



# HOUSE BILL 863: Require Driver Retraining Course.

2017-2018 General Assembly

<b>Committee:</b>	House Transportation. If favorable, re-refer to Finance	<b>Date:</b>	May 16, 2017
<b>Introduced by:</b>	Reps. Shepard, Torbett, Rogers, Hastings	<b>Prepared by:</b>	Giles Perry
<b>Analysis of:</b>	First Edition		Staff Attorney

**OVERVIEW:** House Bill 863 would require DMV to establish and conduct a driver retraining course for persons who have had their driver license suspended in specified circumstances.

### CURRENT LAW:

G.S. 20-16 provides:

- DMV has the authority to suspend the license of any operator who has, within a 3-year period, accumulated 12 or more points, or 8 or more points in the 3-year period immediately following the reinstatement of a license which has been suspended or revoked because of a conviction for one or more traffic offenses.
- DMV may afford any licensee who has accumulated as many as 7 points or any licensee who has accumulated as many as 4 points within a 3-year period immediately following reinstatement of his license after a period of suspension or revocation an opportunity to attend a driver improvement clinic operated by DMV and, upon the successful completion of the course taken at the clinic, 3 points shall be deducted from the licensee's conviction record. Only one deduction of points can be made on behalf of any licensee within any 5-year period.

### BILL ANALYSIS:

House Bill 863 would require a licensee to complete a driver retraining course for a license suspended in the following situations:

- (1) If within a three year period, the licensee has accumulated 12 or more points, or 8 or more points in the 3-year period immediately following the reinstatement of a license which has been suspended or revoked because of a conviction for one or more traffic offenses.
- (2) If, within a period of 12 months, the licensee has been convicted of (i) two or more charges of speeding in excess of 55 and not more than 80 miles per hour, (ii) one or more charges of reckless driving and one or more charges of speeding in excess of 55 and not more than 80 miles per hour, or (iii) one or more charges of aggressive driving and one or more charges of speeding in excess of 55 and not more than 80 miles per hour.
- (3) The licensee has been convicted of operating a motor vehicle at a speed in excess of 75 miles per hour on a public road or highway where the maximum speed is less than 70 miles per hour.
- (4) The licensee has been convicted of operating a motor vehicle at a speed in excess of 80 miles per hour on a public highway where the maximum speed is 70 miles per hour.

The course would be conducted by DMV, or a third party vendor.

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Legislative Analysis  
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The fee for each course would be set at \$150.

**EFFECTIVE DATE:** This act would become effective December 1, 2017, and apply to license suspensions on or after that date.