

GENERAL ASSEMBLY OF NORTH CAROLINA  
SESSION 2021

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Proposed Conference Committee Substitute H165-PCCS10547-SU-2

Short Title: DOT Legislative Changes.-AB

(Public)

Sponsors:

Referred to:

March 1, 2021

1 A BILL TO BE ENTITLED  
2 AN ACT TO MAKE VARIOUS CHANGES TO THE TRANSPORTATION AND MOTOR  
3 VEHICLE LAWS OF THE STATE.

4 The General Assembly of North Carolina enacts:

5  
6 **PART I. DEPARTMENT OF TRANSPORTATION**

7  
8 **STUDY RIGHT-OF-WAY ACQUISITION AND CONDEMNATION PROCEDURES TO**  
9 **IMPROVE COLLABORATION**

10 **SECTION 1.** In order to more accurately reflect projected costs and improve  
11 communication among impacted persons and entities, the North Carolina Department of  
12 Transportation shall study right-of-way acquisition planning and procedures, including  
13 condemnation, for State highway system projects. This study shall examine current planning and  
14 acquisition procedures and evaluate the feasibility and associated costs with potential alternative  
15 procedural options to improve collaboration and address the concerns of impacted persons and  
16 entities, with a focus on projects that impact businesses or commercial properties. The  
17 Department shall report the findings of this study, including any legislative recommendations, to  
18 the North Carolina General Assembly, the chairs of the Joint Legislative Transportation  
19 Oversight Committee, and the Fiscal Research Division no later than 180 days after this act  
20 becomes law.

21  
22 **MAP ACT SETTLEMENT COST CAP REPEAL**

23 **SECTION 2.** Section 1.4(a) of S.L. 2019-251 is repealed.

24  
25 **STI CHANGES**

26 **SECTION 3.(a)** G.S. 136-189.11(e) reads as rewritten:

27 "(e) Authorized Formula Variance. – The Department may vary from the Formula set forth  
28 in this section if it complies with the following:

- 29 (1) Limitation on variance. – The Department, in obligating funds in accordance  
30 with this section, shall ensure that the percentage amount obligated to  
31 Statewide Strategic Mobility Projects, Regional Impact Projects, and Division  
32 Need Projects does not vary by more than fifteen percent (15%) over any



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1 five-year period and ten percent (10%) over any 10-year period from the  
 2 percentage required to be allocated to each of those categories by this section.  
 3 Funds obligated among distribution regions or divisions pursuant to this  
 4 section may vary up to fifteen percent (15%) over any five-year period and  
 5 ten percent (10%) over any 10-year period.

- 6 (2) Calculation of Variance. – Each year, the Secretary shall calculate the amount  
 7 of Regional Impact and Division Need funds allocated in that year to each  
 8 division and region, the amount of funds obligated, and the amount the  
 9 obligations exceeded or were below the allocation. In calculating the amount  
 10 of funds obligated, the Secretary shall include any amount used as repayment  
 11 for funds advanced pursuant to G.S. 136-186. The target amounts obtained  
 12 according to the Formula set forth in this section shall be adjusted to account  
 13 for any differences between allocations and obligations reported for the  
 14 previous ~~five~~ fiscal years. The new target amounts shall be used to fulfill the  
 15 requirements of subdivision (1) of this subsection for the next update of the  
 16 Transportation Improvement Program. The adjustment to the target amount  
 17 shall be allocated by Distribution Region or Division, as applicable."

18 **SECTION 3.(b)** This section is effective when it becomes law and applies to State  
 19 Transportation Improvement Program plan updates on or after that date.

20  
 21 **EXPAND APPLICATION OF DIVISION NEED PROJECT ALTERNATE CRITERIA**  
 22 **FOR TIME-CRITICAL JOB CREATION OPPORTUNITIES**

23 **SECTION 3.5.** G.S. 136-189.11(d)(3)b. reads as rewritten:

24 "b. Alternate criteria. – Funding from the following programs shall be  
 25 included in the computation of each of the Department division equal  
 26 shares but shall be subject to alternate quantitative criteria:

