

GENERAL ASSEMBLY OF NORTH CAROLINA  
SESSION 2021

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SENATE BILL DRS15008-NEf-20

Short Title: DMV Licensing Req/Auth. Vendor for Road Tests.

(Public)

Sponsors: Senators Sawyer, McInnis, and Britt (Primary Sponsors).

Referred to:

A BILL TO BE ENTITLED  
AN ACT TO REVISE DIVISION OF MOTOR VEHICLE PERMIT AND LICENSE  
REQUIREMENTS AND TO AUTHORIZE THE DIVISION TO UTILIZE A VENDOR TO  
ADMINISTER ROAD TESTS.

The General Assembly of North Carolina enacts:

**SECTION 1.** 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.**

...

(c) Level 1 Restrictions. – A limited learner's permit authorizes the permit holder to drive a specified type or class of motor vehicle only under the following conditions:

- (1) The permit holder must be in possession of the permit.
- (2) A supervising driver must be seated beside the permit holder in the front seat of the vehicle when it is in motion. No person other than the supervising driver can be in the front seat.
- (3) For the first ~~six~~ three months after issuance, the permit holder may drive only between the hours of 5:00 a.m. and 9:00 p.m.
- (4) After the first ~~six~~ three months after issuance, the permit holder may drive at any time.
- (5) Every person occupying the vehicle being driven by the permit holder must have a safety belt properly fastened about his or her body, or be restrained by a child passenger restraint system as provided in G.S. 20-137.1(a), when the vehicle is in motion.
- (6) The permit holder shall not use a mobile telephone or other additional technology associated with a mobile telephone while operating the motor vehicle on a public street or highway or public vehicular area.

(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:

- (1) Has held a limited learner's permit issued by the Division for at least ~~42~~ six months.
- (2) Has not been convicted of a motor vehicle moving violation or seat belt infraction or a violation of G.S. 20-137.3 during the preceding six months.
- ~~(3) Passes a road test administered by the Division.~~
- (4) Has a driving eligibility certificate or a high school diploma or its equivalent.
- (5) Has completed a driving log, on a form approved by the Division, detailing a minimum of 60 hours as the operator of a motor vehicle of a class for which



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the driver has been issued a limited learner's permit. The log must show at least 10 hours of the required driving occurred during nighttime hours. No more than 10 hours of driving per week may be counted toward the 60-hour requirement. The driving log must be signed by the supervising driver and submitted to the Division at the time the applicant seeks to obtain a limited provisional license. If the Division has cause to believe that a driving log has been falsified, the limited learner's permit holder shall be required to complete a new driving log with the same requirements and shall not be eligible to obtain a limited provisional license for six months.

...."

**SECTION 2.1.(a)** The Division of Motor Vehicles shall utilize third-party vendors to administer the road tests required by Article 2 of Chapter 20 pursuant to all of the following:

- (1) Each vendor shall obtain a certification from the Division that the road test administered by the vendor complies with criteria and training developed by the Division.
- (2) A vendor may charge a fee for a road test, as agreed upon by the Division and the vendor. This fee shall be the only fee charged to the person for the road test. Any fee charged to a person for a road test by a private vendor shall be deducted from the fee charged by the Division under Article 2 of Chapter 20 of the General Statutes for issuance of the license for which the applicant is required to take the road test.
- (3) The Division shall maintain oversight of the road tests conducted by vendors.

**SECTION 2.1.(b)** No later than November 1, 2021, the Division shall report to the Joint Legislative Transportation Oversight Committee on the overall implementation of this section the number of vendors utilized by the Division; the training and criteria used by the Division for the certification of a vendor; the fees charged by vendors for a road test, if road test wait times were reduced; and the effect on customer service within the Division.

**SECTION 3.** This act is effective when it becomes law.