

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2017

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SENATE BILL 299
Judiciary Committee Substitute Adopted 4/4/17

Short Title: Habitual Impaired Driving/10-Year Period. (Public)

Sponsors:

Referred to:

March 16, 2017

1 A BILL TO BE ENTITLED
2 AN ACT TO ADJUST HOW THE TEN-YEAR PERIOD FOR DETERMINING WHETHER
3 A PERSON COMMITTED THE OFFENSE OF HABITUAL IMPAIRED DRIVING IS
4 CALCULATED.

5 The General Assembly of North Carolina enacts:

6 SECTION 1. G.S. 20-138.5 reads as rewritten:

7 "§ 20-138.5. Habitual impaired driving.

8 (a) A person commits the offense of habitual impaired driving if ~~he~~the person drives
9 while impaired as defined in G.S. 20-138.1 and has been convicted of three or more offenses
10 involving impaired driving as defined in G.S. 20-4.01(24a) within 10 years of the date of this
11 offense. Any period of time that the person spent incarcerated in a local, State, or federal
12 detention center, jail, or prison for an offense involving impaired driving, as defined in
13 G.S. 20-4.01(24a), shall be excluded in calculating the 10-year period under this subsection.

14 ...
15 (d) A person convicted under this section shall have his or her license permanently
16 revoked.

17"

18 SECTION 2. This act becomes effective December 1, 2017, and applies to
19 offenses committed on or after that date.

