

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2009

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HOUSE DRH10793-MA-292 (3/11)

Short Title: Habitual DWI-Reinstatement Petition/10 Yrs.

(Public)

Sponsors: Representative Sutton.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO ALLOW AN INDIVIDUAL CONVICTED OF HABITUAL DRIVING WHILE
3 IMPAIRED TO BE ELIGIBLE TO PETITION FOR A HEARING TO RESTORE
4 DRIVING PRIVILEGES AFTER TEN YEARS WITHOUT ANY TRAFFIC OR
5 CRIMINAL CONVICTIONS.

6 The General Assembly of North Carolina enacts:

7 SECTION 1. G.S. 20-138.5(d) reads as rewritten:

8 "§ 20-138.5. Habitual impaired driving.

9 ...

10 (d) A person convicted under this section shall have his license permanently revoked. A
11 person whose license is revoked pursuant to this section shall be eligible for reinstatement in
12 the same manner as a person convicted of violating G.S. 20-138.1, if the person has not been
13 convicted of any criminal or motor vehicle violations in the 10 years prior to an application for
14 reinstatement and not sooner than 10 years after the completion of any sentence imposed by the
15 court has been completed.

16"

17 SECTION 2. This act becomes effective December 1, 2009, and applies to
18 applications for reinstatement that occur on or after that date.



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