

**GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2007**

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SENATE BILL 1800*

Short Title: Amend Definitions/MV Law/Federal Compliance.-AB (Public)

Sponsors: Senators Jenkins; and Jones.

Referred to: Agriculture/Environment/Natural Resources.

May 21, 2008

1 A BILL TO BE ENTITLED
2 AN ACT TO AMEND THE DEFINITIONS OF "HAZARDOUS MATERIALS" AND
3 "STATE" UNDER NORTH CAROLINA'S MOTOR VEHICLE LAWS IN ORDER
4 TO COMPLY WITH FEDERAL LAW, AS RECOMMENDED BY THE JOINT
5 LEGISLATIVE TRANSPORTATION OVERSIGHT COMMITTEE.

6 The General Assembly of North Carolina enacts:

7 **SECTION 1.** G.S. 20-4.01 reads as rewritten:

8 **"§ 20-4.01. Definitions.**

9 Unless the context requires otherwise, the following definitions apply throughout
10 this Chapter to the defined words and phrases and their cognates:

11 ...

12 (12c) Hazardous Materials. – ~~Materials designated as hazardous by the~~
13 ~~United States Secretary of Transportation under 49 U.S.C. § 1803.~~ Any
14 material that has been designated as hazardous under 49 U.S.C. 5103
15 and is required to be placarded under Subpart F of 49 C.F.R. Part 172,
16 or any quantity of a material listed as a select agent or toxin under 42
17 C.F.R. Part 73.

18 ...

19 (45) State. – A state, territory, or possession of the United States, District of
20 Columbia, Commonwealth of Puerto Rico, a province of Canada, or
21 the Sovereign Nation of the Eastern Band of the Cherokee Indians with
22 tribal lands, as defined in 18 U.S.C. § 1151, located within the
23 boundaries of the State of North Carolina. For provisions in this
24 Chapter that apply to commercial drivers licenses, "state" means a
25 state of the United States and the District of Columbia.

26 ..."

27 **SECTION 2.** This act is effective when it becomes law.