

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2011

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HOUSE DRH11060-MH-37 (03/02)

Short Title: Safe Driver Incentive Plan Changes.

(Public)

Sponsors: Representative Spear.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO PROVIDE THAT THERE SHALL BE NO PREMIUM SURCHARGE OR ASSESSMENT OF POINTS UNDER THE SAFE DRIVER INCENTIVE PLAN FOR ANY CONVICTION OF SPEEDING FIFTEEN MILES PER HOUR OR LESS OVER THE SPEED LIMIT.

The General Assembly of North Carolina enacts:

SECTION 1. G.S. 58-36-75 reads as rewritten:

"§ 58-36-75. **At-fault accidents and certain moving traffic violations under the Safe Driver Incentive Plan.**

...

(f) The subclassification plan shall provide that with respect to a conviction for a "violation of speeding ~~40 miles per hour or less~~ 15 miles per hour or less over the speed limit" there shall be no premium surcharge nor any assessment of points unless there is a driving record consisting of a conviction or convictions for a moving traffic violation or violations, except for a prayer for judgment continued for any moving traffic violation, during the three years immediately preceding the date of application or the preparation of the renewal. The subclassification plan shall also provide that with respect to a prayer for judgment continued for any moving traffic violation, there shall be no premium surcharge nor any assessment of points unless the vehicle owner, principal operator, or any licensed operator in the owner's household has a driving record consisting of a prayer or prayers for judgment continued for any moving traffic violation or violations during the three years immediately preceding the date of application or the preparation of the renewal. For the purpose of this subsection, a "prayer for judgment continued" means a determination of guilt by a jury or a court though no sentence has been imposed. For the purpose of this subsection, a "violation of speeding ~~40 miles per hour or less~~ 15 miles per hour or less over the speed limit" does not include the offense of speeding in a school zone in excess of the posted school zone speed limit."

SECTION 2. This act becomes effective January 1, 2012.

