

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2025

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HOUSE BILL 1094
Committee Substitute Favorable 5/20/26
Senate Transportation Committee Substitute Adopted 6/17/26
Senate Finance Committee Substitute Adopted 6/18/26

Short Title: Ferry Div. Audit/DOT Omnibus.

(Public)

Sponsors:

Referred to:

April 30, 2026

A BILL TO BE ENTITLED

AN ACT TO DIRECT THE OFFICE OF THE STATE AUDITOR TO CONDUCT A PERFORMANCE AUDIT OF THE FERRY DIVISION OF THE DEPARTMENT OF TRANSPORTATION, AS RECOMMENDED BY THE JOINT LEGISLATIVE TRANSPORTATION OVERSIGHT COMMITTEE, AND TO MAKE OTHER CHANGES TO LAWS RELATED TO MOTOR VEHICLES AND TRANSPORTATION.

The General Assembly of North Carolina enacts:

FERRY DIVISION PERFORMANCE AUDIT

SECTION 1.(a) The Office of the State Auditor shall conduct a performance audit of the Ferry Division of the Department of Transportation, which shall include all of the following:

- (1) A financial audit of the Division's operations and maintenance spending and budget practices.
- (2) An evaluation of the Division's operations, capital project, and maintenance activities, and suggestions for long-term strategies to maximize revenue and reduce costs.
- (3) An evaluation of the current route system and potential route and schedule adjustments to maximize revenue and reduce costs.
- (4) An evaluation of potential options to diversify revenue to support ferry capital project needs and recoup operating costs.
- (5) Other items the State Auditor deems relevant to evaluate.

SECTION 1.(b) No later than January 15, 2027, the State Auditor shall provide a report of the performance audit required by this section to the Joint Legislative Transportation Oversight Committee and the Fiscal Research Division.

DIVISION OF MOTOR VEHICLES PERCENTAGE-BASED FUNDING MODEL STUDY

SECTION 2.(a) The Department of Transportation, Division of Motor Vehicles (Division), shall study the feasibility of transitioning Division funding to a percentage-of-revenue-based model. The study shall include an evaluation of:

- (1) The advantages and disadvantages of the current fixed-budget appropriation model, including its limitations in responding to fluctuations in Division services demand.



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- 1 (2) The feasibility of implementing a percentage-of-revenue-based model (i)
2 under which the Division's budget authority is tied to revenue sources
3 collected by the Division and (ii) under which the Division would have
4 authority to adjust operational and staffing expenditures to adjust with demand
5 for services and collection of revenue.
- 6 (3) Funding models used by motor vehicle agencies in other states, including
7 models that incorporate:
8 a. Percentage-of-revenue-based appropriations or models.
9 b. Fee retention or enterprise-style funding structures.
10 c. Demand-driven or workload-based budgeting.
- 11 (4) Legal or budgetary constraints related to a change in funding models. In
12 evaluating this, the Division shall consult with the Office of State Budget and
13 Management (OSBM) to determine the impact of a new funding model on:
14 a. Budget adjustment practices set forth in the State Budget Act, Chapter
15 143C of the General Statutes.
16 b. The fiscal impact on the Department of Transportation and the
17 Division of having a percentage-of-revenue-based funding model
18 rather than a fixed-budget appropriation.
- 19 (5) The fiscal impact of the quadrennial adjustment to fees and rates pursuant to
20 G.S. 20-4.02, on the Division's budget, assuming a
21 percentage-of-revenue-based funding model.
- 22 (6) Potential impacts of a percentage-of-revenue-based model on the Division's:
23 a. Customer service levels and wait times.
24 b. Staffing and operational capacity.
25 c. Technology modernization efforts.
26 d. Accountability and legislative oversight.
- 27 (7) Potential fiscal impacts of a percentage-of-revenue-based model for the
28 Division on the Department of Transportation's budgeting and funding of
29 other Department operations.
- 30 (8) Performance-based pay structure for drivers license examiners.
- 31 (9) Any other information relevant to this study.

32 **SECTION 2.(b)** The Division shall submit a report of its findings and
33 recommendations, including legislative recommendations necessary to implement a
34 percentage-of-revenue-based funding model, to the Joint Legislative Transportation Oversight
35 Committee, the House of Representatives Appropriations Committee on Transportation, the
36 Senate Appropriations Committee on the Department of Transportation, the Fiscal Research
37 Division, and OSBM no later than January 1, 2027.

39 **ALLOW EARLY RENEWALS OF DRIVERS LICENSES**

40 **SECTION 3.(a)** G.S. 20-7(f)(3a) reads as rewritten:

41 "(3a) When to renew. – A person may apply to the Division to renew a license
42 during the 180-day period at any time before the license expires. The Division
43 may not accept an application for renewal made before the 180-day period
44 begins. The fee for a regular drivers license renewed during the 180-day period
45 before the license expires is the fee set out in subsection (i) of this section.
46 The fee for a regular drivers license renewed more than 180 days before the
47 license expires is the fee for a duplicate license set out in G.S. 20-14, plus the
48 fee for a regular drivers license set out in subsection (i) of this section, minus
49 the per year fee set out in subsection (i) of this section for each full year of
50 validity remaining in the period for which the license was issued."

51 **SECTION 3.(b)** This section becomes effective October 1, 2026.

1
2 **AUTHORIZE DIVISION TO PROVIDE ELECTRONIC UNREDACTED CRASH**
3 **REPORTS TO PERSONS DIRECTLY INVOLVED IN A CRASH**

4 **SECTION 4.** G.S. 20-43.1 reads as rewritten:

5 **"§ 20-43.1. Disclosure of personal information in motor vehicle records.**

6 ...

7 (e2) As authorized in 18 U.S.C. § 2721, the Division may provide, by secure electronic
8 means, an unredacted crash report, collected pursuant to G.S. 20-166.1, to a person directly
9 involved in the crash.

10"

11
12 **PROVIDE ADDITIONAL TIME TO RESPOND TO INSURANCE LAPSE NOTICES**

13 **SECTION 5.(a)** G.S. 20-311(a) reads as rewritten:

14 "(a) Action. – When the Division receives evidence, by a notice of termination of a motor
15 vehicle liability policy or otherwise, that the owner of a motor vehicle registered or required to
16 be registered in this State does not have financial responsibility for the operation of the vehicle,
17 the Division shall notify the owner electronically or by mail. The notice shall inform the owner
18 of the evidence demonstrating lapse and that the owner must respond to the notice within ~~40~~30
19 days of the date the notice was sent. The owner's response must explain how the owner has met
20 the duty to have continuous financial responsibility for the vehicle. Based on the owner's
21 response, the Division shall take the appropriate action listed:

22"

23 **SECTION 5.(b)** This section becomes effective October 1, 2026, and applies to
24 notices issued on or after that date.

25
26 **ELIMINATE MANDATORY DEALER LICENSE PLATE REPLACEMENT**

27 **SECTION 6.** G.S. 20-79(c1) is repealed.

28
29 **ELIMINATE MANDATORY LICENSE PLATE REPLACEMENT AND ADDITIONAL**
30 **REFLECTIVITY STANDARDS**

31 **SECTION 6.5.** G.S. 20-63.1 reads as rewritten:

32 **"§ 20-63.1. Division shall cause plates to be reflectorized.**

33 (a) Registration Plate Standards. – The Division of Motor Vehicles is hereby authorized
34 to cause vehicle license plates for 1968 and future years to be completely treated with
35 reflectorized materials designed to increase visibility and legibility of license plates at night.~~The~~
36 ~~Division of Motor Vehicles shall develop standards for reflectivity that use the most current~~
37 ~~technology available while maintaining a competitive bid process.~~

38 (b) ~~Registration Plate Mandatory Replacement. – All registration plates shall be replaced~~
39 ~~every seven years."~~

40
41 **FEE ADJUSTMENT AND COMMISSION CONTRACTOR CLARIFICATIONS**

42 **SECTION 7.(a)** It is the intent of this section to clarify the existing law as it pertains
43 to (i) the fee established pursuant to G.S. 20-85(a)(12) and the quadrennial adjustment for
44 inflation established pursuant to G.S. 20-4.02, (ii) the offer of commission contracts to
45 individuals pursuant to G.S. 20-63(h), and (iii) the sale of a commission contract business
46 pursuant to G.S. 20-63(h).

47 **SECTION 7.(b)** The General Assembly makes the following findings of fact:

48 (1) Section 20(b) of S.L. 2024-30 repealed the application fee for a certificate of
49 title prepared and delivered using a one-day title service pursuant to
50 G.S. 20-85.1.

- 1 (2) Section 20(a) of S.L. 2024-30 recodified the application fee for a certificate
2 of title prepared and delivered using a one-day title service as
3 G.S. 20-85(a)(12).
- 4 (3) Section 20(f) of S.L. 2024-30 listed without discontinuation the application
5 fee for a certificate of title prepared and delivered using a one-day title service
6 created pursuant to G.S. 20-85.1 and recodified as G.S. 20-85(a)(12) among
7 the fees subject to quadrennial adjustment for inflation by amending
8 G.S. 20-4.02(a)(10).
- 9 (4) Subsections (a), (b), and (f) of Section 20 of S.L. 2024-30 all became effective
10 July 1, 2024.
- 11 (5) The intent of the General Assembly in Section 20 of S.L. 2024-30 was to
12 recodify the application fee created by G.S. 20-85.1 as G.S. 20-85(a)(12)
13 without any discontinuation of that fee and to make that fee subject to the July
14 1, 2024, quadrennial adjustment for inflation and all subsequent quadrennial
15 adjustments for inflation.

16 **SECTION 7.(c)** Therefore, the General Assembly finds that the Division of Motor
17 Vehicles' interpretation that the fee established by G.S. 20-85(a)(12) is not subject to the July 1,
18 2024, quadrennial adjustment for inflation, and all subsequent quadrennial adjustments for
19 inflation, is inconsistent with the legislature's intentions. The Division is directed to comply with
20 the intent of Section 20 of S.L. 2024-30 and apply the July 1, 2024, quadrennial adjustment for
21 inflation and all subsequent quadrennial adjustments for inflation mandated by
22 G.S. 20-4.02(a)(10) to the fee recodified as G.S. 20-85(a)(12).

