**South Carolina General Assembly**

119th Session, 2011-2012

**S. 344**

**STATUS INFORMATION**

General Bill

Sponsors: Senator Cromer

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Introduced in the Senate on January 13, 2011

Currently residing in the Senate Committee on **Banking and Insurance**

Summary: Automobile insurers

**HISTORY OF LEGISLATIVE ACTIONS**

Date Body Action Description with journal page number

1/13/2011 Senate Introduced and read first time ([Senate Journal‑page 8](file:///h:\sj%20archive\2011\01-13-11.docx))

1/13/2011 Senate Referred to Committee on **Banking and Insurance** ([Senate Journal‑page 8](file:///h:\sj%20archive\2011\01-13-11.docx))

**VERSIONS OF THIS BILL**

[1/13/2011](file:///p:\pprever\2011-12\344_20110113.docx)

**A** **BILL**

TO AMEND SECTION 38‑77‑112, CODE OF LAWS OF SOUTH CAROLINA, 1976, RELATING TO THE EXEMPTION OF AN AUTOMOBILE INSURER FROM THE REQUIREMENT TO WRITE AUTOMOBILE INSURANCE COVERAGE FOR AN APPLICANT OR EXISTING POLICYHOLDER, SO AS TO REMOVE CERTAIN EXEMPTIONS FROM THE APPLICABILITY OF THIS SECTION.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Section 38‑77‑112 of the 1976 Code is amended to read:

“Section 38‑77‑112. ~~Notwithstanding Section 38‑77‑280, no~~ An automobile insurer is not required to write coverage for automobile insurance as defined in Section 38‑77‑30 for ~~any~~ an applicant or existing policyholder. An insurer or ~~an agent~~ producer shall retain, for ~~a period of~~ at least three years, ~~the driver’s license numbers for all persons who have submitted an application for insurance but who were refused coverage~~ a record of its refusals of coverage including the reason for the refusal and shall furnish ~~such~~ this information upon the request of the director of the Department of Insurance or his designee. ~~This section does not apply to an individual who is handicapped and who owns a vehicle in this State but who does not have a valid driver’s license. If an automobile is principally garaged and operated in this State, the owner of the vehicle can be offered coverage thereon regardless of whether or not he possesses a valid South Carolina driver’s license if he designates to the insurer who the principal operator of the vehicle will be and this person has a valid South Carolina driver’s license or otherwise meets the requirements of this section. This requirement does not apply to personnel of the Armed Forces of the United States on active duty and officially stationed in this State who possess a valid motor vehicle driver’s license issued by another state or territory of the United States or the District of Columbia. This requirement is waived ninety days for individuals who move into South Carolina with the intent of making South Carolina their place of residence if they possess a valid driver’s license issued by another state or territory of the United States or the District of Columbia.~~”

SECTION 2. This act takes effect upon approval by the Governor.

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