

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1993

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SENATE BILL 965

Short Title: Effect of DWI Acquittal.

(Public)

Sponsors: Senators Speed; Plyler and Marshall.

Referred to: Judiciary I.

April 26, 1993

A BILL TO BE ENTITLED

1 AN ACT TO REQUIRE THE COURT TO ORDER MODIFICATIONS OF THE
2 DEFENDANT'S DRIVERS RECORD AFTER ACQUITTAL FOR DRIVING
3 WHILE IMPAIRED.
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5 The General Assembly of North Carolina enacts:

6 Section 1. G.S. 20-138.1 is amended by adding a new subsection to read:

7 "(f) When a defendant is found not guilty of driving while impaired, the Court
8 shall notify the Division and order the Division to annotate the defendant's driving
9 record of the acquittal and, if the drivers license was suspended pursuant to G.S. 20-
10 16.5(b), the court shall order the Division to annotate the record of that suspension with
11 the acquittal. When the Division annotates the record of a suspension and acquittal,
12 pursuant to the preceding sentence, that information shall remain in the drivers record
13 for a period of two years from the date the suspension began, and then all mention of the
14 suspension and the acquittal shall be expunged from the person's drivers record."

15 Sec. 2. This act becomes effective October 1, 1993, and applies to acquittals
16 on or after that date.