COMMITTEE REPORT

March 9, 2011

**H. 3668**

Introduced by Rep. Bannister

S. Printed 3/9/11--S.

Read the first time March 3, 2011.

**THE COMMITTEE ON JUDICIARY**

To whom was referred a Bill (H. 3668) to amend the Code of Laws of South Carolina, 1976, by repealing Section 56‑1‑745 relating to the driver’s license suspension of a person convicted of a controlled, etc., respectfully

**REPORT:**

That they have duly and carefully considered the same and recommend that the same do pass:

GERALD MALLOY for Committee.

**STATEMENT OF ESTIMATED FISCAL IMPACT**

ESTIMATED FISCAL IMPACT ON GENERAL FUND EXPENDITURES:

See Below

ESTIMATED FISCAL IMPACT ON FEDERAL & OTHER FUND EXPENDITURES:

See Below

**EXPLANATION OF IMPACT:**

Department of Motor Vehicles

The department indicates enactment of this bill will have an impact ranging from $17,600 to $21,750 in cost related to the programming and implementation period within DMV’s Phoenix system.

**SPECIAL NOTES:**

DMV assumes the provisions of this section would apply to licenses of individuals committing these offenses after the effective date of this bill. If the bill is applicable to the licenses of individuals who committed a referenced offense before the effective date of this bill the department indicates its other funds revenue would be impacted negatively.

*Approved By:*

Harry Bell

Office of State Budget

**A** **BILL**

TO AMEND THE CODE OF LAWS OF SOUTH CAROLINA, 1976, BY REPEALING SECTION 56‑1‑745 RELATING TO THE DRIVER’S LICENSE SUSPENSION OF A PERSON CONVICTED OF A CONTROLLED SUBSTANCE VIOLATION.

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

SECTION 1. Section 56‑1‑745 of the 1976 Code is repealed.

SECTION 2. The repeal or amendment by this act of any law; whether temporary or permanent or civil or criminal, does not affect pending actions, rights, duties, or liabilities founded thereon, or alter, discharge, release or extinguish any penalty, forfeiture, or liability incurred under the repealed or amended law, unless the repealed or amended provision shall so expressly provide. After the effective date of this act, all laws repealed or amended by this act must be taken and treated as remaining in full force and effect for the purpose of sustaining any pending or vested right, civil action, special proceeding, criminal prosecution, or appeal existing as of the effective date of this act, and for the enforcement of rights, duties, penalties, forfeitures, and liabilities as they stood under the repealed or amended laws.

SECTION 3. This act takes effect upon approval by the Governor.

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