to read:

24 "(a1) No person shall park or leave standing any vehicle, whether attended or unattended,
25 upon the paved or main-traveled portion of any highway or highway bridge with the speed limit
26 posted 45 miles per hour or greater unless the vehicle is disabled to such an extent that it is
27 impossible to avoid stopping and temporarily leaving the vehicle upon the paved or
28 main-traveled portion of the highway or highway bridge. This subsection shall not apply to a
29 solid waste vehicle stopped on a highway while engaged in collecting garbage as defined in
30 G.S. 20-118(c)(5)g. or recyclable material as defined in G.S. 130A-290(a)(26)."

31 **SECTION 15.** G.S. 20-161(b) reads as rewritten:

32 "(b) No person shall park or leave standing any vehicle upon the shoulder of a public
33 highway ~~outside municipal corporate limits~~ unless the vehicle can be clearly seen by
34 approaching drivers from a distance of 200 feet in both directions and does not obstruct the
35 normal movement of traffic."

36 **SECTION 16.** G.S. 20-294(2) reads as rewritten:

37 **"§ 20-294. Grounds for denying, suspending or revoking licenses.**

38 The Division may deny, suspend, or revoke a license issued under this Article for any one
39 or more of the following grounds:

40 ...

- 41 (2) Willfully and intentionally failing to comply with this Article, Article 15 of
42 this Chapter, or G.S. 20-52.1, 20-75, 20-79.1, 20-79.2, 20-108, 20-109, or a
43 rule adopted by the Division under this Article."

44 **SECTION 17.** G.S. 160A-300.1(c1) reads as rewritten:

45 "(c1) The duration of the yellow light change interval at intersections where traffic control
46 photographic systems are in use shall be no less than the yellow light change interval duration
47 specified ~~in the Design Manual developed by the Signals and Geometries Section of the North~~
48 ~~Carolina Department of Transportation~~ on the traffic signal plan of record signed and sealed by
49 a professional engineer, licensed in accordance with the provisions of Chapter 89C of the
50 General Statutes, and shall comply with the provisions of the Manual on Uniform Traffic
51 Control Devices."

1 **SECTION 18.** G.S. 160A-300.2(e), as enacted by Section 3 of S.L. 2001-286,
2 reads as rewritten:

3 "(e) The duration of the yellow light change interval at intersections where traffic control
4 photographic systems are in use shall be no less than the yellow light change interval duration
5 specified ~~in the Design Manual developed by the Signals and Geometries Section of the North~~
6 ~~Carolina Department of Transportation on the traffic signal plan of record signed and sealed by~~
7 a professional engineer, licensed in accordance with the provisions of Chapter 89C of the
8 General Statutes, and shall comply with the provisions of the Manual on Uniform Traffic
9 Control Devices."

10 **SECTION 19.** G.S. 160A-300.3(e), as enacted by Section 4 of S.L. 2001-286,
11 reads as rewritten:

12 "(e) The duration of the yellow light change interval at intersections where traffic control
13 photographic systems are in use shall be no less than the yellow light change interval duration
14 specified ~~in the Design Manual developed by the Signals and Geometries Section of the North~~
15 ~~Carolina Department of Transportation on the traffic signal plan of record signed and sealed by~~
16 a professional engineer, licensed in accordance with the provisions of Chapter 89C of the
17 General Statutes, and shall comply with the provisions of the Manual on Uniform Traffic
18 Control Devices."

19 **SECTION 20.** G.S. 160A-303(b1)(4) reads as rewritten:

20 "(4) Is left on any public street or highway for longer than seven ~~days~~ days or is
21 determined by law enforcement to be a hazard to the motoring public."

22 **SECTION 21.** Section 25.10 of S.L. 2009-451, as added by Section 20 of S.L.
23 2009-575, reads as rewritten:

24 **"DMV TO MOVE ~~EMISSIONS~~ INSPECTION PROGRAM CALL CENTER TO**
25 **NORTH CAROLINA**

26 **"SECTION 25.10.** The Department of Transportation, Division of Motor Vehicles, shall
27 replace the current out-of-state contractors handling questions ~~from service station operators~~
28 about the State's ~~emissions inspection~~ program with State employees at an existing Division of
29 Motor Vehicles call center within the State. The Department of Transportation, Division of
30 Motor Vehicles, is authorized to create up to 15 new receipt-supported positions to replace the
31 current out-of-state contractors."

32 **SECTION 22.** Sections 21 and 22 of this act are effective when it becomes law.
33 The remainder of this act becomes effective December 1, 2010, and applies to offenses
34 committed on or after that date.