

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2011

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SENATE BILL 895*
Transportation Committee Substitute Adopted 5/30/12

Short Title: DOT Division of Motor Vehicles Leg. Requests.-AB

(Public)

Sponsors:

Referred to:

May 24, 2012

1 A BILL TO BE ENTITLED
2 AN ACT TO AMEND STATUTES RELATED TO MOTORCYCLE LICENSES, TO
3 ELIMINATE A REQUIREMENT TO LIST RACE ON DRIVERS LICENSES, AND TO
4 DELAY THE IMPLEMENTATION OF TWO CHANGES TO DRIVERS LICENSES
5 PENDING AN INFORMATION TECHNOLOGY SYSTEM UPGRADE, AS
6 RECOMMENDED BY THE JOINT LEGISLATIVE TRANSPORTATION OVERSIGHT
7 COMMITTEE.

8 The General Assembly of North Carolina enacts:

9 SECTION 1. G.S. 20-7(a1) and (a2) read as rewritten:

10 "(a1) Motorcycles and Mopeds. – To drive a motorcycle, a person shall have one of the
11 following:

- 12 (1) A full provisional license with a motorcycle learner's permit.
- 13 (2) A regular drivers license with a motorcycle learner's permit.
- 14 (3) A full provisional license with a motorcycle endorsement.
- 15 (4) A regular drivers ~~license, license~~ with a motorcycle endorsement.

16 Subsection (a2) of this section sets forth the requirements for a motorcycle learner's permit.
17 To obtain a motorcycle endorsement, a person shall pay the fee set in subsection (i) of this
18 section. In addition, to obtain an endorsement, a person age 18 or older shall demonstrate
19 competence to drive a motorcycle by passing a ~~written or oral knowledge~~ test concerning
20 ~~motoreyeles-motorcycles~~, and by passing a road test, ~~and a test or providing proof of successful~~
21 ~~completion of one of the following:~~

- 22 (1) The North Carolina Motorcycle Safety Education Program Basic Rider
23 Course or Experienced Rider Course.
- 24 (2) Any course approved by the Commissioner consistent with the instruction
25 provided through the Motorcycle Safety Instruction Program established
26 under G.S. 115D-72.

27 A person less than 18 years of age shall demonstrate competence to drive a motorcycle by
28 passing a ~~written or oral knowledge~~ test concerning motorcycles and providing proof of
29 successful completion of one of the following:

- 30 (1) ~~The Motoreycle Safety Foundation Basic Rider Course or Experienced Rider~~
31 ~~Course.~~
- 32 (2) The North Carolina Motorcycle Safety Education Program Basic Rider
33 Course or Experienced Rider Course.
- 34 (3) Any course approved by the Commissioner consistent with the instruction
35 provided through the Motorcycle Safety Instruction Program established
36 under G.S. 115D-72.



1 A person less than 18 years of age with a motorcycle endorsement may not drive a
2 motorcycle with a passenger.

3 Neither a drivers license nor a motorcycle endorsement is required to drive a moped.

4 (a2) Motorcycle Learner's Permit. – The following persons are eligible for a motorcycle
5 learner's permit:

6 (1) A person who is at least 16 years old but less than 18 years old and has a full
7 provisional license issued by the Division.

8 (2) A person who is at least 18 years old and has a license issued by the
9 Division.

10 To obtain a motorcycle learner's permit, an applicant shall pass a vision test, a road sign
11 test, and a ~~written knowledge~~ test specified by the Division. An applicant who is less than 18
12 years old shall successfully complete ~~the Motorcycle Safety Foundation Basic Rider Course or~~
13 ~~the North Carolina Motorcycle Safety Education Program Basic Rider Course.~~ Course or any
14 course approved by the Commissioner consistent with the instruction provided through the
15 Motorcycle Safety Instruction Program established under G.S. 115D-72. A motorcycle learner's
16 permit expires twelve months after it is issued and may be renewed for one additional
17 six-month period. The holder of a motorcycle learner's permit may not drive a motorcycle with
18 a passenger. The fee for a motorcycle learner's permit is the amount set in G.S. 20-7(1) for a
19 learner's permit."

20 **SECTION 2.** G.S. 20-7(n) reads as rewritten:

21 "(n) Format. – A drivers license issued by the Division must be tamperproof and must
22 contain all of the following information:

23 (1) An identification of this State as the issuer of the license.

24 (2) The license holder's full name.

25 (3) The license holder's residence address.

26 (4) A color photograph, or a properly applied laser engraved picture on
27 polycarbonate material, of the license holder, taken by the Division.

28 (5) A physical description of the license holder, including sex, height, eye color,
29 and hair color.

30 (6) The license holder's date of birth.

31 (7) An identifying number for the license holder assigned by the Division. The
32 identifying number may not be the license holder's social security number.

33 (8) Each class of motor vehicle the license holder is authorized to drive and any
34 endorsements or restrictions that apply.

35 (9) The license holder's signature.

36 (10) The date the license was issued and the date the license expires.

37 The Commissioner shall ensure that applicants 21 years old or older are issued drivers
38 licenses and special identification cards that are printed in a horizontal format. The
39 Commissioner shall ensure that applicants under the age of 21 are issued drivers licenses and
40 special identification cards that are printed in a vertical format, that distinguishes them from the
41 horizontal format, for ease of identification of individuals under age 21 by members of
42 industries that regulate controlled products that are sale restricted by age and law enforcement
43 officers enforcing these laws.

44 ~~At the request of an applicant for a drivers license, a license issued to the applicant must~~
45 ~~contain the applicant's race."~~

46 **SECTION 3.** Section 3 of S.L. 2011-35 reads as rewritten:

47 "**SECTION 3.** This act becomes effective ~~when the Division of Motor Vehicles has~~
48 ~~completed the implementation of the Division's Next Generation Secure Driver License System~~
49 ~~or July 1, 2012, whichever occurs first, and applies to drivers licenses issued on or after that~~
50 ~~date.~~ on the later of the following dates and applies to drivers licenses issued on or after that
51 date:

1 (1) January 1, 2013.

2 (2) The first day of a month that is 30 days after the Commissioner of Motor
3 Vehicles certifies to the Revisor of Statutes that the Division of Motor
4 Vehicles has completed the implementation of the Division's Next
5 Generation Secure Driver License System."

6 **SECTION 4.** Section 2 of S.L. 2011-228 reads as rewritten:

7 "**SECTION 2.** This act becomes effective ~~July 1, 2012, and applies to endorsements issued~~
8 ~~for commercial drivers licenses on or after that date.~~ on the later of the following dates and
9 applies to endorsements issued for commercial drivers licenses issued on or after that date:

10 (1) January 1, 2013.

11 (2) The first day of a month that is 30 days after the Commissioner of Motor
12 Vehicles certifies to the Revisor of Statutes that the Division of Motor
13 Vehicles has completed the implementation of the Division's Next
14 Generation Secure Driver License System."

15 **SECTION 5.** When the Division of Motor Vehicles has completed the
16 implementation of the Division's Next Generation Secure Driver License System, the
17 Commissioner of Motor Vehicles shall certify to the Revisor of Statutes that the Division of
18 Motor Vehicles has completed the implementation. When making the certification, the
19 Commissioner of Motor Vehicles shall reference S.L. 2011-35, S.L. 2011-228, and the session
20 law number of this act.

21 **SECTION 6.** Sections 1 and 2 of this act become effective July 1, 2012. The
22 remainder of this act is effective when it becomes law.