23 **SECTION 7.(d)** G.S. 20-63 reads as rewritten:

24 **"§ 20-63. Registration plates furnished by Division; requirements; replacement of regular**
25 **plates with First in Flight plates, First in Freedom plates, or National/State**
26 **Mottos plates; surrender and reissuance; displaying; preservation and cleaning;**
27 **alteration or concealment of numbers; commission contracts for issuance.**

28 ...

29 (h) Commission Contracts for Issuance of Plates and Certificates. – All registration
30 plates, registration certificates, and certificates of title issued by the Division, outside of those
31 issued from the office of the Division located in Wake, Cumberland, or Mecklenburg Counties
32 and those issued and handled through the United States mail, shall be issued insofar as practicable
33 and possible through commission contracts entered into by the Division for the issuance of the
34 plates and certificates in localities throughout North Carolina, including military installations
35 within this State, with persons, firms, corporations or governmental subdivisions of the State of
36 North Carolina. The Division shall not require a business entity to contract with the Division as
37 an individual as a prerequisite for a commission contract offer but instead the Division shall
38 accept applications for new commission contracts or renewal of existing contracts and enter into
39 contracts with commission contractors in the commission contractor's business entity name,
40 unless the commission contractor chooses to enter into a contract as an individual. If a
41 commission contractor has been required by the Division to apply for or renew a commission
42 contract in the commission contractor's individual name, the Division shall notify the contractor
43 within 30 days of that application or renewal and provide an opportunity within 30 days of the
44 notification to either (i) amend the application to reflect the contractor's business name or (ii)
45 amend and reenter the commission contract in the contractor's business name.

46 The Division shall make a reasonable effort in every locality, except as noted above, to enter
47 into a commission contract for the issuance of the plates and certificates and a record of these
48 efforts shall be maintained in the Division. In the event the Division is unsuccessful in making
49 commission contracts, it shall issue the plates and certificates through the regular employees of
50 the Division. Whenever registration plates, registration certificates, and certificates of title are
51 issued by the Division through commission contract arrangements, the Division shall provide

1 proper supervision of the distribution. Nothing contained in this subsection allows or permits the
2 operation of fewer outlets in any county in this State than are now being operated.

3 The terms of a commission contract entered under this subsection shall specify the duration
4 of the contract and either include or incorporate by reference standards by which the Division
5 may supervise and evaluate the performance of the commission contractor. The duration of an
6 initial commission contract may not exceed eight years and the duration of a renewal commission
7 contract may not exceed two years. The Division may award monetary performance bonuses, not
8 to exceed an aggregate total of ninety thousand dollars (\$90,000) annually, to commission
9 contractors based on their performance.

10 The terms of a commission contract entered under this subsection shall allow the commission
11 contractor to sell the contractor's ~~business, entire business operation,~~ as applicable, and assign
12 contractual rights to another qualified contractor prior to expiration of the contract. A qualified
13 contractor is a person, firm, corporation, or governmental subdivision of the State of North
14 Carolina, with demonstrated experience as a commission contractor in North Carolina or
15 equivalent experience in another state, as determined by the Division. All Upon sale, the prior
16 commission contractor's business, including (i) all of the prior commission contractor's
17 contractual rights and (ii) any Division equipment and software controlled by the prior
18 commission contractor, shall be transferred to the new commission contractor upon sale, in
19 accordance with guidelines established by the Division contractor, and the new commission
20 contractor shall continue operating the business. The Division may establish guidelines with
21 respect to the transfer of the Division's equipment and software to the new commission
22 contractor.

23 The amount of compensation payable to a commission contractor is determined on a per
24 transaction basis. The collection of the highway use tax and the removal of an inspection stop are
25 each considered a separate transaction for which one dollar and sixty-eight cents (\$1.68)
26 compensation shall be paid. The issuance of a limited registration "T" sticker and the collection
27 of property tax are each considered a separate transaction for which compensation at the rate of
28 one dollar and forty cents (\$1.40) and one dollar and sixteen cents (\$1.16) respectively, shall be
29 paid by counties and municipalities as a cost of the combined motor vehicle registration renewal
30 and property tax collection system. The performance at the same time of one or more of the
31 transactions below is considered a single transaction for which one dollar and eighty-nine cents
32 (\$1.89) compensation shall be paid:

- 33 (1) Issuance of a registration plate, a registration card, a registration sticker, or a
34 certificate of title.
- 35 (2) Issuance of a handicapped placard or handicapped identification card.
- 36 (3) Acceptance of an application for a personalized registration plate.
- 37 (4) Acceptance of a surrendered registration plate, registration card, or
38 registration renewal sticker, or acceptance of an affidavit stating why a person
39 cannot surrender a registration plate, registration card, or registration renewal
40 sticker.
- 41 (5) Cancellation of a title because the vehicle has been junked.
- 42 (6) Acceptance of an application for, or issuance of, a refund for a fee or a tax,
43 other than the highway use tax.
- 44 (7) Receipt of the civil penalty imposed by G.S. 20-311 for a lapse in financial
45 responsibility or receipt of the restoration fee imposed by that statute.
- 46 (8) Acceptance of a notice of failure to maintain financial responsibility for a
47 motor vehicle.
- 48 (8a) Collection of civil penalties imposed for violations of G.S. 20-183.8A.
- 49 (8b), (9) Repealed by Session Laws 2013-372, s. 2(a), effective July 1, 2013.
- 50 (10) Acceptance of a temporary lien filing.

(11) Conversion of an existing paper title to an electronic lien upon request of a primary lienholder.

...."

AMEND ELIGIBILITY REQUIREMENT FOR INTERNATIONAL ASSOCIATION OF FIRE FIGHTERS SPECIAL REGISTRATION PLATE

SECTION 8. G.S. 20-79.4(b)(106) reads as rewritten:

"(106) International Association of Fire Fighters. – The plate authorized by this subdivision shall bear the logo of the International Association of Fire Fighters. The Division may not issue the plate unless it receives at least 300 applications for the plate. The plate is issuable to one of the following in accordance with G.S. 20-81.12:

- a. ~~A person who presents proof of active membership in~~ An active member of the International Association of Fire Fighters for the year in which the license plate is sought. ~~Fighters.~~
- b. The surviving spouse of a person who was a member of the International Association of Fire Fighters, so long as the surviving spouse continues to renew the plate and does not remarry."

ELIMINATE DRIVING ELIGIBILITY CERTIFICATE REQUIREMENT FOR THE ISSUANCE OF LEARNER'S PERMITS AND PROVISIONAL DRIVERS LICENSES

SECTION 9.(a) G.S. 20-11 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 years old but less than 18 years old may obtain a limited learner's permit if the person meets all of the following requirements:

...

~~(3) Has a driving eligibility certificate or a high school diploma or its equivalent.~~

...

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

...

~~(4) Has a driving eligibility certificate or a high school diploma or its equivalent.~~

(f) Level 3. – A person who is at least 16 years old but less than 18 years old may obtain a full provisional license if the person meets all of the following requirements:

...

~~(3) Has a driving eligibility certificate or a high school diploma or its equivalent.~~

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

...

~~(n) Driving Eligibility Certificate.—A person who desires to obtain a permit or license issued under this section must have a high school diploma or its equivalent or must have a driving eligibility certificate. A driving eligibility certificate must meet the following conditions:~~

~~(n) Driving Eligibility Certificate.—A person who desires to obtain a permit or license issued under this section must have a high school diploma or its equivalent or must have a driving eligibility certificate. A driving eligibility certificate must meet the following conditions:~~

- 1 (1) The person who is required to sign the certificate under subdivision (4) of this
2 subsection must show that he or she has determined that one of the following
3 requirements is met:
4 a. The person is currently enrolled in school and is making progress
5 toward obtaining a high school diploma or its equivalent.
6 b. A substantial hardship would be placed on the person or the person's
7 family if the person does not receive a certificate.
8 c. The person cannot make progress toward obtaining a high school
9 diploma or its equivalent.
- 10 (1a) The person who is required to sign the certificate under subdivision (4) of this
11 subsection also must show that one of the following requirements is met:
12 a. The person who seeks a permit or license issued under this section is
13 not subject to subsection (n1) of this section.
14 b. The person who seeks a permit or license issued under this section is
15 subject to subsection (n1) of this section and is eligible for the
16 certificate under that subsection.
- 17 (2) It must be on a form approved by the Division.
- 18 (3) It must be dated within 30 days of the date the person applies for a permit or
19 license issuable under this section.
- 20 (4) It must be signed by the applicable person named below:
21 a. The principal, or the principal's designee, of the public school in which
22 the person is enrolled.
23 b. The administrator, or the administrator's designee, of the nonpublic
24 school in which the person is enrolled.
25 c. The person who provides the academic instruction in the home school
26 in which the person is enrolled.
27 c1. The person who provides the academic instruction in the home in
28 accordance with an educational program found by a court, prior to July
29 1, 1998, to comply with the compulsory attendance law.
30 d. The designee of the board of directors of the charter school in which
31 the person is enrolled.
32 e. The president, or the president's designee, of the community college
33 in which the person is enrolled.
- 34 Notwithstanding any other law, the decision concerning whether a driving eligibility
35 certificate was properly issued or improperly denied shall be appealed only as provided under
36 the rules adopted in accordance with G.S. 115C-12(28), 115D-10.70, or 115C-566, whichever is
37 applicable, and may not be appealed under this Chapter.
- 38 (n1) Lose Control; Lose License.
- 39 (1) The following definitions apply in this subsection:
40 a. Applicable State entity.—The State Board of Education for public
41 schools and charter schools, the State Board of Community Colleges
42 for community colleges, or the Secretary of Administration for
43 nonpublic schools and home schools.
44 b. Certificate.—A driving eligibility certificate that meets the conditions
45 of subsection (n) of this section.
46 c. Disciplinary action.—An expulsion, a suspension for more than 10
47 consecutive days, or an assignment to an alternative educational
48 setting for more than 10 consecutive days.
49 d. Enumerated student conduct.—One of the following behaviors that
50 results in disciplinary action:

