

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1993

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HOUSE BILL 1357

Short Title: Donor or Medical Info. on NCDL.

(Public)

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Sponsors: Representatives Fitch; McLawhorn, Hill, and Bowman.

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Referred to: Transportation.

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May 12, 1993

A BILL TO BE ENTITLED

1 AN ACT TO ALLOW VOLUNTARY MEDICAL AND ORGAN DONOR  
2 INFORMATION TO BE PLACED ON DRIVERS LICENSE AND SPECIAL  
3 IDENTIFICATION CARDS AND TO SET FEES FOR THESE SPECIAL  
4 DRIVERS LICENSES.  
5

6 The General Assembly of North Carolina enacts:

7 Section 1. G.S. 20-7(n) reads as rewritten:

8 "(n) Every drivers license issued by the Division shall bear thereon the  
9 distinguishing number assigned to the licensee and color photograph of the licensee of a  
10 size approved by the Commissioner and shall contain the name, age, residence ~~address~~  
11 address, the option to the licensee to provide emergency medical information and organ  
12 donor information including a signed donor release to medical authorities, and a brief  
13 description of the licensee, who, for the purpose of identification and as a condition  
14 precedent to the validity of the license, immediately upon receipt thereof, shall endorse  
15 his or her regular signature in ink upon the same in the space provided for that purpose  
16 unless a facsimile of his or her signature appears thereon; provided the requirement that  
17 a color photograph of the licensee appear on the license may be waived by the  
18 Commissioner upon satisfactory proof that the taking of such photograph violates the  
19 religious convictions of the licensee. Drivers licenses shall be issued with differing  
20 color photographic backgrounds according to the licensee's age at time of issuance for  
21 the following age groups:

22 (1) Persons who have not attained the age of 21 years.

23 (2) Persons who have attained the age of 21 years.

1 The Division shall determine the different colors to be used. Such license shall be  
 2 carried by the licensee at all times while engaged in the operation of a motor vehicle.  
 3 The licensee may prepare and sign to any emergency medical and organ donor  
 4 information the licensee desires to provide on a form furnished by the Division. The  
 5 Division shall not duplicate, copy, or retain any of this information, but shall only make  
 6 an exact copy of the information provided by the licensee for insertion onto the actual  
 7 drivers license. The Division shall not be liable for any of this information contained on  
 8 the drivers license."

9 Sec. 2. G.S. 20-37.7 is amended by adding a new subsection to read:

10 "(c1) The holder shall have the option to provide on the special identification card  
 11 emergency medical information and organ donor information including a signed donor  
 12 release to medical authorities. The holder may prepare and sign to any emergency  
 13 medical and organ donor information the holder desires to provide on a form furnished  
 14 by the Division. The Division shall not duplicate, copy, or retain any of this  
 15 information, but shall only make an exact copy of the information provided by the  
 16 holder for insertion onto the actual drivers license. The Division shall not be liable for  
 17 any of this information contained on the drivers license."

18 Sec. 3. The Commissioner of Motor Vehicles may adopt and enforce rules  
 19 and provide necessary forms to carry out the provisions of this act.

20 Sec. 4. G.S. 20-7(i) reads as rewritten:

21 "(i) The following fees apply to a regular drivers license:

Class of Regular License	Fee
Class A	<del>\$15.00</del> -\$17.00
Class B	<del>15.00</del> -17.00
Class C	<del>10.00</del> -12.00

22  
 23  
 24  
 25  
 26  
 27  
 28 The fee for a motorcycle endorsement is ~~five dollars (\$5.00)~~-seven dollars (\$7.00). The  
 29 appropriate fee must be paid before a person receives a regular drivers license or an  
 30 endorsement."

31 Sec. 5. G.S. 20-7(l) reads as rewritten:

32 "(l) Any person who except for lack of instruction in operating a motor vehicle  
 33 would be qualified to obtain a drivers license under this Article may obtain a learner's  
 34 permit. A learner's permit authorizes the permit holder to drive a specified type or class  
 35 of motor vehicle while in possession of the permit. A learner's permit is valid for a  
 36 period of 18 months after it is issued. The fee for a learner's permit is ~~ten dollars (\$10.00)~~-  
 37 twelve dollars (\$12.00). A learner's permit may be renewed, or a second learner's  
 38 permit may be issued, for an additional period of 18 months. The permit holder must,  
 39 while operating a motor vehicle over the highways, be accompanied by a person who is  
 40 licensed to operate the motor vehicle being driven and is seated beside the permit  
 41 holder."

