

## Session 125 - (2023-2024)

**H 3845 General Bill, By W. Newton, Rutherford, Bannister, Pope, G.M. Smith, Wheeler, B. Newton, Thayer, Jordan, Wooten, Thigpen, Henegan, Davis, Erickson, T. Moore, Bradley, Hyde, Bernstein, Yow, Brittain, Elliott, A.M. Morgan, Taylor, Mitchell, Carter, O'Neal and Leber**

**Similar (S 0036)**

**Summary:** Driver's license suspended due to DUI

A BILL TO AMEND THE SOUTH CAROLINA CODE OF LAWS BY AMENDING SECTION 56-1-286, RELATING TO THE SUSPENSION OF LICENSES OR PERMITS OR DENIAL OF ISSUANCE OF LICENSES OR PERMITS TO PERSONS UNDER THE AGE OF TWENTY-ONE WHO DRIVE MOTOR VEHICLES AND HAVE A CERTAIN AMOUNT OF ALCOHOL CONCENTRATION, SO AS TO ALLOW PERSONS UNDER THE AGE OF TWENTY-ONE WHO ARE SERVING SUSPENSIONS OR DENIALS OF LICENSES OR PERMITS TO ENROLL IN THE IGNITION INTERLOCK DEVICE PROGRAM; BY AMENDING SECTION 56-1-385, RELATING TO THE REINSTATEMENT OF PERMANENTLY REVOKED DRIVERS' LICENSES, SO AS TO LIMIT ITS APPLICATION TO OFFENSES OCCURRING PRIOR TO OCTOBER 1, 2014; BY AMENDING SECTION 56-1-400, RELATING TO THE SURRENDER OF LICENSES AND ENDORSING SUSPENSION AND IGNITION INTERLOCK DEVICES ON LICENSES, SO AS TO REMOVE THE REQUIREMENT THAT PERSONS SEEKING TO HAVE LICENSES ISSUED MUST FIRST PROVIDE PROOF THAT FINES OWED HAVE BEEN PAID, AND TO INCLUDE A REFERENCE TO THE HABITUAL OFFENDER STATUTE; BY AMENDING SECTION 56-1-1090, RELATING TO REQUESTS FOR RESTORATION OF PRIVILEGES TO OPERATE MOTOR VEHICLES, SO AS TO ALLOW PERSONS CLASSIFIED AS HABITUAL OFFENDERS TO OBTAIN DRIVERS' LICENSES WITH INTERLOCK RESTRICTIONS IF THEY PARTICIPATE IN THE IGNITION INTERLOCK DEVICE PROGRAM; BY AMENDING SECTION 56-1-1320, RELATING TO PROVISIONAL DRIVERS' LICENSES, SO AS TO ELIMINATE PROVISIONAL LICENSES FOR FIRST OFFENSE DRIVING UNDER THE INFLUENCE UNLESS THE OFFENSE OCCURRED PRIOR TO THE EFFECTIVE DATE OF THIS ACT; BY AMENDING SECTION 56-1-1340, RELATING TO THE ISSUANCE OF LICENSES AND CONVICTIONS TO BE RECORDED, SO AS TO CONFORM INTERNAL STATUTORY REFERENCES; BY AMENDING SECTION 56-5-2941, RELATING TO IGNITION INTERLOCK DEVICES, SO AS TO INCLUDE A REFERENCE TO THE HABITUAL OFFENDER STATUTE, REMOVE EXCEPTIONS TO IGNITION INTERLOCK DEVICES FOR OFFENDERS WHO ARE NONRESIDENTS AND FIRST-TIME OFFENDERS OF DRIVING UNDER THE INFLUENCE WHO DID NOT REFUSE TO SUBMIT TO CHEMICAL TESTS AND HAD AN ALCOHOL CONCENTRATION OF FIFTEEN ONE-HUNDREDTHS OF ONE PERCENT OR MORE, REQUIRE DEVICE MANUFACTURERS PAY CERTIFICATION FEES ASSOCIATED WITH IGNITION INTERLOCK DEVICES, PERMIT THOSE DRIVERS WITH PERMANENTLY REVOKED LICENSES AFTER OCTOBER 2014 TO SEEK RELIEF AFTER FIVE YEARS, AND MAKE THE RECORDS OF THE IGNITION INTERLOCK DEVICES THE RECORDS OF THE DEPARTMENT OF PROBATION, PAROLE AND PARDON SERVICES; BY AMENDING SECTION 56-5-2951, RELATING TO TEMPORARY ALCOHOL LICENSES, SO AS TO REQUIRE IGNITION INTERLOCK DEVICE RESTRICTIONS ON TEMPORARY ALCOHOL LICENSES AND TO DELETE PROVISIONS RELATING TO ROUTE-RESTRICTED LICENSES; AND BY AMENDING SECTION 56-5-2990, RELATING TO SUSPENSION OF CONVICTED PERSONS' DRIVERS' LICENSES AND THE PERIOD OF SUSPENSION, SO AS TO REQUIRE IGNITION INTERLOCK DEVICES INSTALLED ON CERTAIN VEHICLES IF FIRST-TIME OFFENDERS OF DRIVING UNDER THE INFLUENCE SEEK TO END SUSPENSIONS.

<b>01/31/23</b>	<b>House</b>	<b>Introduced and read first time (House Journal-page 6)</b>
<b>01/31/23</b>	<b>House</b>	<b>Referred to Committee on Judiciary (House Journal-page 6)</b>
<b>02/14/23</b>	<b>House</b>	<b>Member(s) request name added as sponsor: Taylor</b>
<b>02/28/23</b>	<b>House</b>	<b>Member(s) request name added as sponsor: Mitchell</b>
<b>03/02/23</b>	<b>House</b>	<b>Member(s) request name added as sponsor: Carter</b>
<b>03/08/23</b>	<b>House</b>	<b>Member(s) request name added as sponsor: O'Neal</b>
<b>06/07/23</b>	<b>House</b>	<b>Member(s) request name added as sponsor: Leber</b>