- 1 1. The possession or sale of an alcoholic beverage or an illegal
2 controlled substance on school property.
- 3 2. ~~The bringing, possession, or use on school property of a~~
4 ~~weapon or firearm that resulted in disciplinary action under~~
5 ~~G.S. 115C 390.10 or that could have resulted in that~~
6 ~~disciplinary action if the conduct had occurred in a public~~
7 ~~school.~~
- 8 3. The physical assault on a teacher or other school personnel on
9 school property.
- 10 e. ~~School.— A public school, charter school, community college,~~
11 ~~nonpublic school, or home school.~~
- 12 f. ~~School administrator.— The person who is required to sign certificates~~
13 ~~under subdivision (4) of subsection (n) of this section.~~
- 14 g. ~~School property.— The physical premises of the school, school buses~~
15 ~~or other vehicles under the school's control or contract and that are~~
16 ~~used to transport students, and school-sponsored curricular or~~
17 ~~extracurricular activities that occur on or off the physical premises of~~
18 ~~the school.~~
- 19 h. ~~Student.— A person who desires to obtain a permit or license issued~~
20 ~~under this section.~~
- 21 (2) ~~Any student who was subject to disciplinary action for enumerated student~~
22 ~~conduct that occurred either after the first day of July before the school year~~
23 ~~in which the student enrolled in the eighth grade or after the student's~~
24 ~~fourteenth birthday, whichever event occurred first, is subject to this~~
25 ~~subsection.~~
- 26 (3) ~~A student who is subject to this subsection is eligible for a certificate when~~
27 ~~the school administrator determines that the student has exhausted all~~
28 ~~administrative appeals connected to the disciplinary action and that one of the~~
29 ~~following conditions is met:~~
- 30 a. ~~The enumerated student conduct occurred before the student reached~~
31 ~~the age of 15, and the student is now at least 16 years old.~~
- 32 b. ~~The enumerated student conduct occurred after the student reached the~~
33 ~~age of 15, and it is at least one year after the date the student exhausted~~
34 ~~all administrative appeals connected to the disciplinary action.~~
- 35 e. ~~The student needs the certificate in order to drive to and from school,~~
36 ~~a drug or alcohol treatment counseling program, as appropriate, or a~~
37 ~~mental health treatment program, and no other transportation is~~
38 ~~available.~~
- 39 (4) ~~A student whose permit or license is denied or revoked due to ineligibility for~~
40 ~~a certificate under this subsection may otherwise be eligible for a certificate~~
41 ~~if, after six months from the date of the ineligibility, the school administrator~~
42 ~~determines that one of the following conditions is met:~~
- 43 a. ~~The student has returned to school or has been placed in an alternative~~
44 ~~educational setting, and has displayed exemplary student behavior, as~~
45 ~~defined by the applicable State entity.~~
- 46 b. ~~The disciplinary action was for the possession or sale of an alcoholic~~
47 ~~beverage or an illegal controlled substance on school property, and the~~
48 ~~student subsequently attended and successfully completed, as defined~~
49 ~~by the applicable State entity, a drug or alcohol treatment counseling~~
50 ~~program, as appropriate."~~

51 **SECTION 9.(b)** The following statutes are repealed:

- 1 (1) G.S. 20-9(b1).
- 2 (2) G.S. 20-13.2(c1).
- 3 (3) G.S. 115C-12(28).
- 4 (4) G.S. 115C-218.70.
- 5 (5) G.S. 115C-238.66(8).
- 6 (6) G.S. 115C-288(k).
- 7 (7) G.S. 115C-566.
- 8 (8) G.S. 115D-10.70.

9 **SECTION 9.(c)** G.S. 115C-150.12C reads as rewritten:

10 **"§ 115C-150.12C. Powers and duties.**

11 A board of trustees shall adopt rules necessary for the administration of the school to
12 implement the requirements of this Article. Each board of trustees shall have the following
13 powers and duties:

14 ...

- 15 (19) ~~Driving eligibility certificates and drivers~~ Drivers education. – ~~The board of~~
16 ~~trustees shall apply the rules and policies established by the State Board of~~
17 ~~Education for issuance of driving eligibility certificates.~~ The board of trustees
18 shall provide drivers education in accordance with Article 14 of this Chapter.

19"

20 **SECTION 9.(d)** The Division of Motor Vehicles shall restore the permit or license
21 of any person whose permit or license was revoked by the Division under G.S. 20-13.2(c1) due
22 to ineligibility for a driving eligibility certificate but who meets all other requirements for the
23 permit or license.

24 **SECTION 9.(e)** This section becomes effective October 1, 2026.

25
26 **AMEND COMMERCIAL DRIVERS LICENSE LAWS TO CONFORM WITH**
27 **FEDERAL MOTOR CARRIER SAFETY ADMINISTRATION REGULATIONS**

28 **SECTION 10.(a)** G.S. 20-37.17 reads as rewritten:

29 **"§ 20-37.17. Record check and notification of license issuance.**

30 Before issuing a commercial driver license, the Division shall obtain driving record
31 information from the Commercial Driver License Information System (CDLIS), the National
32 Driver Register, the Federal Motor Carrier Safety Administration's Commercial Driver's License
33 Drug and Alcohol Clearinghouse, and from each state in which the person has been licensed.

34 Within 10 days after issuing a commercial driver license, the Division shall notify CDLIS of
35 the issuance of the commercial driver license, providing all information necessary to ensure
36 identification of the person."

37 **SECTION 10.(b)** G.S. 20-37.19 reads as rewritten:

38 **"§ 20-37.19. Employer responsibilities.**

39 (a) Each employer shall require the applicant to provide the information specified in
40 G.S. 20-37.18(c).

41 (b) No employer shall knowingly allow, permit, or authorize a driver to drive a
42 commercial motor vehicle during any period:

- 43 (1) In which the driver has had his commercial driver license suspended, revoked,
44 or cancelled by any state, is currently disqualified from driving a commercial
45 vehicle, or is subject to an out-of-service order in any ~~state; or~~ state.
- 46 (2) In which the driver has more than one driver ~~license; or~~ license.
- 47 (3) In which the driver, the commercial motor vehicle being operated, or the
48 motor carrier operation, is subject to an out-of-service order.
- 49 (4) In which the driver is listed in the Federal Motor Carrier Safety
50 Administration's Commercial Driver's License Drug and Alcohol
51 Clearinghouse as prohibited from operating a commercial motor vehicle.

1 (c) The employer of any employee or applicant who tests positive or of any employee
2 who refuses to participate in a drug or alcohol test required under 49 C.F.R. Part 382 and 49
3 C.F.R. Part 655 must notify the Division ~~in writing within five business days and the Federal~~
4 Motor Carrier Safety Administration's Commercial Driver's License Drug and Alcohol
5 Clearinghouse following the employer's receipt of confirmation of a positive drug or alcohol test
6 or of the employee's refusal to participate in the test. ~~The notification must include the driver's~~
7 ~~name, address, drivers license number, social security number, and results of the drug or alcohol~~
8 ~~test or documentation from the employer of the refusal by the employee to take the test. A report~~
9 ~~that the driver has a negative return-to-duty test must also be reported to the Division and the~~
10 Federal Motor Carrier Safety Administration's Commercial Driver's License Drug and Alcohol
11 Clearinghouse, as required under 49 C.F.R. Part 382."

12 SECTION 10.(c) G.S. 20-37.20A reads as rewritten:

13 "**§ 20-37.20A. Driving record notation for testing positive in a drug or alcohol test.**

14 Upon receipt of notice pursuant to ~~G.S. 20-37.19(c) of positive result in an alcohol or drug~~
15 ~~test of a prohibited status in the Federal Motor Carrier Safety Administration's Commercial~~
16 Driver's License Drug and Alcohol Clearinghouse for a person holding a commercial drivers
17 license, and subject to any appeal of the disqualification pursuant to G.S. 20-37.20B, license or
18 commercial drivers permit, the Division shall place a notation on the driving record of the driver-
19 person. The disqualification of the driver to operate a commercial motor vehicle is effective on
20 the date of the notation. A notation of a disqualification pursuant to G.S. 20-17.4(l) shall be
21 retained on the record of a person for a period of three years following the end of any
22 disqualification of that person."

23 SECTION 10.(d) G.S. 20-37.20B is repealed.

24 SECTION 10.(e) This section becomes effective July 1, 2026, and applies to
25 commercial drivers license and commercial drivers permit disqualifications initiated on or after
26 that date.

27
28 **ADJUST ADMINISTRATIVE HEARING REPORT DEADLINE**

29 SECTION 11. G.S. 20-4.03 reads as rewritten:

30 "**§ 20-4.03. Administrative hearing fees.**

31 (a) Authorization. – The Division is authorized to charge a fee to any person who requests
32 an administrative hearing before the Division in accordance with this Chapter.

33 (b) Requirements for Requesting a Hearing. – Any request for an administrative hearing
34 before the Division must be in writing and accompanied by the total applicable administrative
35 hearing fee charged by the Division. An administrative hearing shall not be granted by the
36 Division unless the administrative hearing request complies with the requirements of this
37 subsection. Notwithstanding any provision of this Chapter to the contrary, any pending
38 revocation, suspension, civil penalty assessment, or other adverse action shall not be stayed upon
39 receipt of an administrative hearing request unless the request complies with the requirements of
40 this subsection.

41 (c) ~~Quarterly Report. – Beginning October 1, 2018, and quarterly thereafter, the~~ The
42 Division shall submit a quarterly report to the Fiscal Research Division of the General Assembly
43 Assembly, within 30 days of the end of an applicable quarter, detailing all of the following for
44 each month of the applicable quarter and for each type of administrative hearing:

45 (1) The total number of administrative hearings.

46 (2) The total amount of revenue collected.

47 (3) The total number of fee waivers granted.

48 (4) The counties where the administrative hearings were held.

49 (5) The average amount of time required to conduct an administrative hearing,
50 with the time required of hearing officers and the time required of
51 administrative personnel listed separately."

