



HOUSE BILL 282: Streamline Seized Vehicle Disposal.-AB

2015-2016 General Assembly

Committee:	House Regulatory Reform, if favorable, Finance	Date:	March 31, 2015
Introduced by:	Reps. Cleveland, R. Brown, Riddell	Prepared by:	Jeff Hudson
Analysis of:	First Edition		Committee Counsel

SUMMARY: *House Bill 282 would authorize the Department of Administration to store, process, maintain, and sell motor vehicles seized pursuant to G.S. 20-28.3 (Seizure, impoundment, forfeiture of motor vehicles for offenses involving impaired driving while license revoked or without license and insurance, and for felony speeding to elude arrest).*

CURRENT LAW: Under current law, motor vehicles seized pursuant to G.S. 20-28.3 (Seizure for offenses involving impaired driving while license revoked or without license and insurance, and for felony speeding to elude arrest) are held and may be sold by county boards of education or the Department of Public Instruction. Proceeds from the sale of a seized vehicle, after the deduction of costs and other claims, are paid to the county school fund in the county in which the motor vehicle was ordered forfeited.

BILL ANALYSIS: House Bill 282 would substitute the Department of Administration, as the State Surplus Property Agency, for the Department of Public Instruction in the process of holding and selling motor vehicles seized pursuant to G.S. 20-28.3. House Bill 282 would also do the following relative to the seizure, holding, and sale of motor vehicles seized pursuant to G.S. 20-28.3:

- Clarify that the daily storage fee of up to \$10.00 is per calendar day.
- Authorize the State Surplus Property Agency or a county board of education to sell a seized motor vehicle at any time with the consent of the owner regardless of the fair market value of the vehicle.
- Provide that seized vehicles held by the State Surplus Property Agency will be sold in accordance with statutes governing the sale of State surplus property. The notice requirements for such sale will remain as they are under current law.
- Repeal a provision that directed the Department of Public Instruction to assess certain administrative fees that were paid into the General Fund.
- Make conforming changes.

EFFECTIVE DATE: The bill would become effective July 1, 2015.

