

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2011

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HOUSE DRH50184-MA-253 (03/24)

Short Title: Habitual DWI Restoration Clarification.

(Public)

Sponsors: Representative McElraft.

Referred to:

- 1 A BILL TO BE ENTITLED
2 AN ACT TO CLARIFY WHEN A PERSON MAY APPLY FOR A RESTORATION OF THE
3 PERSON'S LICENSE AFTER A HABITUAL DWI CONVICTION.
4 The General Assembly of North Carolina enacts:
5 **SECTION 1.** G.S. 20-19(e4) reads as rewritten:
6 "(e4) When a person's license is revoked under G.S. 20-138.5(d), the Division may
7 conditionally restore the license of that person after it has been revoked for at least 10 years
8 after ~~the completion of any sentence imposed by the court,~~conviction if the person provides the
9 Division with satisfactory proof of all of the following:
10 (1) In the 10 years immediately preceding the person's application for a restored
11 license, the person has not been convicted in North Carolina or in any other
12 state or federal court of a motor vehicle offense, an alcohol beverage control
13 law offense, a drug law offense, or any other criminal offense.
14 (2) The person ~~is not currently a user of alcohol, unlawfully using any~~
15 ~~controlled substance, or~~has not used alcohol or unlawfully used controlled
16 substances since the person's conviction and is not currently an excessive
17 user of prescription drugs."
18 **SECTION 2.** This act is effective when it becomes law.



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