1
2 **REPEAL REPORTING REQUIREMENT ON INFORMATION TECHNOLOGY**
3 **MODERNIZATION PROJECTS FUNDED IN 2014-2015**

4 SECTION 12. Section 7.14(d) of S.L. 2014-100 is repealed.

5
6 **EXPAND PREPAID TOLL DISCOUNT TO INCLUDE NEW PAYMENT**
7 **TECHNOLOGIES**

8 SECTION 13. G.S. 136-89.211 reads as rewritten:

9 **"§ 136-89.211. Tolls for use of Turnpike project.**

10 In exercising its authority under G.S. 136-89.183 to set tolls for the use of a Turnpike project,
11 the Authority may not do any of the following:

- 12 (1) Set open road tolls that vary for the same class of motor vehicle depending on
13 the method by which the Authority identifies a motor vehicle that drives on
14 the Turnpike project. This does not preclude the Authority from allowing a
15 discount for a motor vehicle equipped with an electronic toll collection
16 transponder or a motor vehicle ~~that has associated with a prepaid toll~~ or account.
17
18 (2) Exempt a motor vehicle that is not a law enforcement vehicle, an emergency
19 fire or rescue vehicle, or an emergency medical services vehicle from the
20 requirement of paying a toll for the use of a Turnpike project."
21

22 **TURNPIKE AUTHORITY EXECUTIVE DIRECTOR TITLE**

23 SECTION 14.(a) G.S. 136-89.182(k) reads as rewritten:

24 "(k) Executive Director and Chief Executive Officer and Administrative Employees. –
25 The Authority Board shall appoint an Executive ~~Director, Director and Chief Executive Officer,~~
26 whose salary shall be fixed by the Authority, to serve at its pleasure. The Executive Director and
27 Chief Executive Officer shall be the Authority's chief administrative officer and shall be
28 responsible for the daily administration of the toll roads and bridges constructed, maintained, or
29 operated pursuant to this Article. The Executive Director and Chief Executive Officer or his
30 designee shall appoint, employ, dismiss, and, within the limits approved by the Authority Board,
31 fix the compensation of administrative employees as the Executive Director and Chief Executive
32 Officer deems necessary to carry out this Article."

33 SECTION 14.(b) G.S. 136-89.183(b) reads as rewritten:

34 "(b) To execute the powers provided in subsection (a) of this section, the Authority shall
35 determine its policies by majority vote of the members of the Authority Board present and voting,
36 a quorum having been established. Once a policy is established, the Authority Board shall
37 communicate it to the Executive Director and Chief Executive Officer, or the Executive
38 ~~Director's~~ Director and Chief Executive Officer's designee, who shall have the sole and exclusive
39 authority to execute the policy of the Authority. No member of the Authority Board shall have
40 the responsibility or authority to give operational directives to any employee of the Authority
41 other than the Executive Director and Chief Executive Officer or the ~~Director's~~ Executive
42 Director and Chief Executive Officer's designee."
43

44 **DEPOSIT LOGO PROGRAM REVENUE INTO THE RESERVE FOR GENERAL**
45 **MAINTENANCE**

46 SECTION 15. G.S. 136-89.56 reads as rewritten:

47 **"§ 136-89.56. Commercial ~~enterprises~~ enterprises within controlled-access facilities.**

48 (a) No commercial enterprises or activities shall be authorized or conducted by the
49 Department of Transportation, or the governing body of any city or town, within or on the
50 property acquired for or designated as a controlled-access facility, as defined in this Article,
51 except for:

- 1 (1) Materials displayed at welcome centers which shall be directly related to
2 travel, accommodations, tourist-related activities, tourist-related services, and
3 attractions. The Department of Transportation shall issue rules regulating the
4 display of these materials. These materials may contain advertisements for
5 real estate; and
- 6 (2) Vending machines permitted by the Department of Transportation and placed
7 by the Division of Services for the Blind, Department of Health and Human
8 Services, as the State licensing agency designated pursuant to Section 2(a)(5)
9 of the Randolph-Sheppard Act (20 USC 107a(a)(5)). The Department of
10 Transportation shall regulate the placing of the vending machines in highway
11 rest areas and shall regulate the articles to be dispensed. In order to permit the
12 establishment of adequate fuel and other service facilities by private owners
13 or their lessees for the users of a controlled-access facility, the Department of
14 Transportation shall permit access to service or frontage roads within the
15 publicly owned right-of-way of any controlled-access facility established or
16 designated as provided in this Article, at points which, in the opinion of the
17 Department of Transportation, will best serve the public interest. The location
18 of such fuel and other service facilities may be indicated to the users of the
19 controlled-access facilities by appropriate signs, the size, style, and
20 specifications of which shall be determined by the Department of
21 Transportation.

22 (b) The location of fuel, gas, food, lodging, camping, and attraction facilities may be
23 indicated to the users of the controlled-access facilities by appropriate logos placed on signs
24 owned, controlled, and erected within the right-of-way of fully and partially controlled-access
25 highways by, or pursuant to contract with, the Department of Transportation. The Department
26 shall contract with a private entity to administer the erection of signs and placement of logos, as
27 authorized by this subsection. The responsibilities of the private entity shall include the
28 following: acquisition and erection of signs; design, manufacture, and placement of logos on
29 signs; maintenance of signs and logos; receipt and response to information requests concerning
30 the program; and management of the financial transactions related to the program. The owners,
31 operators or lessees of fuel, gas, food, lodging, camping, and attraction facilities who wish to
32 place a logo identifying their business or service on a sign shall furnish a logo meeting the size,
33 style and specifications determined by the Department of Transportation and shall pay a fee set
34 by the vendor and approved by the Board of Transportation. The fee set by the vendor shall be
35 determined based on market rates for the number of vehicles that pass by the sign, reflecting the
36 value of the visibility and access provided to the participating businesses and to cover the initial
37 costs of signs, sign installation, and maintenance, and the costs of administering the logo sign
38 program. Nothing in this subsection shall be construed to authorize any Department contractor
39 to conduct any commercial activity upon signs erected and maintained within the right-of-way
40 of fully and partially controlled-access highways pursuant to this subsection. Funds generated
41 from fees established by the Department pursuant to this subsection and returned to the
42 Department shall be deposited into the Reserve for General Maintenance in the Highway Fund."

43 44 AMEND TRUCK LANE RESTRICTION

45 SECTION 16.(a) G.S. 20-146(f) reads as rewritten:

46 "(f) Except when entering or exiting the highway or avoiding a ~~hazard or to pass, hazard,~~
47 a motor vehicle having a gross vehicle weight rating (GVWR) of 26,001 pounds or more shall
48 not operate in the left most lane of a controlled-access highway with six or more ~~lanes.~~lanes,
49 unless the Department has passed an ordinance and installed signage with different restrictions."

50 SECTION 16.(b) This section becomes effective December 1, 2026, and applies to
51 offenses committed on or after that date.

1
2 **SPEED LIMIT IN RESIDENTIAL AREAS**

3 **SECTION 17.(a)** G.S. 20-141 reads as rewritten:

4 **"§ 20-141. Speed restrictions.**

5 ...

6 (b) Except as otherwise provided in this Chapter, it shall be unlawful to operate a vehicle
7 in excess of the following speeds:

8 (1) Thirty-five miles per hour inside municipal corporate ~~limits~~ limits, except as
9 provided in subdivision (3) of this subsection, for all vehicles.

10 (2) Fifty-five miles per hour outside municipal corporate ~~limits~~ limits, except as
11 provided in subdivision (3) of this subsection, for all vehicles except for
12 school buses and school activity buses.

13 (3) Twenty-five miles per hour on any roadway that is unpaved or not marked
14 with a centerline.

15"

16 **SECTION 17.(b)** This section becomes effective December 1, 2026, and applies to
17 offenses committed on or after that date.

18
19 **AUTHORIZE THE CITY OF DURHAM TO SET A 25 MPH SPEED LIMIT ON**
20 **STREETS WITHIN THE BOUNDARIES OF A DESIGNATED AREA**

21 **SECTION 17.5.(a)** G.S. 20-141 is amended by adding a new subsection to read:

22 "(f1) Notwithstanding subsection (f) of this section and the limit set forth in subdivision
23 (1) of subsection (b) of this section, a municipality may, by ordinance, designate the boundaries
24 of an area within its municipal limits and authorize a speed limit of 25 miles per hour on all
25 municipal streets and State highway system streets, except those designated as part of the
26 Interstate Highway System or other controlled-access highway, within the boundaries of the
27 designated area, when it is determined by the municipal transportation department that traffic,
28 safety, pedestrian activity, roadway design, or similar conditions within the designated area
29 warrant the lower speed limit. A speed limit set pursuant to this subsection shall be effective
30 when appropriate signs giving notice thereof are erected at the boundaries of the designated area.
31 A municipality is authorized to place speed limit signs that conform to the Manual on Uniform
32 Traffic Control Devices for Streets and Highways on State highway system streets in accordance
33 with this subsection and shall coordinate with the Department of Transportation to remove any
34 conflicting speed limit signs placed by the Department on State highway system streets."

35 **SECTION 17.5.(b)** This section applies to the City of Durham only.

36
37 **INCREASE PROJECT LIMIT FOR PROJECT DELIVERY METHOD PILOT**
38 **PROGRAM**

39 **SECTION 18.** Section 34.13(b) of S.L. 2018-5, as amended by Section 21 of S.L.
40 2022-68 and Section 3 of S.L. 2024-15, reads as rewritten:

41 **"SECTION 34.13.(b)** Pilot Project. – Notwithstanding any provision of Chapter 136 of the
42 General Statutes to the contrary, the Department of Transportation may establish and implement
43 a pilot project to award contracts for up to ~~10 projects~~ 15 projects for the construction of
44 transportation projects on a construction manager-general contractor basis. The Department may
45 only award a contract under this section if (i) the cost of the project is determined by the
46 Department to be less than seven hundred fifty million dollars (\$750,000,000), (ii) the
47 Department determines that it is in the public interest to use the construction manager-general
48 contractor basis for the project, (iii) the Department prequalifies the contractor that will be
49 awarded the contract, (iv) the Department complies with the pre-award reporting requirement set
50 forth in subsection (c) of this section, and (v) the Department has established and implemented
51 guidelines as required under subsection (d) of this section."

1
2 **CLARIFY THE DEFINITION OF ELECTRIC ASSISTED BICYCLE AND**
3 **AUTHORIZE LOCAL GOVERNMENT REGULATION**

4 **SECTION 19.(a)** G.S. 20-4.01(7a) reads as rewritten:

5 "(7a) Electric Assisted Bicycle. – A bicycle with two or three wheels that is
6 equipped with a seat or saddle for use by the rider, fully operable pedals for
7 human propulsion, and an electric motor of no more than 750 ~~watts, whose~~
8 ~~maximum speed on a level surface when powered solely by such a motor is~~
9 ~~no greater than 20 miles per hour.~~ watts that meets the requirements of one of
10 the following three classes:

- 11 a. Class 1 electric assisted bicycle. – A bicycle equipped with a motor
12 that provides assistance only when the rider is pedaling and ceases to
13 assist once the bicycle reaches a speed of 20 miles per hour.
14 b. Class 2 electric assisted bicycle. – A bicycle equipped with a motor
15 that may propel the bicycle without pedaling but ceases to assist once
16 the bicycle reaches a speed of 20 miles per hour.
17 c. Class 3 electric assisted bicycle. – A bicycle equipped with a motor
18 that provides assistance only when the rider is pedaling and ceases to
19 assist once the bicycle reaches a speed of 28 miles per hour."

