



# SENATE BILL 69: Division of Motor Vehicles Licensing Requirements.

2021-2022 General Assembly

---

<b>Committee:</b>		<b>Date:</b>	February 22, 2022
<b>Introduced by:</b>		<b>Prepared by:</b>	Wendy Ray
<b>Analysis of:</b>	S.L. 2021-24		Staff Attorney

---

**OVERVIEW:** *S.L. 2021-24, as amended by S.L. 2021-134, amends graduated drivers licensing requirements by temporarily reducing the amount of time an applicant must hold a Level 1 limited learner's permit before applying for a Level 2 limited provisional license. The modification to requirements was set to expire on December 31, 2021, but S.L. 2021-134 extended the expiration date to December 31, 2022.*

*This act became effective May 24, 2021.*

**CURRENT LAW:** Under the graduated driver's license statute (G.S. 20-11), there are three levels of driving privileges for persons less than 18 years old: Level 1 – limited learner's permit; Level 2 – limited provisional license; and Level 3 – full provisional license. (See the chart on page 2 for detailed requirements and restrictions for each level.) A teen must hold a Level 1 permit for at least 12 months, among other requirements, before being eligible to apply for a Level 2 license.

**BILL ANALYSIS:** S.L. 2021-24 temporarily amends graduated drivers licensing requirements and restrictions by reducing the amount of time a person is required to hold a Level 1 limited learner's permit before being eligible to apply for a Level 2 limited provisional license from 12 months to 6 months. However, an applicant still has to be at least 16 years old before applying for a Level 2 license and must meet all other requirements, including logging 60 hours of driving experience.

**EFFECTIVE DATE:** The act became effective May 24, 2021, but the modification is temporary. It applies to any person applying for a Level 2 limited provisional license on or after the effective date of the act and was set to expire on December 31, 2021, before being amended by S.L. 2021-134 to expire on December 31, 2022.

Jeffrey Hudson  
Director



Legislative Analysis  
Division  
919-733-2578

# Senate Bill 69

Page 2

## GRADUATED DRIVERS LICENSE PROVISIONS (G.S. 20-11)

	<b>LEVEL 1 – Limited Learner's Permit</b>	<b>LEVEL 2 – Limited Provisional License</b>	<b>LEVEL 3 – Full Provisional License</b>
<b>REQUIREMENTS</b>	<ul style="list-style-type: none"> <li>• Eligible at 15.</li> <li>• Passes driver education course.</li> <li>• Passes DMV written test.</li> <li>• Has driving eligibility certificate, high school diploma, or equivalent.</li> </ul>	<ul style="list-style-type: none"> <li>• Eligible at 16.</li> <li>• Has held a Level 1 permit for at least 12 months.</li> <li>• Has no convictions for moving violations, seat belt infractions, or violations of mobile phone prohibition within the last 6 months.</li> <li>• Passes DMV road test.</li> <li>• Has driving eligibility certificate, high school diploma, or equivalent.</li> <li>• 60 logged hours driving, 10 at night.</li> </ul>	<ul style="list-style-type: none"> <li>• Eligible at 16.5.</li> <li>• Has held a Level 2 license for at least 6 months.</li> <li>• Has no convictions for moving violations, seat belt infractions, or violations of mobile phone prohibition within the last 6 months.</li> <li>• Has driving eligibility certificate, high school diploma, or equivalent.</li> <li>• 12 logged hours driving, 6 at night.</li> </ul>
<b>TIME RESTRICTIONS</b>	<ul style="list-style-type: none"> <li>• 5:00 am – 9:00 pm for first 6 months.</li> <li>• After 6 months, no restriction.</li> </ul>	<ul style="list-style-type: none"> <li>• If supervised, no restriction.</li> <li>• If unsupervised:               <ul style="list-style-type: none"> <li>○ 5:00 am – 9:00 pm.</li> <li>○ Driving directly to or from work.</li> <li>○ Driving directly to or from an activity of a volunteer fire department, rescue squad, or emergency medical service.</li> </ul> </li> </ul>	NONE
<b>SUPERVISION</b>	Supervision required at all times, and the supervising driver must be seated beside the permit holder in the front seat of the vehicle.	When supervision is required, the supervising driver must be seated beside the license holder in the front seat of the vehicle.	NONE
<b>PASSENGER LIMITATIONS</b>	Only the supervising driver may be in the front seat.	If unsupervised: <ul style="list-style-type: none"> <li>• Unlimited number of occupants over the age of 21.</li> <li>• Unlimited number of occupants who are family members or members of the same household.</li> <li>• Only one non-family member occupant under the age of 21, if no family member or household occupant is under 21.</li> </ul>	NONE
<b>USE OF MOBILE PHONE</b>	All use prohibited.	All use prohibited	Use prohibited except in emergencies and calling parent, guardian, or spouse.

\*All drivers must be in possession of license or permit when driving, and every person occupying the vehicle must have a safety belt properly fastened or be restrained by child passenger restraint system when the vehicle is in motion.

\*A "supervising driver" is a parent, grandparent, guardian, or responsible person approved by the parent, guardian, or DMV, who has been a licensed driver for at least five years.