

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

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HOUSE BILL 1399*

Short Title: No Ins. Points/15 MPH Over Limit.

(Public)

Sponsors: Representatives R. Hunter; Allred, Culpepper, Hall, Hurley, McCrary, Morris, Nichols, Rayfield, and Warner.

Referred to: Insurance.

May 21, 1998

A BILL TO BE ENTITLED

1 AN ACT TO PROVIDE THAT THERE IS NO INSURANCE PREMIUM
2 SURCHARGE OR ASSESSMENT OF POINTS FOR A CONVICTION FOR
3 SPEEDING FIFTEEN MILES PER HOUR OR LESS OVER THE SPEED LIMIT.

4 The General Assembly of North Carolina enacts:

5 Section 1. G.S. 58-36-75(f) reads as rewritten:

6 "(f) The subclassification plan shall provide that with respect to a conviction for a
7 'violation of speeding ~~40-15~~ miles per hour or less over the speed ~~limit~~ limit, or 10 miles
8 per hour over the speed limit where the speed limit is 70 miles per hour or more,' there
9 shall be no premium surcharge nor any assessment of points unless there is a driving
10 record consisting of a conviction or convictions for a moving traffic violation or
11 violations, except for a prayer for judgment continued for any moving traffic violation,
12 during the three years immediately preceding the date of application or the preparation of
13 the renewal. The subclassification plan shall also provide that with respect to a prayer for
14 judgment continued for any moving traffic violation, there shall be no premium surcharge
15 nor any assessment of points unless the vehicle owner, principal operator, or any licensed
16 operator in the owner's household has a driving record consisting of a prayer or prayers
17 for judgment continued for any moving traffic violation or violations during the three
18 years immediately preceding the date of application or the preparation of the renewal. For
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1 the purpose of this subsection, a 'prayer for judgment continued' means a determination
2 of guilt by a jury or a court though no sentence has been imposed. For the purpose of this
3 subsection, a 'violation of speeding ~~40-15~~ miles per hour or less over the speed
4 ~~limit~~ limit, or 10 miles per hour over the speed limit where the speed limit is 70 miles per
5 hour or more,' does not include the offense of speeding in a school zone in excess of the
6 posted school zone speed limit."

7 Section 2. The North Carolina Rate Bureau shall develop an amendment to the
8 subclassification plan consistent with the provisions of this act. The Bureau shall file the
9 amendment with the Commissioner no later than October 1, 1998, and the amendment
10 shall become effective January 1, 1999.

11 Section 3. Section 2 of this act is effective when it becomes law. The
12 remainder of this act becomes effective January 1, 1999, and applies to violations
13 occurring on or after January 1, 1999.