20 **SECTION 19.(b)** Article 3 of Chapter 20 of the General Statutes is amended by
21 adding a new section to read:

22 **"§ 20-171.3. Electric assisted bicycles.**

23 (a) Except as otherwise provided in G.S. 160A-300, 160A-300.2, 153A-245.1, and as
24 regulated by the Department of Natural and Cultural Resources in State parks, historical sites, or
25 other properties within the jurisdiction of the Department, the operation of an electric assisted
26 bicycle, as defined in G.S. 20-4.01, is permitted on all roadways, bicycle lanes, and multiuse
27 paths.

28 (b) A person under the age of 18 operating or riding as a passenger on a Class 3 electric
29 assisted bicycle shall wear a helmet that meets federal safety standards."

30 **SECTION 19.(c)** Article 15 of Chapter 160A of the General Statutes is amended by
31 adding a new section to read:

32 **"§ 160A-300.2. Regulation of electric assisted bicycles.**

33 (a) A city may regulate the use of electric assisted bicycles, as defined in G.S. 20-4.01,
34 on any multiuse path or sidewalk within municipal limits. This authority includes the following:

- 35 (1) Restricting the use of a class or classes of electric assisted bicycles.
36 (2) Establishing speed limits.

37 (b) A city may require the use of a helmet by a person under the age of 18 operating or
38 riding as a passenger on a Class 1 or Class 2 electric assisted bicycle."

39 **SECTION 19.(d)** Article 12 of Chapter 153A of the General Statutes is amended by
40 adding a new section to read:

41 **"§ 153A-245.1. Regulation of electric assisted bicycles.**

42 A county may regulate the use of an electric assisted bicycle in accordance with
43 G.S. 160A-300.2. Nothing in this section shall be deemed to restrict or repeal the authority of a
44 city to regulate the use of an electric assisted bicycle."

45 **SECTION 19.(e)** The Department of Transportation shall develop educational
46 materials on the proper use and safety considerations of electric assisted bicycles.

47 **SECTION 19.(f)** This section becomes effective December 1, 2026, and applies to
48 offenses committed on or after that date.

49
50 **PERSONAL DELIVERY DEVICE AMENDMENTS**

51 **SECTION 20.(a)** G.S. 20-4.01(28a) reads as rewritten:

1 "(28a) Personal delivery device. – An electrically powered device intended for
2 transporting cargo that is equipped with automated driving technology that
3 enables device operation with or without the remote support and supervision
4 of a human and that does not exceed (i) a weight of 500 pounds, excluding
5 cargo, (ii) a length of 40-55 inches, and (iii) a width of 30-36 inches."

6 **SECTION 20.(b)** G.S. 20-175.16 reads as rewritten:

7 **"§ 20-175.16. Personal delivery devices authorized; operation; equipment.**

8 (a) A business entity may operate a personal delivery device in a pedestrian area or on a
9 highway, ~~with the rights and duties applicable to a pedestrian under this Chapter, subject to the~~
10 ~~requirements and restrictions of this Part.~~ bicycle lane, shoulder, parking lot, or any similar area.
11 Except as authorized in this Part, no person may operate a personal delivery device in a pedestrian
12 area or on a highway in this State.

13 (b) Operation of a personal delivery device shall comply with all of the following:

14 (1) ~~The personal delivery device shall be monitored by an A human operator who~~
15 ~~is shall be able to monitor and exercise remote control over the navigation and~~
16 operation of the personal delivery device.

17 (2) The personal delivery device may not be operated in a pedestrian area at a
18 speed greater than 10 miles per ~~hour~~ hour or at a speed greater than 20 miles
19 per hour in other areas.

20 (3) ~~The personal delivery device may not be operated on a highway except as~~
21 ~~necessary to cross a highway or along a highway if a sidewalk is not provided~~
22 ~~or accessible.~~ When operating along a highway under this subdivision, the
23 following additional restrictions apply:

24 a. The personal delivery device shall be operated on the shoulder or as
25 close as practicable to the extreme right of the highway in the direction
26 of authorized traffic movement and shall yield the right-of-way to all
27 vehicles.

28 b. ~~The personal delivery device may not be operated on a highway at a~~
29 ~~speed greater than 20 miles per hour.~~

30 c. The personal delivery device may not be operated on a highway with
31 a speed limit greater than 35-55 miles per hour.

32 (4) The personal delivery device shall obey all applicable traffic and pedestrian
33 control devices and signs.

34 (5) The personal delivery device shall yield the right-of-way to all human
35 pedestrians.

36 (6) The personal delivery device shall not unreasonably interfere with any vehicle
37 or pedestrian.

38 (7) The personal delivery device shall not transport materials regulated under the
39 Hazardous Materials Transportation Act (49 U.S.C. §§ 5101 – 5128) that
40 require placarding pursuant to Subpart F of 49 C.F.R. Part 172 (49 C.F.R. §§
41 172.500 – 172.560).

42 (c) A personal delivery device shall be equipped with all of the following:

43 (1) A marker that clearly states the name and contact information of the owner
44 and a unique identification number.

45 (2) A braking system that enables the device to come to a controlled stop.

46 (3) When operated at night, lights on the front and rear of the personal delivery
47 device that are visible and recognizable under normal atmospheric conditions
48 from at least 500 feet on all sides of the personal delivery device.

49 (d) A personal delivery device has all of the rights and duties applicable to a pedestrian
50 in a pedestrian area and to an operator of a bicycle in other areas, except for those that by their

1 nature cannot apply to a personal delivery device or that place an unreasonable burden on the
2 operation of a personal delivery device.

3 ~~(d)~~(e) A violation of this section is an infraction."

4 **SECTION 20.(c)** This section becomes effective December 1, 2026, and applies to
5 offenses committed on or after that date.

6
7 **AUTHORIZE COUNTIES TO LEVY SPECIAL ASSESSMENTS FOR THE**
8 **FINANCING OF IMPROVEMENTS TO COMMERCIAL STREETS**

9 **SECTION 21.(a)** G.S. 153A-205 reads as rewritten:

10 **"§ 153A-205. Improvements to ~~subdivision and residential~~ streets.**

11 (a) A county may finance the local share of the cost of improvements made under the
12 supervision of the Department of Transportation to ~~subdivision and residential streets that are a~~
13 ~~part of the State-maintained system~~ State-maintained secondary streets located in the county and
14 outside of a city and shall levy and collect pursuant to the procedures of Article 9 of Chapter
15 153A of the General Statutes special assessments against benefited property to recoup that
16 portion of the costs financed by the county. The local share is that share required by policies of
17 the Department of Transportation and may be paid by the county from funds not otherwise
18 limited as to use by law. Land owned, leased, or controlled by a railroad company is exempt from
19 such assessments to the same extent that it would be exempt from street assessments of a city
20 under G.S. 160A-222. No project may be commenced under this section unless it has been
21 approved by the Department of Transportation.

22 (b) A county may finance the local share of the cost of improvements made under the
23 supervision of the Department of Transportation to ~~subdivision and residential~~ the following
24 types of streets located in the county and outside of a city in order within recorded public
25 right-of-way, to bring those streets up to the standards of the Department of Transportation so
26 that they may ~~become a part of~~ be considered for addition to the State-maintained ~~system and~~
27 system:

28 (1) Subdivision and residential streets that are located in the county and outside
29 of a city but excluding apartment and condominium complexes.

30 (2) Industrial access or commercial complex streets that are located inside a
31 census designated place boundary, as defined by the United States Census
32 Bureau, but excluding streets that support larger parking lot networks,
33 regional malls, strip malls, apartment complexes, or condominium complexes.

34 A county shall levy and collect pursuant to the procedures of Article 9 of Chapter 153A of
35 the General Statutes special assessments against benefited property to recoup that portion of the
36 costs financed by the county. The local share is that share required by policies of the Department
37 of Transportation and may be paid by the county from funds not otherwise limited as to use by
38 law. Land owned, leased, or controlled by a railroad company is exempt from such assessments
39 to the same extent that it would be exempt from street assessments of a city under G.S. 160A-222.
40 No project may be commenced under this section unless it has been approved by the Department
41 of Transportation.

42 (c) Before a county may finance all or a portion of the cost of improvements to a
43 ~~subdivision or residential street,~~ street eligible under subsection (a) or (b) of this section, it must
44 receive a petition for the improvements signed by at least seventy-five percent (75%) of the
45 owners of property to be assessed, who must represent at least seventy-five percent (75%) of all
46 the lineal feet of frontage of the lands abutting on the street or portion thereof to be improved.
47 The petition shall state that portion of the cost of the improvement to be assessed, which shall be
48 the local share required by policies of the Department of Transportation. A county may treat as
49 a unit and consider as one street two or more connecting State-maintained ~~subdivision or~~
50 ~~residential~~ secondary streets in a petition filed under this subsection calling for the improvement

1 of ~~subdivision or residential~~ State-maintained secondary streets subject to property owner sharing
 2 in the cost of improvement under policies of the Department of Transportation.

3 Property owned by the United States shall not be included in determining the lineal feet of
 4 frontage on the improvement, nor shall the United States be included in determining the number
 5 of owners of property abutting the improvement. Property owned by the State of North Carolina
 6 shall be included in determining frontage and the number of owners only if the State has
 7 consented to assessment as provided in G.S. 153A-189. Property owned, leased, or controlled by
 8 railroad companies shall be included in determining frontage and the number of owners to the
 9 extent the property is subject to assessment under G.S. 160A-222. Property owned, leased, or
 10 controlled by railroad companies that is not subject to assessment shall not be included in
 11 determining frontage or the number of owners.

12 No right of action or defense asserting the invalidity of street assessments on grounds that the
 13 county did not comply with this subsection in securing a valid petition may be asserted except in
 14 an action or proceeding begun within 90 days after the day of publication of the notice of adoption
 15 of the preliminary assessment resolution.

