

- 1 a. A place in the United States and a place in a foreign country.
2 b. Places in the United States through any foreign country.
3 (3) Interstate commerce. – As defined in 49 C.F.R. Part 390.5.
4 (3a) Interstate motor carrier. – Any person, firm, or corporation that
5 operates or controls a commercial motor vehicle as defined in 49
6 C.F.R. § 390.5 in interstate commerce.
7 (4) Intrastate commerce. – As defined in 49 C.F.R. Part 390.5.
8 (5) Intrastate motor carrier. – Any person, firm, or corporation that
9 operates or controls a commercial motor vehicle as defined in G.S. 20-
10 4.01(3d) in intrastate commerce."

11 **SECTION 4.** G.S. 20-381(a) is amended by adding a new subdivision to

12 read:

13 "(2b) To prohibit the operation of any motor carrier in interstate or intrastate
14 operations when the motor carrier has failed to maintain minimum
15 safety standards as required by the Federal Motor Carrier Safety
16 Regulations, and has been determined by the Federal Motor Carrier
17 Safety Administration or by the Division to be an unfit carrier based
18 on safety compliance. In the event of an interstate carrier who has been
19 ordered to cease operations by the Federal Motor Carrier Safety
20 Administration, any intrastate operations of that motor carrier shall
21 also be prohibited until the motor carrier has complied with the
22 minimum safety requirements."

23 **SECTION 5.** This act becomes effective December 1, 2002.