

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2019

H.B. 105
Feb 19, 2019
HOUSE PRINCIPAL CLERK

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HOUSE BILL DRH50003-MW-19A

Short Title: Red Light Cameras/Hope Mills & Spring Lake. (Local)

Sponsors: Representatives Lucas, Floyd, Szoka, and Richardson (Primary Sponsors).

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO MAKE CHANGES TO THE LAW GOVERNING RED LIGHT CAMERAS IN
3 THE TOWNS OF HOPE MILLS AND SPRING LAKE.

4 The General Assembly of North Carolina enacts:

5 **SECTION 1.** G.S. 160A-300.1(d) reads as rewritten:

6 "(d) This section applies only to the Cities of Albemarle, Charlotte, Durham, Fayetteville,
7 Greensboro, Greenville, High Point, Locust, Lumberton, Newton, Rocky Mount, and
8 Wilmington, to the Towns of Chapel Hill, Cornelius, Hope Mills, Huntersville, Matthews, Nags
9 Head, Pineville, and Spring Lake, and to the municipalities in Union County."

10 **SECTION 2.** Section 3 of S.L. 2007-341, as amended by Section 1 of S.L. 2016-64,
11 reads as rewritten:

12 "**SECTION 3.** Section 1 of this act applies to the Cities of Albemarle, Charlotte, Durham,
13 Fayetteville, Greenville, Locust, and ~~Rocky Mount~~ Rocky Mount, to the Towns of Hope Mills
14 and Spring Lake, and to the municipalities in Union County."

15 **SECTION 3.** G.S. 160A-300.1(c)(2), as amended by Section 1 of S.L. 2007-341,
16 reads as rewritten:

17 "(2) A violation detected by a traffic control photographic system shall be deemed
18 a noncriminal violation for which a civil penalty of ~~seventy-five dollars~~
19 ~~(\$75.00)~~ one hundred dollars (\$100.00) shall be assessed, and for which no
20 points authorized by G.S. 20-16(c) shall be assigned to the owner or driver of
21 the vehicle nor insurance points as authorized by G.S. 58-36-65."

22 **SECTION 4.** G.S. 160A-300.1(c)(3), as amended by Section 1 of S.L. 2007-341,
23 reads as rewritten:

24 "(3) The owner of the vehicle shall be issued a citation which shall clearly state
25 when the penalty is due and the manner in which the violation may be
26 challenged. The owner shall comply with the directions on the citation. The
27 citation shall be processed by officials or agents of the municipality and shall
28 be forwarded by personal service or first class mail to the address given on the
29 motor vehicle registration. If the owner fails to pay the civil penalty or to
30 respond to the citation within 30 days after the date the citation is served or
31 mailed, the owner shall have waived the right to contest responsibility for the
32 violation, and ~~shall be subject to a the civil penalty not to exceed assessed~~
33 pursuant to subdivision (2) of this subsection, if less than one hundred dollars
34 (\$100.00), may be increased to an amount not to exceed one hundred dollars
35 (\$100.00). The total amount of the combined civil penalty assessed pursuant
36 to subdivisions (2) and (3) of this subsection shall not exceed one hundred



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1 dollars (\$100.00). The municipality may establish procedures for the
2 collection of these penalties and may enforce the penalties by civil action in
3 the nature of debt."

4 **SECTION 5.** G.S. 160A-300.1(c), as amended by Section 1 of S.L. 2007-341, is
5 amended by adding a new subdivision to read:

6 "(4a) A municipality enacting an ordinance implementing a traffic control
7 photographic system may enter into a contract with a contractor for the lease,
8 lease-purchase, or purchase of the system. The municipality may enter into
9 only one contract for the lease, lease-purchase, or purchase of the system, and
10 the duration of the contract may be for no more than 60 months. After the
11 period specified in the contract has expired, the system shall either be the
12 property of the municipality or removed and returned to the contractor."

13 **SECTION 6.** The Cumberland County Board of Education may enter into, with a
14 town listed in this section, an interlocal agreement necessary and proper to effectuate the purpose
15 and intent of G.S. 160A-300.1 and this act. Any agreement entered into pursuant to this section
16 may include provisions on cost-sharing and reimbursement that the Cumberland County Board
17 of Education and the town freely and voluntarily agree to for the purpose of effectuating the
18 provisions of G.S. 160A-300.1 and this act. The towns authorized in this section are Hope Mills
19 and Spring Lake.

20 **SECTION 7.** Section 4 of this act applies to the City of Fayetteville and to the Towns
21 of Hope Mills and Spring Lake. The remainder of this act applies only to the Towns of Hope
22 Mills and Spring Lake and the Cumberland County Board of Education.

23 **SECTION 8.** Section 3 of this act becomes effective October 1, 2019, and applies to
24 violations committed on or after that date. The remainder of this act becomes effective July 1,
25 2019.