16 (d) This section is intended to provide a means of assisting in financing improvements to
 17 ~~subdivision and residential~~ State-maintained secondary streets that are on the State highway
 18 system or that will, as a result of the improvements, become a part of the system. or to streets
 19 defined in subsection (b) of this section that, once improved, may be considered for addition to
 20 the State highway system. By financing improvements under this section, a county does not
 21 thereby acquire or assume any responsibility for the street or streets involved, and a county has
 22 no liability arising from the construction of such an improvement or the maintenance of such a
 23 street. Nothing in this section shall be construed to alter the conditions and procedures under
 24 which State system streets or other public streets are transferred to municipal street systems
 25 pursuant to G.S. 136-66.1 and 136-66.2 upon annexation by, or incorporation of, a municipality."

26 **SECTION 21.(b)** G.S. 159-48 reads as rewritten:

27 "**§ 159-48. For what purposes bonds may be issued.**

28 ...

29 (c) Each county may borrow money and issue its bonds under this Article in evidence of
 30 the debt for the purpose of, in the case of subdivisions (1) through (4b) of this subsection, paying
 31 any capital costs of any one or more of the purposes and, in the case of subdivisions (5) and (6)
 32 of this subsection, to finance the cost of the purpose:

33 ...

34 (4a) Providing improvements to ~~subdivision and residential~~ streets pursuant to
 35 G.S. 153A-205.

36"

38 **REQUIRE PRIVATE ENTITY TO ADMINISTER TOURIST-ORIENTED** 39 **DIRECTIONAL SIGN PROGRAM**

40 **SECTION 22.(a)** G.S. 136-140.15 reads as rewritten:

41 "**§ 136-140.15. Scope of operations.**

42 (a) Program. – The Department of Transportation shall contract with a private entity to
 43 administer a tourist-oriented directional signs (TODS) program. The responsibilities of the
 44 vendor contracted by the Department include the following: design, manufacture, and erection
 45 of signs; maintenance of signs; receipt and response to information requests concerning the
 46 program; and management of the financial transactions related to the program. A business or
 47 facility participating in the TODS program shall pay a fee set by the vendor and approved by the
 48 Board of Transportation. The fee set by the vendor shall be determined based on market rates for
 49 the number of vehicles that pass by the sign, reflecting the value of the visibility and access
 50 provided to the participating businesses and to cover the initial costs of the signs, the sign
 51 installation and maintenance, and the costs of administering the TODS program.

1 (b) Definitions. – The following definitions apply in this Article:

2 (1) TODS. – Tourist-oriented directional signs (TODS) are guide signs that
3 display the business identification of and directional information for
4 tourist-oriented businesses and tourist-oriented facilities or for classes of
5 businesses or facilities that are tourist-oriented.

6 (2) Tourist-oriented business. – A business, the substantial portion of whose
7 products or services is of significant interest to tourists. The term may include
8 a business involved with seasonal agricultural products. When used in this
9 Article, the term "business" means a tourist-oriented business.

10 (3) Tourist-oriented facility. – A business, service, or activity facility that derives
11 a major portion of income or visitors during the normal business season from
12 road users not residing in the immediate area of the facility. When used in this
13 Article, the term "facility" means a tourist-oriented facility.

14 (c) Limitation. – The ~~Department~~ vendor shall not install TODS for a business or facility
15 if the signs would be required at intersections where, due to the number of conflicting locations
16 of other highway signs or traffic control devices or other physical or topographical features of
17 the roadside, their presence would be impractical or unfeasible or result in an unsafe or hazardous
18 condition.

19 (d) Duplication. – If a business or facility is currently shown on another official highway
20 guide sign, such as a logo sign or supplemental guide sign, on the same approach to an
21 intersection where a TODS panel for that business or facility would be located, the business or
22 facility may elect to keep the existing highway guide sign or have it removed and participate in
23 the TODS program. If the business or facility elects to retain the existing highway guide sign,
24 the business or facility is ineligible for the TODS program at that intersection."

25 **SECTION 22.(b)** G.S. 136-140.18 reads as rewritten:

26 **"§ 136-140.18. Temporary modification of TODS panels.**

27 (a) The ~~Department~~ vendor shall allow a participating business or facility to close for
28 remodeling or to repair damage from fire or other natural disaster if its TODS panels are covered
29 or removed while the business or facility is closed. No refund of fees or extension of the time
30 remaining in the contract for participation will be provided for the period of closure.

31 (b) The ~~Department~~ vendor may, at its discretion, remove or cover TODS panels for
32 roadway construction or maintenance, for routine maintenance of the TODS assembly, for traffic
33 research study, or for any other reason it considers appropriate. Businesses or facilities are not
34 entitled to any refunds of fee amounts for the period that the TODS panels are covered or removed
35 under this subsection unless the period exceeds seven days.

36 (c) The TODS panels for seasonal businesses or facilities shall have an appropriate
37 message added during the period in which the businesses or facilities are open to the public as
38 part of their normal seasonal operation."

39 **SECTION 22.(c)** G.S. 136-140.19 reads as rewritten:

40 **"§ 136-140.19. Board of Transportation to adopt rules to implement the TODS program.**

41 The Board of Transportation shall adopt rules to implement the TODS program created by
42 this Article. The rules shall include all of the following:

43 (1) ~~The Board shall set fees to cover the initial costs of signs, sign installation,~~
44 ~~and maintenance, and the costs of administering the program.~~ Fees set by the
45 vendor in accordance with G.S. 136-140.15(a) must be approved by the
46 Board.

47 (2) The Board shall establish a standard for the size, color, and letter height of the
48 TODS as specified in the National Manual of Uniform Traffic Control
49 Devices for Streets and Highways.

50 (3) TODS shall not be placed more than five miles from the business or facility.

51 (4) TODS shall not be placed where prohibited by local ordinance.

- 1 (5) The number of TODS panels shall not exceed six per intersection with only
- 2 one business or facility on each panel.
- 3 (6) If a business or facility is not directly on a State highway, it is eligible for
- 4 TODS panels only if both of the following requirements are met:
- 5 a. It is located on a street that directly connects with a State road.
- 6 b. It is located so that only one directional sign, placed on a State road,
- 7 will lead the tourist to the business or facility.
- 8 (7) A TODS shall not be placed immediately in advance of the business or facility
- 9 if the business or facility and its on-premise advertising signs are readily
- 10 visible from the roadway.
- 11 (8) The Board shall limit the placement of TODS to highways other than fully
- 12 controlled access highways and to rural areas in and around towns or cities
- 13 with a population of less than 40,000."

14 **SECTION 22.(d)** No later than 120 days after the effective date of this section, the
 15 Department shall contract with a vendor in accordance with this section. The Department may
 16 contract with the same vendor that administers the Logo Sign Program pursuant to
 17 G.S. 136-89.56(b).

18
 19 **RAISE INSURANCE MINIMUMS FOR TAXICABS OPERATING AT**
 20 **INTERNATIONAL AIRPORTS AND REQUIRE DESIGNATION AS INSURANCE**
 21 **CERTIFICATE HOLDERS**

22 **SECTION 23.(a)** G.S. 20-280 reads as rewritten:

23 **"§ 20-280. Filing proof of financial responsibility with governing board of municipality or**
 24 **county.**

25 (a) ~~Within 30 days after March 27, 1951, every~~ Proof of Financial Responsibility Filing.
 26 Every person, firm or corporation engaging in the business of operating a taxicab or taxicabs
 27 within a municipality shall file with the governing board of the municipality in which such
 28 business is operated proof of financial responsibility as hereinafter defined.

29 No governing board of a municipality shall hereafter issue any certificate of convenience and
 30 necessity, franchise, license, permit or other privilege or authority to any person, firm or
 31 corporation authorizing such person, firm or corporation to engage in the business of operating a
 32 taxicab or taxicabs within the municipality unless such person, firm or corporation first files with
 33 said governing board proof of financial responsibility as hereinafter defined.

34 ~~Within 30 days after the ratification of this section, every~~ Every person, firm or corporation
 35 engaging in the business of operating a taxicab or taxicabs without the corporate limits of a
 36 municipality or municipalities, shall file with the board of county commissioners of the county
 37 in which such business is operated proof of financial responsibility as hereinafter defined.

38 No person, firm or corporation shall hereafter engage in the business of operating a taxicab
 39 or taxicabs without the corporate limits of a municipality or municipalities in any county unless
 40 such person, firm or corporation first files with the board of county commissioners of the county
 41 in which such business is operated proof of financial responsibility as hereinafter defined.

42 (b) Proof of Financial Responsibility Definition and Limits. – As used in this section
 43 "proof of financial responsibility" shall mean a certificate of any insurance carrier duly
 44 authorized to do business in the State of North Carolina certifying that there is in effect a policy
 45 of liability insurance insuring the owner and operator of the taxicab business, his agents and
 46 employees while in the performance of their duties against loss from any liability imposed by
 47 law for damages including damages for care and loss of services because of bodily injury to or
 48 death of any person and injury to or destruction of property caused by accident and arising out
 49 of the ownership, use or operation of such taxicab or taxicabs, subject to limits (exclusive of
 50 interests and costs) with respect to each such motor vehicle as follows: one hundred thousand
 51 dollars (\$100,000) because of bodily injury to or death of one person in any one accident and,

1 subject to said limit for one person, three hundred thousand dollars (\$300,000) because of bodily
2 injury to or death of two or more persons in any one accident, and fifty thousand dollars (\$50,000)
3 because of injury to or destruction of property of others in any one accident.

4 (b1) Additional Requirements for Taxicabs Operating at International Airports. – Every
5 person, firm, or corporation engaging in the business of operating a taxicab or taxicabs providing
6 service to an international airport pursuant to a permit issued by the airport operator, as defined
7 in G.S. 20-280.1, within this State shall maintain a policy of liability insurance insuring the owner
8 and operator of the taxicab business, their agents, and employees, while in the performance of
9 their duties, against loss from liability caused by accident and arising out of the ownership, use,
10 or operation of such taxicab or taxicabs, subject to limits (exclusive of interests and costs) with
11 respect to each such motor vehicle, in the minimum amount of one million dollars (\$1,000,000)
12 per occurrence. Every person, firm, or corporation engaging in the business of operating a taxicab
13 or taxicabs subject to this subsection, in addition to filing proof of financial responsibility
14 pursuant to subsection (a) of this section, shall provide proof of financial responsibility pursuant
15 to this subsection to the airport operator issuing a permit to the business operating a taxicab and
16 shall designate the airport operator as a holder of a certificate of insurance for the purposes of
17 receiving notices concerning the policy of insurance in accordance with G.S. 58-3-149(e). For
18 the purposes of this subsection, "international airport" means an airport designated as an
19 international airport pursuant to 19 C.F.R. § 122.11.

