

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1989

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HOUSE BILL 481

Short Title: No Points/Certain Violations.

(Public)

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Sponsors: Representatives McLaughlin; Barbee, Bowman, Church, J. Crawford, Creech, DeVane, Diggs, Easterling, Foster, and Woodard.

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Referred to: Judiciary.

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March 7, 1989

A BILL TO BE ENTITLED

AN ACT TO PROVIDE THAT NO INSURANCE POINTS WILL BE ASSESSED FOR CERTAIN MOVING TRAFFIC VIOLATIONS.

The General Assembly of North Carolina enacts:

Section 1. G.S. 58-124.33 is amended by adding a new subsection to read:

"(h) The subclassification plan shall provide that with respect to a conviction for (i) a 'violation of speeding 14 miles per hour or less over the speed limit', or (ii) any violation of G.S. 20-155(a), (b), or (d), 20-156(a), 20-158.1, 20-158(b)(1) through (b)(3), or 20-158(c)(1) through (c)(3), 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 provisions of this subsection do not apply if any of the moving traffic violations specified in this subsection for which the operator was convicted occurred at the time of an accident for which he was at fault."

Sec. 2. The North Carolina Rate Bureau shall file, in accordance with G.S. 58-124.31, amendments to the subclassification plan to reflect the provisions of this act. The Bureau shall make the filing no later than September 1, 1989, and the revisions shall become effective three months after the date the Commissioner approves the plan. The revisions shall apply only to new and renewal nonfleet private passenger motor vehicle insurance policies written on and after the effective date of the revisions.

1           Sec. 3. Any adjustments in rates for nonfleet private passenger motor vehicle  
2 insurance that are necessary to offset any change in premium level due to the  
3 implementation of the provisions of this act shall be made through adjustments in the  
4 base rates for the affected coverages. The adjustments shall be filed with the  
5 Commissioner in accordance with Articles 12B and 25A of Chapter 58 of the General  
6 Statutes.

7           Sec. 4. This act shall become effective May 15, 1989.