

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2019

FILED SENATE
Feb 21, 2019
S.B. 112
PRINCIPAL CLERK

S

D

SENATE BILL DRS45041-MLf-59

Short Title: DL Restoration/DWI Treatment Court. (Public)

Sponsors: Senators J. Davis and Van Duyn (Primary Sponsors).

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO AUTHORIZE THE DIVISION OF MOTOR VEHICLES TO CONDITIONALLY
3 RESTORE THE DRIVERS LICENSES OF PERSONS WHO HAVE SUCCESSFULLY
4 COMPLETED A DRUG TREATMENT OR DWI TREATMENT COURT PROGRAM.

5 The General Assembly of North Carolina enacts:

6 **SECTION 1.** G.S. 20-19 is amended by adding a new subsection to read:

7 "(d1) Notwithstanding any other provision of law, when a person's license is revoked for
8 an impaired driving offense and the person is sentenced pursuant to G.S. 20-179, the Division
9 may conditionally restore the person's license after it has been revoked for at least one year if the
10 person (i) provides the Division with a certificate of graduation from a Drug Treatment or Driving
11 While Impaired (DWI) Treatment Court Program established pursuant to Article 62 of Chapter
12 7A of the General Statutes, (ii) provides the Division with a letter of recommendation from the
13 presiding judge of the Drug Treatment or DWI Treatment Court, and (iii) pays, in addition to any
14 other applicable fees, a fee of twenty-five dollars (\$25.00). The twenty-five-dollar (\$25.00) fee
15 shall be deposited in the Highway Fund. If the Division restores the person's license, it shall place
16 all of the following restrictions, requirements, and conditions on the person for the duration of
17 the original revocation period:

- 18 (1) A requirement that all registered vehicles owned by that person be equipped
19 with a functioning ignition interlock system in accordance with
20 G.S. 20-17.8(c1).
21 (2) A restriction that the person may operate only a motor vehicle equipped with
22 a functioning ignition interlock system of a type approved by the
23 Commissioner that is set to prohibit driving with an alcohol concentration of
24 greater than 0.00.
25 (3) A requirement that the person personally activate the ignition interlock system
26 before driving the motor vehicle.

27 In addition, the Division may place other reasonable restrictions, requirements, and
28 conditions on the person for the duration of the original revocation period."

29 **SECTION 2.** This act becomes effective December 1, 2019.

