

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1993

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SENATE BILL 24

Short Title: Weapons at School– No NCDL.

(Public)

Sponsors: Senators Harris; and Smith.

Referred to: Judiciary I.

February 1, 1993

A BILL TO BE ENTITLED

1 AN ACT TO PROVIDE THAT ANY JUVENILE BRINGING A GUN OR
2 DANGEROUS WEAPON TO SCHOOL SHALL BE INELIGIBLE FOR A
3 NORTH CAROLINA DRIVERS LICENSE UNTIL THE JUVENILE IS
4 EIGHTEEN YEARS OF AGE.
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6 The General Assembly of North Carolina enacts:

7 Section 1. G.S. 20-9 is amended by adding a new subsection to read:

8 "(a1) The Division shall not issue a drivers license to any person under 17 years of
9 age who was convicted of an offense under G.S. 14-269.2, or was adjudicated
10 delinquent for acts that would constitute a violation of G.S. 14-269.2 if committed by an
11 adult, if the offense or act occurred before the person reached the age of 16."

12 Sec. 2. Chapter 20 of the General Statutes is amended by adding a new
13 section to read:

14 "**§ 20-17.5. Revocation of provisional license for gun on campus convictions.**

15 (a) The Division shall revoke the drivers license of a provisional licensee who is
16 convicted of an offense under G.S. 14-269.2 if the offense occurred when the person
17 was 16 years of age or older.

18 (b) A revocation under this section shall be until the person reaches 18 years of
19 age.

20 (c) Revocations under this section shall run concurrently with any other
21 revocations, but a limited driving privilege issued pursuant to law does not authorize a
22 provisional licensee to drive if his license is revoked under this section."

23 Sec. 3. G.S. 20-24(a) reads as rewritten:

1 "(a) Whenever any person is convicted of any offense for which this Article makes
2 mandatory the revocation of the driver's license of such person by the Division, the
3 court in which such conviction is had shall require the surrender to it of all drivers'
4 licenses then held by the person so convicted and the court shall thereupon forward the
5 same, together with a record of such conviction, to the Division within 30 days.

6 When any juvenile who has not reached his eighteenth birthday is convicted of any
7 offense under G.S. 14-269.2, or is adjudicated delinquent for acts that would constitute
8 a violation of G.S. 14-269.2 if committed by an adult, the court shall report the
9 conviction or adjudication of delinquency to the Division within 30 days. The Division
10 is an authorized agency pursuant to G.S. 7A-675 to maintain juvenile records.

11 The clerks of court, assistant clerks of court and deputy clerks of court in which any
12 person is convicted, and as a result thereof the revocation or suspension of the driver's
13 license of such person is required under the provisions of this Chapter, are hereby
14 designated as agents of the Division of Motor Vehicles for the purpose of receiving all
15 drivers' licenses required to be surrendered under this section, and are hereby authorized
16 to and shall give to such licensee a dated receipt for any such license surrendered, such
17 receipt to be upon such form as may be approved by the Commissioner of Motor
18 Vehicles. The original of such receipt shall be mailed forthwith to the Driver License
19 Section of the Division of Motor Vehicles together with the driver's license. Any
20 driver's license which has been surrendered and for which a receipt has been issued as
21 herein required shall be revoked or suspended as the case may be as of the date shown
22 upon the receipt issued to such person."

23 Sec. 4. G.S. 20-27(a) reads as rewritten:

24 "(a) All records of the Division pertaining to application and to drivers' licenses,
25 except the confidential medical report referred to in G.S. 20-7 and the records of acts of
26 delinquency that would constitute a violation of offenses under G.S. 14-269.2 required
27 to be reported by G.S. 20-24(a), of the current or previous five years shall be open to
28 public inspection at any reasonable time during office hours and copies shall be
29 provided pursuant to the provisions of G.S.
30 20-26."

31 Sec. 5. This act becomes effective August 15, 1993, and applies to all
32 offenses or acts of delinquency committed on or after August 15, 1993.