- 27 1. Federal Surface Transportation Program-Direct Attributable  
 28 funds expended on eligible projects in the Division Need  
 29 Projects category.
- 30 2. Federal Transportation Alternatives funds appropriated to the  
 31 State.
- 32 3. Federal Railway-Highway Crossings Program funds  
 33 appropriated to the State.
- 34 4. Projects requested from the Department in support of a  
 35 time-critical job creation opportunity, ~~when the opportunity~~  
 36 ~~would be classified as transformative under the Job~~  
 37 ~~Development Investment Grant program established pursuant~~  
 38 ~~to G.S. 143B-437.52,~~ provided that (i) the State Department  
 39 investment for all projects funded under this  
 40 sub-sub-subdivision in any five-year period shall not exceed  
 41 one hundred million dollars (\$100,000,000) in the aggregate  
 42 and aggregate, (ii) the amount of funding associated with a  
 43 project under this sub-sub-subdivision does not exceed the  
 44 lesser of ten million dollars (\$10,000,000) per project, and the  
 45 greater of ten thousand dollars (\$10,000) per job created or ten  
 46 percent (10%) of the amount of private investment associated  
 47 with the project, (iii) the Department ensures that funding  
 48 under this sub-sub-subdivision, when combined with any other  
 49 grants, does not result in the costs of the project to the State  
 50 outweighing its total benefits and determines that the funding  
 51 is necessary for completion of the project in this State. Upon

1 the release of a State Transportation Improvement Program,  
2 the Department shall submit a report to the Joint Legislative  
3 Transportation Oversight Committee detailing the projects  
4 funded under this sub-sub-subdivision.

5 5. Federal funds for municipal road projects."  
6

## 7 **SMALL PROJECT BIDDING INCREASE AND EXPANSION**

8 **SECTION 4.(a)** G.S. 136-28.10 reads as rewritten:

9 "**§ 136-28.10. Highway Fund and Highway Trust Fund Small Project Bidding.**

10 (a) Notwithstanding the provisions of G.S. 136-28.4(b), for Highway Fund or Highway  
11 Trust Fund construction and repair projects of ~~five hundred thousand dollars (\$500,000)~~ one  
12 million dollars (\$1,000,000) or less, and maintenance projects of ~~five hundred thousand dollars~~  
13 ~~(\$500,000)~~ one million dollars (\$1,000,000) or less per year, the Board of Transportation may,  
14 after soliciting and receiving at least three informal bids in writing from Small Business  
15 Enterprises, award contracts to the lowest responsible bidder. The Department of Transportation  
16 may identify projects likely to attract increased participation by Small Business Enterprises, and  
17 restrict the solicitation and award to those bidders. The Board of Transportation may delegate  
18 full authority to award contracts, adopt necessary rules, and administer the provisions of this  
19 section to the Secretary of Transportation.

20 ...."

21 **SECTION 4.(b)** This section is effective when it becomes law and applies to  
22 solicitations for bids issued by the Department of Transportation on or after that date.  
23

## 24 **CLARIFY FERRY CHANNEL DREDGE COST-SHARE EXEMPTION**

25 **SECTION 5.** G.S. 143-215.73F(c1), as enacted by S.L. 2021-108, reads as rewritten:

26 "(c1) Cost-Share Exemption for DOT Ferry Channel Projects. – Notwithstanding the  
27 cost-share requirements of subdivision (1) of subsection (c) of this section, no cost-share shall be  
28 required for dredging projects located, in whole or part, in a development tier one area for a ferry  
29 channel ~~maintained-used~~ by the North Carolina Department of Transportation."  
30

## 31 **LITTER CLEANUP**

32 **SECTION 6.(a)** G.S. 136-28.12 reads as rewritten:

33 "**§ 136-28.12. Litter removal coordinated with mowing of highway rights-of-way.**

34 ~~The Department of Transportation shall, to the extent practicable, schedule the removal of~~  
35 ~~debris, trash, and litter from highways and highway rights of way prior to the mowing of~~  
36 ~~highway rights of way. The Department of Transportation shall include as a term of any contract~~  
37 ~~that it enters into for the mowing of a highway right of way that the contracting party shall, to~~  
38 ~~the extent practicable, coordinate with the scheduled removal of debris, trash, and litter from the~~  
39 ~~highway and highway right of way prior to the mowing of the highway right of way.~~

40 (a) For State-maintained roads, the Department of Transportation shall coordinate litter  
41 removal and mowing as follows:

42 (1) If the highway right-of-way to be mowed is part of the primary road system,  
43 the Department shall schedule the removal of litter before the right-of-way is  
44 mowed.

45 (2) If the highway right-of-way to be mowed is part of the secondary road system,  
46 the Department shall schedule, to the extent practicable, the removal of litter  
47 before the right-of-way is mowed.

