



STATE OF NORTH CAROLINA
DEPARTMENT OF TRANSPORTATION

ROY COOPER
GOVERNOR

DIVISION OF MOTOR VEHICLES

J. ERIC BOYETTE
SECRETARY

December 17, 2020

Fiscal Analysis

To conform and update rules to current law and Office of Administrative Hearings style changes, the North Carolina Division of Motor Vehicles (NCDMV) is proposing 61 rule changes to:

- 19A NCAC 03C Sections .0100, .0200, .0400, and .0500 (41 rules)
- 19A NCAC 03E Sections .0400 (1 rule)
- 19A NCAC 03F Sections .0200 and .0600 (4 rules)
- 19A NCAC 03G Sections .0200 (3 rules)
- 19A NCAC 03I Sections .0300, .0400, and .0500 (4 rules)
- 19A NCAC 03J Sections .0200, .0300, .0400, and .0600 (8 rules)

Proposed NCAC Rule Changes:

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|----------------------|---|
| • 19A NCAC 03C .0101 | Repeal |
| • 19A NCAC 03C .0102 | Technical Changes |
| • 19A NCAC 03C .0201 | Technical Changes |
| • 19A NCAC 03C .0202 | Technical Changes |
| • 19A NCAC 03C .0220 | Technical Changes |
| • 19A NCAC 03C .0221 | Technical Changes |
| • 19A NCAC 03C .0222 | Technical Changes |
| • 19A NCAC 03C .0223 | Technical Changes |
| • 19A NCAC 03C .0224 | Technical Changes |
| • 19A NCAC 03C .0225 | Technical Changes |
| • 19A NCAC 03C .0226 | Technical Changes |
| • 19A NCAC 03C .0227 | Technical Changes |
| • 19A NCAC 03C .0228 | Technical Changes |
| • 19A NCAC 03C .0229 | Comply with Session Law/Technical Changes |
| • 19A NCAC 03C .0230 | Technical Changes |
| • 19A NCAC 03C .0232 | Technical Changes |
| • 19A NCAC 03C .0233 | Technical Changes |
| • 19A NCAC 03C .0234 | No Changes Were Made |
| • 19A NCAC 03C .0235 | Technical Changes |
| • 19A NCAC 03C .0236 | Technical Changes |
| • 19A NCAC 03C .0237 | Comply with Statutory Language Change/Technical Changes |
| • 19A NCAC 03C .0403 | Technical Changes |
| • 19A NCAC 03C .0404 | Technical Changes |

- 19A NCAC 03C .0414 Technical Changes
- 19A NCAC 03C .0419 Technical Changes
- 19A NCAC 03C .0420 Technical Changes
- 19A NCAC 03C .0421 Technical Changes
- 19A NCAC 03C .0423 No Changes Were Made
- 19A NCAC 03C .0424 Technical Changes
- 19A NCAC 03C .0425 Technical Changes
- 19A NCAC 03C .0426 Technical Changes
- 19A NCAC 03C .0427 Technical Changes
- 19A NCAC 03C .0428 Technical Changes
- 19A NCAC 03C .0429 Technical Changes
- 19A NCAC 03C .0431 Technical Changes
- 19A NCAC 03C .0432 Technical Changes
- 19A NCAC 03C .0433 No Changes Were Made
- 19A NCAC 03C .0436 Technical Changes
- 19A NCAC 03C .0501 Technical Changes
- 19A NCAC 03C .0520 Technical Changes
- 19A NCAC 03C .0521 Technical Changes
- 19A NCAC 03E .0401 Technical Changes
- 19A NCAC 03F .0201 Technical Changes
- 19A NCAC 03F .0202 No Changes Were Made
- 19A NCAC 03F .0203 Technical Changes
- 19A NCAC 03F .0602 Technical Changes
- 19A NCAC 03G .0208 Technical Changes
- 19A NCAC 03G .0212 Repeal
- 19A NCAC 03G .0301 Technical Changes
- 19A NCAC 03I .0303 Technical Changes
- 19A NCAC 03I .0307 Technical Changes
- 19A NCAC 03I .0402 Technical Changes
- 19A NCAC 03I .0501 Technical Changes
- 19A NCAC 03J .0201 Technical Changes
- 19A NCAC 03J .0204 Technical Changes
- 19A NCAC 03J .0303 Technical Changes
- 19A NCAC 03J .0305 Technical Changes
- 19A NCAC 03J .0306 Technical Changes
- 19A NCAC 03J .0307 Technical Changes
- 19A NCAC 03J .0402 Technical Changes
- 19A NCAC 03J .0601 Technical Changes

