

GENERAL ASSEMBLY OF NORTH CAROLINA  
SESSION 2007

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HOUSE DRH50082-MA-53 (1/25)

Short Title: Adjust Ages for Provisional Licenses. (Public)

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Sponsors: Representative Daughtry.

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Referred to:

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A BILL TO BE ENTITLED

AN ACT TO ADJUST THE AGE REQUIREMENTS FOR THE ISSUANCE OF LIMITED LEARNER'S PERMITS AND PROVISIONAL LICENSES BY THE DIVISION OF MOTOR VEHICLES.

The General Assembly of North Carolina enacts:

**SECTION 1.** G.S. 20-11(b) reads as rewritten:

**"§ 20-11. Issuance of limited learner's permit and provisional drivers license to person who is less than 18 years old.**

...

(b) Level 1. – A person who is at least ~~15~~15½ years old but less than 18 years old may obtain a limited learner's permit if the person meets all of the following requirements:

- (1) Passes a course of driver education prescribed in G.S. 20-88.1 or a course of driver instruction at a licensed commercial driver training school.
- (2) Passes a written test administered by the Division.
- (3) Has a driving eligibility certificate or a high school diploma or its equivalent.

..."

**SECTION 2.** G.S. 20-11(d) reads as rewritten:

"...

(d) Level 2. – A person who is at least ~~16~~16½ years old but less than 18 years old may obtain a limited provisional license if the person meets all of the following requirements:

- (1) Has held a limited learner's permit issued by the Division for at least 12 months.

- 1 (2) Has not been convicted of a motor vehicle moving violation or seat  
2 belt infraction or a violation of G.S. 20-137.3 during the preceding six  
3 months.  
4 (3) Passes a road test administered by the Division.  
5 (4) Has a driving eligibility certificate or a high school diploma or its  
6 equivalent.

7 "...

8 **SECTION 3.** G.S. 20-11(f) reads as rewritten:

9 "...

10 (f) Level 3. – A person who is at least ~~4~~16 $\frac{1}{2}$  years old but less than 18 years old  
11 may obtain a full provisional license if the person meets all of the following  
12 requirements:

- 13 (1) Has held a limited provisional license issued by the Division for at  
14 least six months.  
15 (2) Has not been convicted of a motor vehicle moving violation or seat  
16 belt infraction or a violation of G.S. 20-137.3 during the preceding six  
17 months.  
18 (3) Has a driving eligibility certificate or a high school diploma or its  
19 equivalent.

20 A person who meets these requirements may obtain a full provisional license by mail.

21 "...

22 **SECTION 4.** G.S. 20-11(h) reads as rewritten:

23 "...

24 (h) Exception for Persons ~~4~~16 $\frac{1}{2}$  to 18 Who Have an Unrestricted Out-of-State  
25 License. – A person who is at least ~~4~~16 $\frac{1}{2}$  years old but less than 18 years old, who was  
26 a resident of another state and has an unrestricted drivers license issued by that state,  
27 and who becomes a resident of this State may obtain one of the following upon the  
28 submission of a driving eligibility certificate or a high school diploma or its equivalent:

29 "...

30 **SECTION 5.** G.S. 20-11(h1) reads as rewritten:

31 "...

32 (h1) Exception for Persons ~~4~~16 $\frac{1}{2}$  to 18 Who Have an Out-of-State Restricted  
33 License. – A person who is at least ~~4~~16 $\frac{1}{2}$  years old but less than 18 years old, who was  
34 a resident of another state and has a restricted drivers license issued by that state, and  
35 who becomes a resident of this State may obtain one of the following:

36 "...

37 **SECTION 6.** G.S. 20-11(h2) reads as rewritten:

38 "...

39 (h2) Exception for Persons Age ~~4~~5 $\frac{1}{2}$  Who Have an Out-of-State Unrestricted or  
40 Restricted License. – A person who is age ~~4~~5 $\frac{1}{2}$ , who was a resident of another state,  
41 has an unrestricted or restricted drivers license issued by that state, and who becomes a  
42 resident of this State may obtain a limited learners permit if the person has completed a  
43 drivers education program that meets the requirements of the Superintendent of Public  
44 Instruction. A person who qualifies for a limited learners permit under this subsection

1 and whose parent or guardian certifies that the person has not been convicted of a  
2 moving violation in the preceding six months shall be deemed to have held a limited  
3 learners permit in this State for each month the person held an unrestricted or restricted  
4 license in another state.

5 ..."

6 **SECTION 7.** G.S. 20-11(n1)(3) reads as rewritten:

7 "...

8 (3) A student who is subject to this subsection is eligible for a certificate  
9 when the school administrator determines that the student has  
10 exhausted all administrative appeals connected to the disciplinary  
11 action and that one of the following conditions is met:

12 a. The enumerated student conduct occurred before the student  
13 reached the age of ~~15~~15½, and the student is now at least ~~16~~  
14 16½ years old.

15 b. The enumerated student conduct occurred after the student  
16 reached the age of ~~15~~15½, and it is at least one year after the  
17 date the student exhausted all administrative appeals connected  
18 to the disciplinary action.

19 c. The student needs the certificate in order to drive to and from  
20 school, a drug or alcohol treatment counseling program, as  
21 appropriate, or a mental health treatment program, and no other  
22 transportation is available.

23 ..."

24 **SECTION 8.** This act becomes effective October 1, 2007.