42 Sec. 6. G.S. 20-14 reads as rewritten:

43 "§ 20-14. Duplicate licenses.

1 A person may obtain a duplicate of a license issued by the Division by paying a fee  
 2 of ~~ten dollars (\$10.00)~~ twelve dollars (\$12.00) and giving the Division satisfactory proof  
 3 that any of the following has occurred:

- 4 (1) The person's license has been lost or destroyed.
- 5 (2) It is necessary to change the name or address on the license.
- 6 (3) Because of age, the person is entitled to a license with a different color  
 7 photographic background.
- 8 (4) The Division revoked the person's license, the revocation period has  
 9 expired, and the period for which the license was issued has not  
 10 expired."

11 Sec. 7. G.S. 20-85(a) reads as rewritten:

12 "(a) The following fees are imposed concerning a certificate of title, a  
 13 registration card, or a registration plate for a motor vehicle. These fees are payable to  
 14 the Division and are in addition to the tax imposed by Article 5A of Chapter 105 of the  
 15 General Statutes.

- 16 (1) Each application for certificate of  
 17 title ~~\$35.00~~ \$37.00
- 18 (2) Each application for duplicate  
 19 or corrected certificate of title ~~10.00~~ 12.00
- 20 (3) Each application of reposessor for  
 21 certificate of title ~~10.00~~ 12.00
- 22 (4) Each transfer of registration ~~10.00~~ 12.00
- 23 (5) Each set of replacement registration  
 24 plates ~~10.00~~ 12.00
- 25 (6) Each application for duplicate registration  
 26 card ~~10.00~~ 12.00
- 27 (7) Each application for recording supplementary  
 28 lien ~~10.00~~ 12.00
- 29 (8) Each application for removing a lien from a  
 30 certificate of title ~~10.00~~ 12.00
- 31 (9) Each application for certificate of title for a  
 32 motor vehicle transferred to a manufacturer,  
 33 as defined in G.S. 20-285, or a motor vehicle  
 34 retailer for the purpose of resale ~~10.00~~ 12.00."

35 Sec. 8. G.S. 20-87 reads as rewritten:

36 "**§ 20-87. Passenger vehicle registration fees.**

37 These shall be paid to the Division annually, as of the first day of January, for the  
 38 registration and licensing of passenger vehicles, fees according to the following  
 39 classifications and schedules:

- 40 (1) Common Carrier, Contract Carriers and Exempt For-Hire Passenger  
 41 Carrier Vehicles. – For-hire passenger vehicles shall be taxed at the  
 42 rate of seventy-eight dollars (\$78.00) per year for each vehicle of  
 43 fifteen-passenger capacity or less and vehicles of over fifteen-  
 44 passenger capacity shall be classified as buses and shall be taxed at a

rate of one dollar and forty cents (\$1.40) per hundred pounds of empty weight per year for each vehicle; provided, however, no license shall be issued for the operation of any taxicab until the governing body of the city or town in which such taxicab is principally operated, if the principal operation is in a city or town, has issued a certificate showing:

- a. That the operator of such taxicab has provided liability insurance or other form of indemnity for injury to person or damage to property resulting from the operation of such taxicab, in such amount as required by the city or town, and
- b. That the convenience and necessity of the public requires the operation of such taxicab.

All persons operating taxicabs on January 1, 1945, shall be entitled to a certificate of necessity and convenience for the number of taxicabs operated by them on such date, unless since said date the license of such person or persons to operate a taxicab or taxicabs has been revoked or their right to operate has been withdrawn or revoked; provided that all persons operating taxicabs in Edgecombe, Lee, Nash and Union Counties on January 1, 1945, shall be entitled to certificates of necessity and convenience only with the approval of the governing authority of the town or city involved.

A taxicab shall be defined as any motor vehicle, seating nine or fewer passengers, operated upon any street or highway on call or demand, accepting or soliciting passengers indiscriminately for hire between such points along streets or highways as may be directed by the passenger or passengers so being transported, and shall not include motor vehicles or motor vehicle carriers as defined in Article 17 of this Chapter. Such taxicab shall not be construed to be a common carrier nor its operator a public service corporation.