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Statutory Authority: N.C.G.S. § 14-401.4; § 20-1, § 20-4.01 through § 20-4.12, § 20-7; § 20-37.6(c), § 20-39, § 20-41, § 20-42; § 20-44; § 20-50 through § 20-54, § 20-57, § 20-58, § 20-64 through § 20-70; § 20-72 through § 20-81.7; § 20-83; through § 20-88.1; § 20-94; § 20-95; § 20-109.1; § 20-114; § 20-116; § 20-118; § 20-218; § 20-279; § 20-286; § 20-294; § 20-309 through § 20-320 through § 20-328, § 20-347; § 62-276, § 105-164.4(1); § 105-164; § 105-187.3; § 105-187.6(c); and § 105-314.

Impact Summary: Federal Government – No
State Government – No
Local Government – No
Substantial Impact – No

Necessity: NCDMV is proposing to revise Vehicle Registration, International Registration Plan, Collision Reports/General Services, School Bus and Traffic Safety, Rules and Regulations Governing the Licensing of Commercial Driver Education Schools and Instructors, and Rules and Regulations Governing the Licensing of Commercial Truck Driver Training Schools and Instructors Administrative Code Rules. Some of these Rules have not been updated in more than 30 years.

As part of the Office of Administrative Hearings (OAH) Periodic Review, these Rules were deemed necessary with substantive public interest. The agency is updating these rules with only technical changes to conform with current law, OAH preferred style and format and modern processes and procedures and to comply with session law changes (2 rules). Additional technical changes to a number of other rules are proposed to clarify and update language. No fees or any funds are being added to these rules. Where appropriate and where fees are already listed in statute, they have been removed from these rules.

19A NCAC 03C .0101 Purpose, Repeal

This rule is being repealed.

19A NCAC 03C .0102 Forms, Technical Changes

This rule is updated to comply style changes.

19A NCAC 03C .0201 Function, Technical Changes

This rule is updated to comply with style changes.

19A NCAC 03C .0202 Titling and Registration of Branded Vehicles, Technical Changes

This rule is updated to comply with style changes.

19A NCAC 03C .0220 Manufacturer's Certificate of Origin, Technical Changes

This rule is updated to comply style changes.

19A NCAC 03C .0221 Registration of Out-of-State Registered, Technical Changes

This rule is updated to comply with style changes.

19A NCAC 03C .0222 Registration: Custom Built Motor Vehicles and Trailers, Technical Changes

This rule is updated to comply with style changes.

19A NCAC 03C .0223 Registration: Motor Homes, Etc., Technical Changes

This rule is updated to comply with style changes.

19A NCAC 03C .0224 Purchase Information, Technical Changes

This rule is updated to comply with style changes.

19A NCAC 03C .0225 Class of License Plate, Technical Changes

This rule is updated to comply with style changes.

19A NCAC 03C .0226 Registration: Buses to be Operated for Hire, Technical Changes

This rule is updated to comply with style changes.

19A NCAC 03C .0227 Date First Operated, Technical Changes

This rule is updated to comply with style changes.

19A NCAC 03C .0228 Title Only, Technical Changes

This rule is updated to comply with style changes.

19A NCAC 03C .0229 Signature, Session Law/Technical Changes

This rule is updated to comply with statutory changes to North Carolina General Statutes § 20-52(c) to include electronic signatures allowed by Article 40 of Chapter 66 of G.S., style changes, and to add clarification.

19A NCAC 03C .0230 Powers of Attorney: Guardians, Technical Changes

This rule is updated to comply with style changes.

19A NCAC 03C .0232 Registration Information and Certified Records Fees, Technical Changes

This rule is updated to comply with style changes. The fee amount was removed due to it residing in statute.

19A NCAC 03C .0233 Leased Vehicles, Technical Changes

This rule is updated to comply with style changes.

19A NCAC 03C .0234 Minors May Own Vehicle, No Changes Made

No changes were made to this rule.

19A NCAC 03C .0235 Application for Duplicate Title, Technical Changes

This rule is updated to comply with style changes and add clarification.

19A NCAC 03C .0236 Penalty for Failure to Make Transfer within 28 Days, Technical Changes

This rule is updated to comply with style changes.

19A NCAC 03C .0237 Display of License Plate Renewal Sticker, Statutory Language/Technical Changes

This rule is updated to comply with statutory language change, style changes and add clarification.

19A NCAC 03C .0403 Van Pool License Plate, Technical Changes

This rule is updated to comply with style changes.

19A NCAC 03C .0404 Original Registration: Staggered Registration System, Technical Changes

This rule is updated to comply with style changes and add clarification.

