

1 19A NCAC 03D .0224 is proposed for amendment without substantive changes as follows:

2
3 **19A NCAC 03D .0224 ILLEGAL USE OF DEALER PLATES**
4

5 ~~(a) It is illegal to use dealer plates on vehicles operated for any other business that the dealer is engaged in. The sale~~
6 ~~of vehicles not required to be registered, excluding the sale of farm tractors which are part of the inventory of the~~
7 ~~dealer, is considered another business and delivery of such vehicles by motor transport is not permitted with dealer~~
8 ~~plates. A dealer shall only use dealer plates in accordance with the requirements of G.S. 20-79(d).~~

9 (b) Parts trucks used in delivering parts to other sales outlets may use dealer plates only if the sale of parts is incident
10 to the dealer business. ~~A parts business that is separate and apart from the dealership cannot use dealer plates.~~

11 ~~(c) It is illegal to use dealer plates on vehicles that are not owned by the dealer.~~

12 ~~(d)~~(c) It is illegal for persons other than dealers, corporate ~~officers~~ officers, immediate family members of an officer,
13 sales representative, or employees of ~~a~~ an independent or franchised motor vehicle dealer who regularly work for the
14 dealer at least 15 hours a week, to operate a dealership vehicle unless they are in possession of a 96-hour permit. The
15 said permit ~~must~~ shall include license plate number, permittee's name, address, driver's license number, date and hour
16 of issue and ~~must~~ shall be signed by a dealer or sales manager and a person receiving the vehicle. A duplicate copy of
17 the permit ~~must~~ shall be retained by the dealer. The permit is void if erasures are made. For purposes of this Rule,
18 immediate family member is defined as a parent; spouse; sibling; child by blood, adoption, or marriage; grandparent
19 or grandchild.

20 ~~(e)(d) It is illegal to use dealer plates on wreckers used.~~ A wrecker shall not use dealer plates for general wrecker
21 service or on wreckers which move vehicles on a rotation basis at the request of state or local law enforcement
22 authorities. ~~It is permissible to~~ A wrecker may use a dealer plate on wreckers which tow vehicles for the dealer's
23 customers only.

24 ~~(f)(e)~~ The civil penalty imposed upon a dealer pursuant to G.S. 20-79(e)(2) is due in full upon assessment by the
25 Division. The license of a dealer who willfully and intentionally fails to pay the civil penalty within 30 days after
26 notice of the assessment is delivered to the dealer or an employee of the dealer shall be ~~cancelled~~ suspended by the
27 Division until the penalty is paid in full.

28
29 *History Note: Authority G.S. 20-39; 20-79; 20-302; 20-294(2);*

30 *Eff. June 1, 1988;*

31 *Amended Eff. December 1, 1993; October 1, 1991; October 1, 1989;*

32 *Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. September*
33 *22, 2018, 2018;*

34 *Readopted Eff. _____ 2021.*
35