20 (c) Repealed by Session Laws 2017-137, s. 2.5, effective January 1, 2018."

21 **SECTION 23.(b)** This section becomes effective July 1, 2027.
22

23 **TRAFFIC IMPACT ANALYSIS CRITERIA**

24 **SECTION 24.(a)** G.S. 136-93.1A(f) reads as rewritten:

25 "(f) Criteria. – The Department shall develop and use criteria for determining (i) the scope
26 of a traffic impact analysis, (ii) the completeness of a traffic impact analysis, and (iii) whether to
27 approve or reject a traffic impact analysis. Criteria for the scope of a traffic impact analysis must
28 include use of a population growth factor equal to or greater than the average of the highest three
29 years of growth over the previous five years in the county in which a development is located. If
30 a development is located in more than one county, a population growth factor equal to or greater
31 than the highest average of the counties in which the development is located must be used. The
32 Department shall post the criteria on its website. Prior to amending the criteria, the Department
33 shall consult with a working group that consists of engineers, local government representatives,
34 local transportation planning organization representatives, and other interested stakeholders
35 identified by the Department. The Department shall provide at least 90 days' notice prior to the
36 effective date of any amendments to the criteria. The notice required under this subsection may
37 be satisfied by publishing the proposed amendments on the Department's website."

38 **SECTION 24.(b)** This section becomes effective October 1, 2026.
39

40 **ELECTRIC MEMBERSHIP CORPORATION AND MUNICIPALLY OWNED** 41 **ELECTRIC ENTERPRISE UTILITY RELOCATION COSTS**

42 **SECTION 25.** G.S. 136-18(10) reads as rewritten:

43 "(10) To make proper and reasonable rules, regulations, and ordinances for the
44 placing or erection of telephone, telegraph, electric, and other lines, above or
45 below ground, wireless facilities, signboards, fences, gas, water, sewerage,
46 oil, or other pipelines, and other similar obstructions that may, in the opinion
47 of the Department of Transportation, contribute to the hazard upon any of the
48 highways or in any way interfere with the highways, and to make reasonable
49 rules and regulations for the proper control thereof. And whenever the order
50 of the Department of Transportation shall require the removal of, or changes
51 in, the location of telephone, telegraph, electric, or other lines, wireless

1 facilities, signboards, fences, gas, water, sewerage, oil, or other pipelines, or
2 other similar obstructions, the owners thereof shall at their own expense,
3 except as provided in G.S. 136-19.5(c), move or change them to conform to
4 the order of the Department of Transportation. Any violation of these rules
5 and regulations or noncompliance with these orders constitutes a Class 1
6 misdemeanor. For purposes of this subdivision, "wireless facilities" has the
7 definition set forth in G.S. 160D-931. Whenever the Department of
8 Transportation requires the relocation of equipment or facilities for the
9 provision of public utility service, owned or operated by an electric
10 membership corporation formed under and in compliance with all provisions
11 in Article 2 of Chapter 117 of the General Statutes or owned or operated by a
12 municipally owned electric enterprise pursuant to Chapter 160A of the
13 General Statutes, located outside of an existing Department of Transportation
14 right-of-way, the Department of Transportation shall reimburse the electric
15 membership corporation or municipally owned electric enterprise for the
16 non-betterment costs of moving those utilities, including the cost of acquiring
17 new easements, if the electric membership corporation or municipally owned
18 electric enterprise demonstrates a compensable interest in the property upon
19 which the equipment or facilities to be moved are located. For purposes of
20 reimbursement to electric membership corporations and municipally owned
21 electric enterprises required under this subdivision, a compensable property
22 interest includes any property ownership right, including an easement, a
23 property right taken by act or omission of a condemnor listed in G.S. 40A-3,
24 including by inverse condemnation, or any other property interest recognized
25 by law. A compensable property interest under this subdivision may be
26 demonstrated by an easement or by an affidavit executed by the electric
27 membership corporation or municipally owned electric enterprise attesting to
28 facts sufficient to establish a compensable interest under this subdivision,
29 which may include (i) a member service agreement applicable to the property
30 that obligates the property owner to provide access to the electric membership
31 corporation or municipally owned electric enterprise for the placement,
32 operation, or maintenance of equipment or facilities on the property as a
33 condition of service; (ii) the facilities or equipment have been maintained on
34 the property by the electric membership corporation for a period greater than
35 20 years; or (iii) any other lawful proof of compensable property interest. The
36 Department has the authority to make rules and policies for implementation
37 of this provision."

39 DEVELOPER FLEXIBILITY FOR PERFORMANCE GUARANTEES

40 SECTION 26.(a) G.S. 136-93 reads as rewritten:

41 "§ 136-93. Openings, structures, pipes, trees, and issuance of permits.

42 (a) No opening or other interference whatsoever shall be made in any State road or
43 highway other than streets not maintained by the Department of Transportation in cities and
44 towns, nor shall any structure be placed thereon, nor shall any structure which has been placed
45 thereon be changed or removed except in accordance with a written permit from the Department
46 of Transportation or its duly authorized officers, who shall exercise complete and permanent
47 control over such roads and highways. No State road or State highway, other than streets not
48 maintained by the Department of Transportation in cities and towns, shall be dug up for laying
49 or placing pipes, conduits, sewers, wires, railways, or other objects, and no obstruction placed
50 thereon, without a written permit as hereinbefore provided for, and then only in accordance with
51 the regulations of said Department of Transportation or its duly authorized officers or employees;

1 and the work shall be under the supervision and to the satisfaction of the Department of
2 Transportation or its officers or employees, and the entire expense of replacing the highway in
3 as good condition as before shall be paid by the persons, firms, or corporations to whom the
4 permit is given, or by whom the work is done. The Department of Transportation, or its duly
5 authorized officers, may, in its discretion, before granting a permit under the provisions of this
6 section, require the applicant to file a satisfactory ~~bond, payable to~~ performance guarantee in
7 favor of the State of North Carolina, in such an amount as may be deemed sufficient by the
8 Department of Transportation or its duly authorized officers, conditioned upon the proper
9 compliance with the requirements of this section by the person, firm, or corporation granted such
10 permit. At the election of the applicant, the Department shall accept a performance guarantee in
11 the form of a surety bond, irrevocable letter of credit, or any other instrument approved by the
12 Department that provides equivalent security to a surety bond or irrevocable letter of credit. Any
13 person making any opening in a State road or State highway, or placing any structure thereon, or
14 changing or removing any structure thereon without obtaining a written permit as herein
15 provided, or not in compliance with the terms of such permit, or otherwise violating the
16 provisions of this section, shall be guilty of a Class 1 misdemeanor: Provided, this section shall
17 not apply to railroad crossings. The railroads shall keep up said crossings as now provided by
18 law.

19"

20 **SECTION 26.(b)** This section is effective when it becomes law and applies to permit
21 applications filed on or after that date.

22 23 **PROHIBIT PLANTING OF INVASIVE SPECIES IN HIGHWAY RIGHT-OF-WAY** 24 **AND STATE PARKS**

25 **SECTION 27.(a)** G.S. 136-18(9) reads as rewritten:

26 "(9) In consultation with university system and community college horticulture
27 programs and the North Carolina Forestry Association, the Department shall
28 use seeds and plants the U.S. Department of Agriculture has classified as
29 native to a state or county in the Southeastern United States, including
30 cultivars and varieties thereof that were not bred to have reduced reproductive
31 structures, with a strong preference for plants the U.S. Department of
32 Agriculture has classified as native to North Carolina, in the highway
33 right-of-way in the promotion of erosion control, landscaping, and general
34 protection of the highways, except that the Department may use (i) nonnative
35 grasses, plants, and seeds for the purpose of soil and slope stabilization for
36 erosion control and (ii) nonnative turf grasses. For purposes of this
37 subdivision, the Southeastern United States means the states of Alabama,
38 Georgia, North Carolina, South Carolina, Tennessee, Virginia, and the
39 following counties in Florida: Bay, Calhoun, Escambia, Gulf, Holmes,
40 Jackson, Okaloosa, Santa Rosa, Walton, and Washington. The Department
41 shall not plant an invasive species, as determined by the North Carolina Forest
42 Service, in the highway right-of-way. The Department shall also have the
43 power to acquire by gift or otherwise land for and to construct, operate, and
44 maintain roadside parks, picnic areas, picnic tables, scenic overlooks, and
45 other appropriate turnouts for the safety and convenience of highway users;
46 and to cooperate with municipal or county authorities, federal agencies, civic
47 bodies, and individuals in the furtherance of those objectives. None of the
48 roadside parks, picnic areas, picnic tables, scenic overlooks, or other turnouts,
49 or any part of the highway right-of-way shall be used for commercial purposes
50 except for any of the following:

- 1 a. Materials displayed in welcome centers in accordance with
2 G.S. 136-89.56.
- 3 b. Vending machines permitted by the Department of Transportation and
4 placed by the Division of Services for the Blind of the Department of
5 Health and Human Services, as the State licensing agency designated
6 pursuant to Section 2(a)(5) of the Randolph-Sheppard Act (20 U.S.C.
7 107a(a)(5)). The Department of Transportation shall regulate the
8 placing of the vending machines in highway rest areas and shall
9 regulate the articles to be dispensed.
- 10 c. Activities permitted by a local government pursuant to an ordinance
11 meeting the requirements of G.S. 136-27.4.

12 Every other use or attempted use of any of these areas for commercial
13 purposes constitutes a Class 1 misdemeanor, and each day's use constitutes a
14 separate offense."

15 **SECTION 27.(b)** G.S. 143B-135.59 reads as rewritten:

16 **"§ 143B-135.59. State Parks System native plant requirement and preference.**

17 In consultation with university system and community college horticulture programs and the
18 North Carolina Forestry Association, the Department of Natural and Cultural Resources shall
19 require the use of seeds and plants the U.S. Department of Agriculture has classified as native to
20 a state or county in the Southeastern United States, including cultivars and varieties thereof that
21 were not bred to have reduced reproductive structures, with a strong preference for plants the
22 U.S. Department of Agriculture has classified as native to North Carolina, on all lands that are
23 part of the State Parks System as defined in G.S. 143B-135.44. Exempt from this requirement
24 are (i) nonnative seeds and plants used in landscaping for locations where the primary purpose is
25 crop cultivation, crop and horticulture research, science, botanical gardens, plantings for wildlife
26 by the Wildlife Resources Commission, and zoos and (ii) nonnative turf grass. For purposes of
27 this section, the Southeastern United States means the states of Alabama, Georgia, North
28 Carolina, South Carolina, Tennessee, Virginia, and the following counties in Florida: Bay,
29 Calhoun, Escambia, Gulf, Holmes, Jackson, Okaloosa, Santa Rosa, Walton, and Washington. No
30 invasive species, as determined by the North Carolina Forest Service, may be planted on lands
31 that are part of the State Parks System."