19A NCAC 03C .0414 Application for License, Technical Changes

This rule is updated to comply with style changes.

19A NCAC 03C .0419 Golf Carts, Technical Changes

This rule is updated to comply with style changes and add clarification.

19A NCAC 03C .0420 Handicap Placard, Technical Changes

This rule is updated to comply with style changes. The fee amount was removed due to it residing in statute.

19A NCAC 03C .0421 Vehicles Used for Passenger and Property Carrying, Technical Changes

This rule is updated to comply with style changes and add clarification.

19A NCAC 03C .0423 Self-Propelled Camping Vehicles, No Changes Made

No changes were made to this rule.

19A NCAC 03C .0424 Trucks and Truck Tractors (Private Property Carrying), Technical Changes

This rule is updated to comply with style changes.

19A NCAC 03C .0425 Special Mobile Equipment, Technical Changes

This rule is updated to comply with style changes and to update old information.

19A NCAC 03C .0426 Ten Day Temporary Registration Plate, Technical Changes

This rule is updated to comply with style changes.

19A NCAC 03C .0427 Personalized Plates and Specialty Plates, Technical Changes

This rule is updated to comply with style changes. The fee amount was removed due to it residing in statute.

19A NCAC 03C .0428 Application for Replacement License or Validation Stickers, Technical Changes

This rule is updated to comply with style changes.

19A NCAC 03C .0429 License Plate Transfer, Technical Changes

This rule is updated to comply with style changes and to update old information.

19A NCAC 03C .0431 Purchase of Out-of-State Vehicles: Removal of Plates, Technical Changes

This rule is updated to comply with style changes and to update old information.

19A NCAC 03C .0432 Transporter's Registration, Technical Changes

This rule is updated to comply with style changes and to update old information

19A NCAC 03C .0433 Driveaway Registration, No Changes Made

No changes were made to this rule.

19A NCAC 03C .0436 Highway Use Tax, Technical Changes

This rule was updated to show the new company and its address that sets the schedule of values on used vehicles tax.

19A NCAC 03C .0501 For Hire Operations, Technical Changes

This rule is updated to comply with style changes.

19A NCAC 03C .0520 For Hire Operations Defined, Technical Changes

This rule is updated to comply with style changes and to update old information.

19A NCAC 03C .0521 Taxicab, Technical Changes

This rule is updated to comply with style changes.

19A NCAC 03E .0401 General Information, Technical Changes

This rule is updated to comply with style changes.

19A NCAC 03F .0201 Traffic Accident Summary, Technical Changes

This rule is updated to comply with style changes.

19A NCAC 03F .0202 Fatal Accident Reports, No Changes Were Made

There are no changes to this rule.

19A NCAC 03F .0203 Special Holiday Report, Technical Changes

This rule is updated to comply with style changes.

19A NCAC 03F .0602 Administrative Financial Responsibility Hearings, Technical Changes

This rule is updated to comply with style changes.

19A NCAC 03G .0208 Transfer of Certification, Technical Changes

This rule is updated to comply with style changes.

19A NCAC 03G .0212 Date of Cancellation, Repeal

This rule is being repealed.

19A NCAC 03 .G 0301 Driver Education Permit, Technical Changes

This rule is updated to comply with style changes.

19A NCAC 03I .0303 Classroom Facility, Technical Changes

This rule is updated to comply with style changes.

19A NCAC 03I .0307 Courses of Instruction, Technical Changes

This rule is updated to comply with style changes.

19A NCAC 03I .0402 Registration: Insurance: Inspection, Technical Changes

This rule is updated to comply with style changes.

19A NCAC 03I .0501 Requirements, Technical Changes

This rule is updated to comply with style changes.

19A NCAC 03J .0201 Requirements, Technical Changes

This rule is updated to comply with style changes.

19A NCAC 03J .0204 Duplicate Copies, Technical Changes

This rule is being updated to comply with style changes.

19A NCAC 03J .0303 Classroom Facility, Technical Changes

This rule is updated to comply with style changes.

19A NCAC 03J .0305 Inspections, Technical Changes

This rule is updated to comply with style changes.

19A NCAC 03J .0306 Courses of Instruction, Technical Changes

This rule is updated to comply with style changes.

19A NCAC 03J .0307 Student Requirements, Technical Changes

This rule is updated to comply with style changes.

19A NCAC 03J .0402 Registration: Insurance: Inspection, Technical Changes

This rule is updated to comply with style changes.

19A NCAC 03J .0601 Requirements, Technical Changes

This rule is updated to comply with style changes.