48 (b) The Department shall require as a term of any contract to mow or remove litter that  
49 the contracting party agree to the provisions in subsection (a) of this section."

50 **SECTION 6.(b)** Report on Litter Management System. – On or before January 15,  
51 2022, the Department of Transportation shall report to the Joint Legislative Transportation

1 Oversight Committee and the Fiscal Research Division on the effectiveness of the Department's  
2 Litter Management System website and interactive map, including impacts on participation in  
3 litter management programs.

4 **SECTION 6.(c)** This section is effective when it becomes law. Subsection (a) of this  
5 section applies to contracts entered into on or after January 1, 2022.

## 6 7 **PART II. DIVISION OF MOTOR VEHICLES**

### 8 9 **INSURANCE COMPANIES TO SUBMIT POLICY NOTIFICATIONS TO DIVISION** 10 **ELECTRONICALLY**

11 **SECTION 7.** G.S. 20-309.2(c) reads as rewritten:

12 "(c) Form of Notice. – ~~Any insurer with twenty-five million dollars (\$25,000,000) or more~~  
13 ~~in annual vehicle insurance premium volume shall submit the notices required under this section~~  
14 ~~by electronic means. All other insurers may shall~~ submit the notices required under this section  
15 by ~~either paper or electronic means.~~"

### 16 17 **HANDICAPPED PLACARD ONLINE RENEWAL**

18 **SECTION 8.** G.S. 20-37.6(c1) reads as rewritten:

19 "(c1) Application and Renewal; Medical Certification. – The initial application for a  
20 distinguishing license plate, removable windshield placard, or temporary removable windshield  
21 placard shall be accompanied by a certification of a licensed physician, a licensed  
22 ophthalmologist, a licensed optometrist, a licensed physician assistant, a licensed nurse  
23 practitioner, or the Division of Services for the Blind that the applicant or person in the applicant's  
24 custody or care is handicapped or by a disability determination by the United States Department  
25 of Veterans Affairs that the applicant or person in the applicant's custody or care is handicapped.  
26 For an initial application for a temporary removable windshield placard only, the certification  
27 that the applicant is handicapped may be made by a licensed certified nurse midwife. The  
28 application for a temporary removable windshield placard shall contain additional certification  
29 to include the period of time the certifying authority determines the applicant will have the  
30 disability. Distinguishing license plates shall be renewed annually, but subsequent applications  
31 shall not require a medical certification that the applicant is handicapped, except that a registered  
32 owner that certified pursuant to subsection (b) of this section that the registered owner is the  
33 guardian or parent of a handicapped person must recertify every five years. Removable  
34 windshield placards shall be renewed every five years, and, except for a person certified as totally  
35 and permanently disabled at the time of the initial application or a prior renewal under this  
36 subsection, the renewal shall require a medical recertification that the person is handicapped;  
37 provided that a medical certification shall not be required to renew any placard that expires after  
38 the person to whom it is issued is 80 years of age. Temporary removable windshield placards  
39 shall expire no later than six months after issuance. The Division shall offer renewal of  
40 handicapped credentials in person and online on the Division's website."

### 41 42 **DISQUALIFICATION FOR LIFE FROM DRIVING A CMV FOR CERTAIN** 43 **CONVICTIONS OF SEVERE FORMS OF TRAFFICKING IN PERSONS**

44 **SECTION 9.** G.S. 20-17.4 is amended by adding a new subsection to read:

45 "(c2) Life. – A person shall be disqualified from driving a commercial motor vehicle for  
46 life, without the possibility of reinstatement, if convicted of a major disqualifying offense as  
47 defined in 49 C.F.R. § 383.51(b)(10)."

### 48 49 **CLARIFY STUDY TRANSFER OF DMV HEARINGS**

50 **SECTION 10.(a)** Section 2(a) of S.L. 2021-134 reads as rewritten:

1 "SECTION 2.(a) The Division of Motor Vehicles, ~~Vehicles~~ and the Office of Administrative  
2 Hearings, in consultation with ~~the Office of Administrative Hearings and~~ the Attorney General,  
3 shall study the feasibility of transferring (i) dealer license hearings pursuant to G.S. 20-296 and  
4 (ii) safety and emissions inspection hearings pursuant to Article 3A of Chapter 20 of the General  
5 Statutes from the Division of Motor Vehicles to the Office of Administrative Hearings. The study  
6 shall:

7 ...."

