

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2005

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SENATE BILL 217
Judiciary II Committee Substitute Adopted 5/31/05

Short Title: Drivers License Revocation for ABC Violation.

(Public)

Sponsors:

Referred to:

February 24, 2005

A BILL TO BE ENTITLED

AN ACT TO PROVIDE FOR THE REVOCATION OF THE DRIVERS LICENSE OF ANY PERSON CONVICTED OF GIVING ALCOHOLIC BEVERAGES TO, OR AIDING AND ABETTING THE PURCHASE OR POSSESSION OF ALCOHOLIC BEVERAGES BY, AN UNDERAGE PERSON AND TO ALLOW FOR A LIMITED DRIVING PRIVILEGE.

The General Assembly of North Carolina enacts:

SECTION 1. G.S. 18B-302(g) reads as rewritten:

"(g) Conviction Report Sent to Division of Motor Vehicles. – The court shall file a conviction report with the Division of Motor Vehicles indicating the name of the person convicted and any other information requested by the Division if the person is convicted ~~of~~ of any of the following:

- (1) A violation of subsection (e) or (f) of this ~~section~~; or section.
- (2) A violation of ~~subdivision (e)(1)~~ subsection (c) of this section; or
- (3) A violation of subsection (b) of this section, if the violation occurred while the person was purchasing or attempting to purchase an alcoholic beverage.
- (4) A violation of subsection (a) of this section, if the violation occurred while the person was giving an alcoholic beverage to an underage person.

Upon receipt of a conviction report, the Division shall revoke the person's license as required by G.S. 20-17.3."

SECTION 2. G.S. 20-17.3 reads as rewritten:

"§ 20-17.3. **Revocation for underage purchasers of alcohol.**

The Division shall revoke for one year the driver's license of any person who has been convicted of violating any of the following:

- (1) ~~G.S. 18B-302(e)(1)~~; G.S. 18B-302(c), (e), or (f); or
- (2) G.S. 18B-302(b), if the violation occurred while the person was purchasing or attempting to purchase an alcoholic beverage.

1 (3) G.S. 18B-302(a), except that this subdivision shall only apply if the
2 violation occurred while the person was giving an alcoholic beverage
3 to an underage person.

4 If the person's license is currently suspended or revoked, then the revocation under this
5 section shall begin at the termination of that revocation. A person whose license is
6 revoked under this section for a violation of G.S. 18B-302(a) or G.S. 18B-302(c) shall
7 be eligible for a limited driving privilege under G.S. 20-179.3."

8 **SECTION 3.** This act becomes effective December 1, 2005, and applies to
9 offenses committed on or after that date.