

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2017

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SENATE BILL DRS45239-ML-140 (03/14)

Short Title: Clarify HUT & Improve Vehicle Titling Process. (Public)

Sponsors: Senators Tillman and Meredith (Primary Sponsors).

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO CLARIFY THE APPLICATION OF THE HIGHWAY USE TAX TO
3 OUT-OF-STATE VEHICLES TITLED IN THIS STATE AND TO IMPROVE THE
4 VEHICLE TITLING PROCESS BY ELIMINATING DUPLICATIVE REQUIREMENTS.

5 The General Assembly of North Carolina enacts:

6 **SECTION 1.** G.S. 105-187.6 is amended by adding a new subsection to read:

7 "(d) Exemption Limitation. – The full exemptions set out in subsection (a) of this
8 section, except for those set out in subdivisions (2), (9), and (10) of subsection (a) of this
9 section, do not apply to a certificate of title issued for a motor vehicle titled in another state at
10 the time of the transfer. The partial exemptions set out in subsection (b) of this section do not
11 apply to a certificate of title issued for a motor vehicle titled in another state at the time of the
12 transfer."

13 **SECTION 2.(a)** Subdivisions (4), (5), and (6) of subsection (a) of G.S. 20-52 are
14 repealed.

15 **SECTION 2.(b)** G.S. 20-52(a) is amended by adding a new subdivision to read:

16 "(7) A statement that the owner has proof of financial responsibility, as required
17 by Article 9A or Article 13 of this Chapter."

18 **SECTION 2.(c)** G.S. 58-2-164(b) reads as rewritten:

19 "(b) It shall be a Class 3 misdemeanor for any person who, with the intent to deceive an
20 insurer, does any of the following:

21 (1) Presents or causes to be presented a written or oral statement in support of an
22 application for issuance of or amendment to a policy of auto ~~insurance or for~~
23 ~~vehicle registration pursuant to G.S. 20-52(a)(4) and (a)(5), insurance,~~
24 knowing that the application contains false or misleading information that
25 states the applicant is an eligible risk when the applicant is not an eligible
26 risk.

27 (2) Assists, abets, solicits, or conspires with another person to prepare or make
28 any written or oral statement that is intended to be presented to an insurer in
29 connection with or in support of an application for issuance of or amendment
30 to a policy of auto ~~insurance or for vehicle registration pursuant to~~
31 ~~G.S. 20-52(a)(4) and (a)(5), insurance,~~ if the person knows that the statement
32 contains false or misleading information that states the applicant is an
33 eligible risk when the applicant is not an eligible risk.

34 In addition to any other penalties authorized by law, a violation of this subsection may be
35 punishable by a fine of not more than one thousand dollars (\$1,000) for each violation."



1 **SECTION 3.** Section 2 of this act becomes effective July 1, 2017. The remainder
2 of this act is effective when it becomes law.