8 SECTION 10.(b) Section 2(b) of S.L. 2021-134 reads as rewritten:

9 "SECTION 2.(b) By ~~January 31, 2022,~~ March 31, 2022, the Division of Motor Vehicles  
10 shall submit the findings of the study to the Joint Legislative Transportation Oversight  
11 Committee and the Fiscal Research Division."

### 13 DELAY AMENDMENT OF EFFECTIVE DATE FOR CERTAIN LICENSE 14 REVOCATIONS

15 SECTION 11. Section 9(d) of S.L. 2021-134 reads as rewritten:

16 "SECTION 9.(d) This section becomes effective ~~October 1, 2021,~~ February 1, 2022, and  
17 applies to notifications of revocations mailed by the Division of Motor Vehicles on or after that  
18 date."

### 20 DMV EMERGENCY RULE EXTENSION FOR ROAD TESTS

21 SECTION 11.5.(a) The Division of Motor Vehicles may amend, extend, or adopt  
22 emergency rules to modify road test requirements, including 19A NCAC 03B .0201, Driver's  
23 License Examination and Online Renewal (emergency amendment effective July 22, 2020),  
24 implemented by the Division in accordance with subsection (g) of Section 3.20 of S.L. 2020-97,  
25 as enacted by Section 3 of S.L. 2021-13. Notwithstanding the expiration dates in  
26 G.S. 150B-21.1A(d)(4) or subsection (g) of Section 3.20 of S.L. 2020-97, as enacted by Section  
27 3 of S.L. 2021-13, emergency rules amended, extended, or adopted in accordance with this  
28 section shall expire 30 days after Executive Order No. 116 is rescinded or December 31, 2022,  
29 whichever is earlier.

30 SECTION 11.5.(b) This section is effective September 30, 2021.

## 32 PART III. MISCELLANEOUS

### 34 LAPSE IN FINANCIAL RESPONSIBILITY

35 SECTION 12.(a) G.S. 20-309.2 is amended by adding a new subsection to read:

36 "(a) Division Records. – The Division shall ensure that its records accurately reflect the  
37 insurance coverage status of each owner of a motor vehicle registered or required to be registered  
38 in this State by reconciling all notices received under this section pertaining to that motor vehicle  
39 owner. A termination notice received under subdivision (2) of subsection (a) of this section shall  
40 not be recorded as a lapse in financial responsibility or initiate action by the Division under  
41 G.S. 20-311 if an earlier notice received by the Division under this section establishes that the  
42 owner of the motor vehicle has met the duty to have continuous financial responsibility for the  
43 vehicle, as required under G.S. 20-309, through a motor vehicle liability policy that is not the  
44 subject of the later termination notice."

45 SECTION 12.(b) G.S. 20-311(a) reads as rewritten:

46 "(a) Action. – When the Division receives evidence, by a notice of termination of a motor  
47 vehicle liability policy or otherwise, that the owner of a motor vehicle registered or required to  
48 be registered in this State does not have financial responsibility for the operation of the vehicle,  
49 the Division shall ~~send~~ notify the owner ~~a letter, electronically or by mail.~~ notice shall inform the owner of the evidence ~~demonstrating lapse and inform the owner~~ that the  
50 owner ~~shall~~ must respond to the ~~letter~~ notice within 10 days of the date ~~on the letter and the notice~~

1 was sent. The owner's response must explain how the owner has met the duty to have continuous  
2 financial responsibility for the vehicle. Based on the owner's response, the Division shall take the  
3 appropriate action listed:

4 ...

5 (5) No penalty. – If the owner responds within the required time and the response  
6 establishes all of the following, the Division shall not assess the owner a  
7 penalty:

8 a. The owner sold the vehicle under G.S. 20-62.1 or transferred title  
9 under G.S. 20-72 or G.S. 20-109.1 within 10 days of the termination  
10 of financial responsibility for the vehicle.

11 b. The owner did not operate or allow the vehicle to be operated during  
12 the lapse because the vehicle was either (i) unable to be driven due to  
13 damage or mechanical defect or (ii) no longer in the possession of the  
14 owner as a result of a sale or transfer for which there was a delay  
15 between physical transfer of the vehicle and completion of the  
16 paperwork required under G.S. 20-62.1, 20-72, or 20-109.1.

17 c. The owner has returned the North Carolina registration plate or has  
18 submitted an affidavit indicating that the North Carolina registration  
19 plate has been lost, stolen, or destroyed."