(2) U-Drive-It Passenger Vehicles. – U-drive-it passenger vehicles shall pay the following tax:

Motorcycles:	1-passenger capacity.....	\$18.00
	2-passenger capacity.....	22.00
	3-passenger capacity.....	26.00

Automobiles: Forty-one dollars (\$41.00) per year for each vehicle of fifteen-passenger capacity or less, and vehicles of over fifteen-passenger capacity shall be classified as buses and shall pay one dollar and forty cents (\$1.40) per hundred pounds empty weight of each vehicle.

(3) Repealed by Session Laws 1981, c. 976, s. 3, effective January 1, 1982.

(4) Limousine Vehicles. – For-hire passenger vehicles on call or demand which do not solicit passengers indiscriminately for hire between points along streets or highways, shall be taxed at the same rate as for-

- 1 hire passenger vehicles under G.S. 20-87(1) but shall be issued  
 2 appropriate registration plates to distinguish such vehicles from  
 3 taxicabs.
- 4 (5) Private Passenger Vehicles. – There shall be paid to the Division  
 5 annually, as of the first day of January, for the registration and  
 6 licensing of private passenger vehicles, fees according to the following  
 7 classifications and schedules:  
 8 Private passenger vehicles of not more than fifteen  
 9 passengers ~~\$20.00~~ \$22.00  
 10 Private passenger vehicles over fifteen  
 11 passengers ~~23.00~~ 25.00  
 12 Provided, that a fee of only one dollar (\$1.00) shall be charged for any  
 13 vehicle given by the federal government to any veteran on account of  
 14 any disability suffered during war so long as such vehicle is owned by  
 15 the original donee or other veteran entitled to receive such gift under  
 16 Title 38, section 252, United States Code Annotated.
- 17 (6) **(Effective until October 1, 1993)** Private Motorcycles. –The base tax  
 18 on private passenger motorcycles shall be nine dollars (\$9.00); except  
 19 that when a motorcycle is equipped with an additional form of device  
 20 designed to transport persons or property, the base tax shall be sixteen  
 21 dollars (\$16.00). An additional tax of three dollars (\$3.00) is imposed  
 22 on each private motorcycle registered under this subdivision in  
 23 addition to the base tax. The revenue from the additional tax shall be  
 24 credited to the General Fund and may be used to implement the  
 25 Motorcycle Safety Instruction Program created in G.S. 115D-72.
- 26 (6) **(Effective October 1, 1993)** Private Motorcycles. – The tax on private  
 27 passenger motorcycles shall be nine dollars (\$9.00); except that when a  
 28 motorcycle is equipped with an additional form of device designed to  
 29 transport persons or property, the tax shall be sixteen dollars (\$16.00).
- 30 (7) Manufacturers and Motor Vehicle Dealers. – Manufacturers and  
 31 dealers in motor vehicles shall pay a fee of one-half of the amount that  
 32 would otherwise be payable under this section for each set of plates.
- 33 (8) Driveaway Companies. – Any person engaged in the business of  
 34 driving new motor vehicles from the place of manufacture to the place  
 35 of sale in this State for compensation shall pay a fee of one-half of the  
 36 amount that would otherwise be payable under this section for each set  
 37 of plates.
- 38 (9) House Trailers. – In lieu of other registration and license fees levied on  
 39 house trailers under this section or G.S. 20-88, the registration and  
 40 license fee on house trailers shall be seven dollars (\$7.00) for the  
 41 license year or any portion thereof.
- 42 (10) Special Mobile Equipment. – The fee for special mobile equipment for  
 43 the license year or any part of the license year is the same as the fee in

1 subdivision (5) for a private passenger motor vehicle of not more than  
2 15 passengers.

3 (11) Any vehicle fee determined under this section according to the weight  
4 of the vehicle shall be increased by the sum of three dollars (\$3.00) to  
5 arrive at the total fee."

6 Sec. 9. This act is effective upon ratification, and shall apply to all drivers  
7 licenses and special identification cards issued on or after January 2, 1994. The  
8 increases in fees shall become effective January 2, 1994.