



# ADOPTED

NORTH CAROLINA GENERAL ASSEMBLY  
AMENDMENT  
Senate Bill 820

AMENDMENT NO. 1  
(to be filled in by  
Principal Clerk)

S820-AMA-23 [v.4]

Page 1 of 4

Comm. Sub. [YES]  
Amends Title [NO]  
Second Edition

Date 5-14, 2009

Senator [Signature]

1 moves to amend the bill on page 1, lines 7 through 31, by rewriting those lines to read:

2  
3 **"SECTION 1. G.S. 20-4.01(43) reads as rewritten:**

4 **"(43) Specially Constructed Vehicles. - ~~Vehicles of a type required to be~~**  
5 **~~registered hereunder not originally constructed under a distinctive name,~~**  
6 **~~make, model, or type by a generally recognized manufacturer of vehicles~~**  
7 **~~and not materially altered from their original construction. Motor vehicles~~**  
8 **required to be registered under this Chapter and that fit within one of the**  
9 **following categories. For purposes of this subdivision, 'materially altered'**  
10 **means (i) the removal, addition, or substitution of new or used essential parts**  
11 **or (ii) the modification of any essential part from its original configuration or**  
12 **design as originally produced by the manufacturer; and 'essential parts'**  
13 **means the vehicle's frame rail, body, and chassis.**

- 14 a. Replica vehicle. - A vehicle, excluding motorcycles, originally sold  
15 unassembled and manufactured from a kit, which when assembled  
16 replicates an earlier year, make, and model vehicle.
- 17 b. Street rod vehicle. - A vehicle, excluding motorcycles, manufactured  
18 prior to 1949, which has been materially altered or has a body  
19 constructed from nonoriginal materials.
- 20 c. Modified vehicle. - A vehicle, excluding motorcycles, manufactured  
21 in or after 1949 which has been materially altered or has a body  
22 constructed from nonoriginal materials.
- 23 d. Custom-built vehicle. - A vehicle, including motorcycles,  
24 reconstructed or assembled by a nonmanufacturer from new or used  
25 parts, which has an exterior that does not replicate or resemble any  
26 other manufactured vehicle. This category also includes motorcycles  
27 which were originally sold unassembled and manufactured from a kit  
28 or which have been materially altered or has a body constructed from  
29 nonoriginal materials."

30  
31 And also moves to amend the bill on page 2, line 13, through page 3, line 2, by rewriting those  
32 lines to read:  
33



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1           "SECTION 3. Part 3 of Article 3 of Chapter 20 of the General Statutes is amended  
2 by adding a new section to read:

3  
4 **"§ 20-53.1. Specially constructed and inoperable vehicle titles.**

5       (a) Specially constructed vehicles shall be titled in the following manner:

6           (1) Replica vehicles shall be titled as the year, make, and model of the vehicle  
7 intended to be replicated. A label of 'Replica' shall be applied to the title and  
8 registration card. All replica vehicle titles shall be branded as 'Specially  
9 Constructed Vehicle.'

10          (2) The model year of a street rod vehicle shall continue to be recognized as the  
11 manufacturer's assigned model year. The manufacturer's name shall continue  
12 to be used as the make with a label of 'Street Rod' applied to the title and  
13 registration card. All street rod vehicle titles will be branded as 'Specially  
14 Constructed Vehicle.'

15          (3) The model year of a modified vehicle shall continue to be recognized as the  
16 manufacturer's assigned model year. The manufacturer's name shall continue  
17 to be used as the make with the label of 'Modified' applied to the title and  
18 registration card. All modified vehicle titles shall be branded as 'Specially  
19 Constructed Vehicle.'

20          (4) Custom-built vehicles shall be titled and registered showing the make as  
21 'Custom-built,' and the year the vehicle was built shall be the vehicle model  
22 year. All custom-built vehicle titles shall be branded as 'Specially  
23 Constructed Vehicle.'

24       (b) Inoperable vehicles may be titled, but no registration may be issued until such time  
25 as the License and Theft Bureau inspects the vehicle to ensure it is mechanically fit for  
26 operation on a public street, highway, or public vehicular area. Once a vehicle has been deemed  
27 safe and operable pursuant to an inspection by the License and Theft Bureau, the  
28 Commissioner shall title the vehicle by classifying it in the proper category and collecting all  
29 highway use taxes applicable to the value of the car at the time the vehicle is retitled to a proper  
30 classification described in this section.

31       (c) Motor vehicle certificates of title and registration cards issued pursuant to this  
32 section shall be branded in accordance with this section. As used in this section, 'branded'  
33 means that the title and registration card shall contain a designation that discloses if the vehicle  
34 is classified as any of the following:

35           (1) Specially constructed vehicle.

36           (2) Inoperable vehicle.'''

37  
38 And also moves to amend the bill on page 3, lines 8 through 10, by rewriting those lines to  
39 read:

40  
41 "SECTION 5. G.S. 20-4.01 is amended by adding a new subdivision to read:



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1 Vehicle Classification Review Request and returning the request to the Division. Such Vehicle  
2 Classification Review Request shall be made on a form provided by the Division. The decision  
3 of the Review Committee may be appealed to the Commissioner of Motor Vehicles. The  
4 decision of the Commissioner is final, and no further appeal is authorized.

5 (b) The Vehicle Classification Review Committee shall consist of five members. Three  
6 members shall be personnel of the License and Theft Bureau of the Division of Motor Vehicles  
7 and shall be designated by the Commissioner. Two members shall be members of the public  
8 with expertise in antique or specially constructed vehicles and shall be appointed by the  
9 Commissioner. Any member of the public so appointed shall serve at the pleasure of the  
10 Commissioner."

11 SECTION 8. This act becomes effective October 1, 2009, and applies to title and  
12 registration applications received on or after that date."  
13

SIGNED



Amendment Sponsor

SIGNED

Committee Chair if Senate Committee Amendment

ADOPTED

31-14

FAILED

TABLED

5-14-09

Janet Pruitt

**ADOPTED**