20 **SECTION 12.(c)** The Division of Motor Vehicles shall develop a plan to implement  
21 a system for accepting documentation from insurers required under G.S. 20-309.2 in an  
22 electronic format that allows for immediate transmission of insurance coverage status for owners  
23 of motor vehicles registered or required to be registered in this State. The plan shall also provide  
24 for electronic submission of all documentation required to be submitted by insurers to the  
25 Division in order to license an individual or register a motor vehicle in this State. The Division  
26 shall report to the chairs of the House of Representatives and Senate Transportation Committees,  
27 the House of Representatives Insurance Committee, and the Senate Commerce and Insurance  
28 Committee on or before March 1, 2022, detailing the plan developed in accordance with this  
29 section.  
30

## 31 **MANAGED LANE RESTRICTION ENFORCEMENT**

32 **SECTION 13.(a)** G.S. 136-89.199 reads as rewritten:

33 "**§ 136-89.199. Designation of high-occupancy toll and managed lanes.**

34 (a) Authority. – Notwithstanding any other provision of this Article, the Authority may  
35 designate one or more lanes of any highway, or portion thereof, within the State, including lanes  
36 that may previously have been designated as HOV lanes under G.S. 20-146.2, as high-occupancy  
37 toll (HOT) or other type of managed lanes; provided, however, that such designation shall not  
38 reduce the number of existing non-toll general purpose lanes. In making such designations, the  
39 Authority shall specify the high-occupancy requirement or other conditions for use of such lanes,  
40 which may include restricting vehicle types, access controls, or the payment of tolls for vehicles  
41 that do not meet the high-occupancy requirements or conditions for use.

42 (b) Reporting. – At least 90 days prior to the letting of a contract for the designation of a  
43 HOT lane or other type of managed lane under subsection (a) of this section, the Authority shall  
44 submit a report to the Joint Legislative Transportation Oversight Committee detailing (i) the  
45 reasoning for the designation of the HOT lane or other type of managed lane and (ii) the terms  
46 of the contract that will be let. The reporting requirement in this subsection does not apply to any  
47 project proposed by the Authority that is subject to the reporting requirement set forth in  
48 G.S. 136-89.183(a)(2).

49 (c) Penalty. – Violation of a use requirement or use condition for lanes designated under  
50 subsection (a) of this section is an infraction."

51 **SECTION 13.(b)** G.S. 20-176(a1) reads as rewritten:

- 1 "(a1) A person who does any of the following is responsible for an infraction:
- 2 (1) Fails to carry the registration card in the vehicle, in violation of G.S. 20-57(c).
- 3 (2) Repealed by Session Laws 2016-90, s. 12(b), effective December 1, 2016, and
- 4 applicable to registration cards issued on or after that date.
- 5 (3) Fails to notify the Division of an address change for a vehicle registration card
- 6 within 60 days after the change occurs, in violation of G.S. 20-67.
- 7 (4) Operates a motor vehicle in violation of G.S. 20-146.2."

8 **SECTION 13.(c)** This section becomes effective December 1, 2021, and applies to

9 offenses committed on or after that date.

## 10

### 11 **MAXIMUM BUS LENGTH**

12 **SECTION 14.** G.S. 20-116(l) reads as rewritten:

13 "~~(l)~~ Nothing in this section shall be construed to prevent the operation of passenger buses

14 that are owned and operated by units of local government, operated as a single vehicle ~~only~~ and

15 having an overall length of 45 feet or ~~less~~, ~~less or as an articulated vehicle and having an overall~~

16 length of 65 feet or less, on public streets or highways. The Department of Transportation may

17 prevent the operation of buses that are authorized under this subsection if the operation of such

18 buses on a street or highway presents a hazard to passengers of the buses or to the motoring

19 public."

### 20

### 21 **COMMERCIAL DRIVER TRAINING SCHOOL ROAD TEST AUTHORIZATION**

22 **SECTION 15.(a)** G.S. 20-11(d)(3), as amended by S.L. 2021-24, reads as rewritten:

- 23 "(3) Passes a road test administered by the ~~Division~~ Division or by a commercial
- 24 driver training school certified by the Division to administer road tests."