32 **SECTION 27.(c)** This section becomes effective October 1, 2026.

33
34 **REQUIRE THE DIVISION OF MOTOR VEHICLES TO ESTABLISH OR AMEND**
35 **RULES TO RESTRUCTURE ENROLLMENT CONTRACT REFUNDS FOR**
36 **COMMERCIAL TRUCK DRIVER TRAINING SCHOOLS**

37 **SECTION 28.(a)** The Division of Motor Vehicles, of the Department of
38 Transportation, is authorized to and shall within 180 days of the effective date of this section,
39 with stakeholder input and participation, establish or amend rules restructuring enrollment
40 contract refunds for commercial driver training schools that are subject to permitting by the
41 Division to engage in the business of giving instruction in the driving of commercial motor
42 vehicles. At a minimum, rules for enrollment contract refunds shall provide for the following:

- 43 (1) A one hundred percent (100%) refund of payments and cancellation of any
44 evidence of indebtedness if the student officially withdraws before the first
45 scheduled instruction hour of the course or class section in which the student
46 enrolled. Notwithstanding subdivision (4) of this subsection, the delivery to a
47 student of, or the provision of student access to, the certified home study or
48 digital course materials described in subdivision (4) of this subsection shall
49 not terminate the student's eligibility for a one hundred percent (100%) refund
50 if the student officially withdraws within five business days after the materials

1 are first delivered or made accessible to the student and before the first
2 scheduled in-person instruction hour.

3 (2) A seventy-five percent (75%) refund of payments, less disclosed
4 nonrefundable fees, and complete cancellation of any evidence of
5 indebtedness if the student officially withdraws before receiving ten percent
6 (10%) of the scheduled instruction hours of the course or class section in
7 which the student enrolled.

8 (3) No refund and cancellation of any evidence of indebtedness shall be provided
9 once ten percent (10%) of the scheduled instruction hours of the course or
10 class section in which the student enrolled have been received.

11 (4) For purposes of determining the percentage of instruction hours received
12 under subdivisions (2) and (3) of this subsection, instruction hours shall
13 include theory instruction hours delivered through home study or digital
14 course materials that have been certified by the Commissioner of Motor
15 Vehicles as satisfying the entry-level driver training theory instruction
16 curriculum required under the applicable course of instruction. The delivery
17 to a student of, or the provision of student access to, such certified materials
18 shall be deemed receipt of the corresponding theory instruction hours.

19 **SECTION 28.(b)** Rules established or amended pursuant to this section shall apply
20 to enrollment contracts entered into on or after rules required by this section become effective.

21 **SECTION 28.(c)** This section is effective when it becomes law and expires on the
22 date rules required by this section become effective.

23
24 **REQUIRE THE DIVISION OF MOTOR VEHICLES TO ESTABLISH OR AMEND**
25 **RULES TO DEVELOP AN 80-HOUR CLASS B CDL CURRICULUM FOR**
26 **COMMERCIAL TRUCK DRIVER TRAINING SCHOOLS**

27 **SECTION 29.(a)** The Division of Motor Vehicles, of the Department of
28 Transportation, is authorized to and shall within 180 days of the effective date of this section,
29 establish or amend rules to create a two-week course curriculum intended for Class B commercial
30 drivers license applicants, for commercial driver training schools that are subject to permitting
31 by the Division to engage in the business of giving instruction in the driving of commercial motor
32 vehicles. At a minimum, rules for a Class B commercial drivers license curriculum shall cover
33 all topics required by 40 C.F.R. Part 380 applicable to Class B commercial motor vehicle
34 operation and include all of the following:

35 (1) Twenty-five minimum hours of classroom instruction, labs, and testing.

36 (2) Twenty-five minimum hours of field instruction.

37 (3) Ten minimum hours of highway behind-the-wheel training.

38 (4) Twenty minimum hours of highway behind-the-wheel observation.

39 **SECTION 29.(b)** This section is effective when it becomes law and expires on the
40 date rules required by this section become effective.

41
42 **AMEND COLLEGIATE INSIGNIA PLATE AUTHORIZATION TO INCLUDE**
43 **COMMUNITY COLLEGES**

44 **SECTION 30.(a)** G.S. 20-79.4(b)(52) reads as rewritten:

45 "(52) Collegiate Insignia Plate. – Issuable to the registered owner of a motor vehicle
46 in accordance with G.S. 20-81.12. The plate may bear a phrase or an insignia
47 representing a public or private college or university-university or a
48 community college."

49 **SECTION 30.(b)** G.S. 20-81.12(b30) reads as rewritten:

50 "(b30) Collegiate Insignia Plates. – Except for a collegiate insignia plate for a public military
51 college or university, the Division must receive 300 or more applications for a collegiate insignia

license plate for a college or university or community college before a collegiate license plate may be developed. For a collegiate insignia license plate for a public military college or university, the Division must receive 100 or more applications before a collegiate license plate may be developed. The color, design, and material for the plate must be approved by both the Division and the alumni or alumnae association of the appropriate college or ~~university~~ university or community college. The Division must transfer quarterly the money in the Collegiate and Cultural Attraction Plate Account derived from the sale of in-State collegiate insignia plates to the Board of Governors of The University of North Carolina for in-State, public colleges and ~~universities and universities~~, to the respective board of trustees for in-State, private colleges and ~~universities~~ universities, and to the State Board of Community Colleges for community colleges, in proportion to the number of collegiate plates sold representing that institution for use for academic enhancement."

AUTHORIZE SEMIQUINCENTENNIAL SPECIAL REGISTRATION PLATE

SECTION 31.(a) G.S. 20-79.4(b) reads as rewritten:

"(b) Types. – The Division shall issue the following types of special registration plates:

...

() America's Semiquincentennial. – Issuable to a registered owner of a motor vehicle, the plate shall bear the phrase "America 250" and other imagery commemorating the semiquincentennial. The Division must receive 300 or more applications for the plate before it may be developed.

...."

SECTION 31.(b) The plate authorized by this section is not subject to the requirements to establish a new special registration plate in G.S. 20-79.3A. The Revisor of Statutes is authorized to alphabetize, number, and renumber the special registration plates listed in G.S. 20-79.4(b) to ensure that all of the special registration plates are listed in alphabetical order and numbered accordingly.

SECTION 31.(c) This section is effective when it becomes law, but the Division is not required to issue plates in accordance with the authorization enacted in this section until 180 days after the date the Division has received the required number of paid applications and the final artwork for the plate has been approved.

AUTHORIZE GUY HARVEY FOUNDATION SPECIAL REGISTRATION PLATE

SECTION 32.(a) G.S. 20-79.4(b) reads as rewritten:

"(b) Types. – The Division shall issue the following types of special registration plates:

...

() Guy Harvey Foundation. – Issuable to a registered owner of a motor vehicle in accordance with G.S. 20-81.12. The plate shall bear the phrase "Protect Our Oceans."

...."

SECTION 32.(b) G.S. 20-79.7 reads as rewritten:

"§ 20-79.7. Fees for special registration plates and distribution of the fees.

...

(a1) Fees. – All other special registration plates are subject to the regular motor vehicle registration fee in G.S. 20-87 or G.S. 20-88 plus an additional fee in the following amount:

<u>Special Plate</u>	<u>Additional Fee Amount</u>
...	
Greensboro Symphony Guild	Expired July 1, 2016
<u>Guy Harvey Foundation</u>	<u>\$30.00</u>
Historical Attraction	\$30.00

1 ...
 2 (b) Distribution of Fees. – The Special Registration Plate Account and the Collegiate and
 3 Cultural Attraction Plate Account are established within the Highway Fund. The Division must
 4 credit the additional fee imposed for the special registration plates listed in subsection (a1) of this
 5 section among the Special Registration Plate Account (SRPA), the Collegiate and Cultural
 6 Attraction Plate Account (CCAPA), the North Carolina Land and Water Fund (NCLWF), which
 7 is established under G.S. 143B-135.234, and the Parks and Recreation Trust Fund, which is
 8 established under G.S. 143B-135.56, as follows:

	<u>Special Plate</u>	<u>SRPA</u>	<u>CCAPA</u>	<u>NCLWF</u>	<u>PRTF</u>
10 ...					
11 Guilford Battleground Company		\$10	\$10	0	0
12 <u>Guy Harvey Foundation</u>		<u>\$10</u>	<u>\$20</u>	<u>0</u>	<u>0</u>
13 Harley Owners' Group		\$10	\$10	0	0

14"
 15 **SECTION 32.(c)** G.S. 20-81.12 is amended by adding a new subsection to read:
 16 "(Q) Guy Harvey Foundation. – The Division must receive 300 or more applications for
 17 the Guy Harvey Foundation plate before the plate may be developed. The Division shall transfer
 18 quarterly the money in the Collegiate and Cultural Attraction Plate Account derived from the
 19 sale of Guy Harvey Foundation plates equally to the University of North Carolina at Wilmington,
 20 North Carolina State University, the University of North Carolina at Chapel Hill, and East
 21 Carolina University, to be used to support their marine biology programs."

22 **SECTION 32.(d)** The plate authorized by this section is not subject to the
 23 requirements to establish a new special registration plate in G.S. 20-79.3A. The Revisor of
 24 Statutes is authorized to alphabetize, number, and renumber the special registration plates listed
 25 in G.S. 20-79.4(b), 20-79.7(a1) and (b), and 20-81.12 to ensure that all of the special registration
 26 plates are listed in alphabetical order and numbered accordingly.

27 **SECTION 32.(e)** This section is effective when it becomes law, but the Division is
 28 not required to issue plates in accordance with the authorization enacted in this section until 180
 29 days after the date the Division has received the required number of paid applications and the
 30 final artwork for the plate has been approved.

31
 32 **EFFECTIVE DATE**

33 **SECTION 33.** Except as otherwise provided, this act is effective when it becomes
 34 law.