25 **SECTION 15.(b)** G.S. 20-320 reads as rewritten:

#### 26 **"§ 20-320. Definitions.**

27 As used in this Article:

- 28 (1) "Commercial driver training school" or "school" means a business enterprise
- 29 conducted by an individual, association, partnership or corporation which
- 30 educates or trains persons to operate or drive motor ~~vehicles~~ vehicles,
- 31 administers road tests pursuant to G.S. 20-329, or which furnishes educational
- 32 materials to prepare an applicant for an examination given by the State for a
- 33 driver's license or learner's permit, and charges a consideration or tuition for
- 34 such service or materials.
- 35 (2) "Commissioner" means the Commissioner of Motor Vehicles.
- 36 (3) "Instructor" means any person who operates a commercial driver training
- 37 school or who teaches, conducts classes, gives demonstrations, administers
- 38 road tests, or supervises practical training of persons learning to operate or
- 39 drive motor vehicles in connection with operation of a commercial driver
- 40 training school."

41 **SECTION 15.(c)** Article 14 of Chapter 20 of the General Statutes is amended by

42 adding a new section to read:

#### 43 **"§ 20-329. Commercial driver training school road test certification.**

44 (a) A licensed commercial driver training school is authorized to administer road tests

45 required for licensure under G.S. 20-11(d)(3) only when certified under this section by the

46 Division.

47 (b) A person that successfully passes a road test required for licensure administered by a

48 commercial driver training school may submit proof to the Division that the person passed the

49 road test, in a format specified by the Division, for the purpose of meeting the requirement of

50 G.S. 20-11(d)(3).

1       (c)     The Commissioner may adopt rules for school certification to administer road tests,  
2 including requirements concerning location, equipment, instructors, schedule of fees and  
3 charges, insurance, bond or other security in such sum and with such provisions as the  
4 Commissioner deems necessary to protect adequately the interests of the public, and such other  
5 matters as the Commissioner may prescribe."  
6

## 7 **DURHAM CHARTER SCHOOL AUTHORIZATION FOR ON-STREET VEHICLE** 8 **STACKING TO LOAD AND UNLOAD STUDENTS**

9       **SECTION 15.5.(a)** Notwithstanding any provision of law or development ordinance  
10 to the contrary, the City of Durham or the North Carolina Department of Transportation, as  
11 applicable, shall authorize and allow a charter school to utilize on-street right-of-way for the  
12 purpose of temporary motor vehicle stacking or queuing to load or unload students that attend  
13 the charter school. This authorization and allowance only applies to a charter school that meets  
14 all of the following conditions: (i) the charter school is located in the City of Durham, was  
15 chartered prior to 2005, operates more than one campus within the city limits, and operates on a  
16 year-round school schedule and (ii) the charter school is relocating, renovating, or expanding a  
17 campus at or to a location within one-half mile of the existing location.

18       **SECTION 15.5.(b)** Nothing in this section shall be construed to allow for motor  
19 vehicle stacking or queuing that would block driveway access or the movement of through traffic  
20 on streets adjacent to the charter school location.

21       **SECTION 15.5.(c)** This section becomes effective December 1, 2021.  
22

## 23 **E-SALVAGE EXPRESS**

24       **SECTION 16.** G.S. 20-109.1 reads as rewritten:

25 **"§ 20-109.1. Surrender of titles to salvage vehicles.**

26       ...

27       (c)     Owner Keeps Vehicle. – If a salvage vehicle owner wants to keep the vehicle, the  
28 insurer must give the owner an owner-retained salvage form. The owner must complete the  
29 owner-retained salvage form and give it to the insurer when the insurer pays the claim. ~~The~~  
30 ~~owner's signature on the owner-retained salvage form must be notarized.~~ The owner shall execute  
31 the owner-retained salvage form with either a manual signature or an electronic signature. An  
32 electronic signature must comply with Article 40 of Chapter 66 of the General Statutes. The  
33 owner's signature is not required to be notarized. The insurer must send the completed form to  
34 the Division within 10 days after receiving it from the vehicle owner. The Division must then  
35 note in its vehicle registration records that the vehicle listed on the form is a salvage vehicle.

36       ...

37       (h)     Claims. – The Division shall not be subject to a claim under Article 31 of Chapter  
38 143 of the General Statutes related to the cancellation of a title pursuant to this section if the  
39 claim is based on reliance by the Division on any proof of payment or proof of notice submitted  
40 to the Division by a third party pursuant to subdivision (b)(2) or subsection (e1) of this section.  
41 The Division shall not be subject to a claim arising from an owner-retained salvage form  
42 submitted to the Division with an unverified manual signature or an electronic signature pursuant  
43 to subsection (c) of this section."  
44

## 45 **PART IV. EFFECTIVE DATE**

46       **SECTION 17.** Except as otherwise provided, this act is effective when it becomes  
47 law.