

## Session 114 - (2001-2002)

### H\*4894 (Rat #0389, Act #0301 of 2002) General Bill, By Townsend

**Summary:** Commercial motor vehicles over twenty-six thousand pounds; additional information must be provided to Department of Transportation; provisions regarding carrier who has been prohibited from operating by a federal agency; provisions regarding for-hire motor vehicle carriers

A BILL TO AMEND SECTION 56-3-240, AS AMENDED, CODE OF LAWS OF SOUTH CAROLINA, 1976, RELATING TO THE CONTENTS OF A MOTOR VEHICLE REGISTRATION APPLICATION, SO AS TO PROVIDE THAT THE DEPARTMENT OF PUBLIC SAFETY MUST BE PROVIDED CERTAIN ADDITIONAL INFORMATION FOR COMMERCIAL MOTOR VEHICLES THAT ARE GREATER THAN TWENTY-SIX THOUSAND POUNDS; BY ADDING SECTION 56-3-355 SO AS TO PROVIDE THAT THE DEPARTMENT OF PUBLIC SAFETY MUST SUSPEND, REVOKE, OR NOT ISSUE A REGISTRATION CARD AND LICENSE PLATE FOR CERTAIN COMMERCIAL MOTOR VEHICLES IF THE MOTOR VEHICLE CARRIER WHO IS RESPONSIBLE FOR THE SAFETY OF THE VEHICLE HAS BEEN PROHIBITED FROM OPERATING BY A FEDERAL AGENCY, TO PROVIDE THAT THE REGISTRANT MUST SURRENDER AN ITEM SUSPENDED OR REVOKED UNDER THIS SECTION, TO PROVIDE THAT THE DEPARTMENT SHALL TAKE POSSESSION OF A SUSPENDED OR REVOKED LICENSE PLATE AND REGISTRATION CARD UNDER CERTAIN CIRCUMSTANCES, TO PROVIDE FOR THE REISSUANCE OF A REGISTRATION CARD AND LICENSE PLATE, TO PROVIDE A REINSTATEMENT FEE, AND TO PROVIDE FOR THE DISBURSEMENT OF THE REINSTATEMENT FEE; TO AMEND ARTICLE 5, CHAPTER 3, TITLE 56, RELATING TO VEHICLE REGISTRATION AND LICENSE FEES, BY ADDING SECTIONS 56-3-661, 56-3-662, AND 56-3-663 SO AS TO PROVIDE THAT NO FOR-HIRE MOTOR VEHICLE CARRIER OF PROPERTY, EXCEPT CARRIERS OF HOUSEHOLD GOODS OR HAZARDOUS WASTE FOR DISPOSAL, MAY OPERATE WITHOUT A CLASS E CERTIFICATE OF COMPLIANCE ISSUED BY THE DEPARTMENT OF PUBLIC SAFETY, WHOSE FEE IS TWENTY-FIVE DOLLARS, WHICH MAY NOT BE ISSUED OR MAY BE SUSPENDED, REVOKED, OR PLACED ON PROBATIONARY STATUS UNLESS THE APPLICANT PROVIDES CERTAIN EVIDENCE TO THE DEPARTMENT, TO PROVIDE THAT THE DEPARTMENT IS AUTHORIZED TO PROMULGATE REGULATIONS TO IMPLEMENT THIS PROVISION, TO PROVIDE THAT THE HOLDER OF A CLASS E CERTIFICATE MAY NOT BE SUBJECT TO CERTAIN STATE OR LOCAL LICENSE FEES, LICENSE TAXES, OR MOTOR OIL FEES, TO PROVIDE THAT THE DEPARTMENT SHALL CHARGE A FEE FOR EACH IDENTIFIER THAT MUST BE USED BY THE DEPARTMENT FOR CERTAIN ADMINISTRATION, ENFORCEMENT, CONSTRUCTION, AND RENOVATION PURPOSES, TO PROVIDE THAT THE DEPARTMENT IS AUTHORIZED TO ENTER INTO RECIPROCAL AGREEMENTS WITH REGULATORY AGENCIES OF OTHER STATES HAVING JURISDICTION AND AUTHORITY OVER MOTOR CARRIERS TO PROVIDE FOR BASE-STATE AGREEMENTS IN WHICH THE REGISTRATION OF INTERSTATE CARRIERS OPERATING IN PARTICIPATING STATES MAY BE ACCOMPLISHED BY REGISTRATION IN ONE BASE STATE; AND TO REPEAL SECTIONS 58-23-350, 58-23-640, AND 58-23-650, RELATING TO THE REQUIREMENT THAT CERTAIN FOR-HIRE MOTOR VEHICLE CARRIERS MAY NOT OPERATE WITHOUT A CLASS E CERTIFICATE OF COMPLIANCE FROM THE DEPARTMENT OF REVENUE, THE DEPARTMENT OF REVENUE'S IDENTIFIER FEE, AND THE DEPARTMENT OF REVENUE'S AUTHORITY TO ENTER INTO RECIPROCAL AGREEMENTS WITH REGULATORY AGENCIES OF OTHER STATES HAVING JURISDICTION AND AUTHORITY OVER MOTOR CARRIERS TO PROVIDE FOR BASE-STATE AGREEMENTS IN WHICH THE REGISTRATION OF INTERSTATE CARRIERS OPERATING IN PARTICIPATING STATES MAY BE ACCOMPLISHED BY REGISTRATION IN ONE BASE STATE.-amended title

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| 03/12/02 | House  | Introduced and read first time HJ-117                                      |
| 03/12/02 | House  | Referred to Committee on Education and Public Works HJ-117                 |
| 04/23/02 | House  | Committee report: Favorable with amendment Education and Public Works HJ-3 |
| 04/24/02 | House  | Amended HJ-51  |
| 04/24/02 | House  | Read second time HJ-52   |
| 04/25/02 | House  | Read third time and sent to Senate HJ-13                                   |
| 04/30/02 | Senate | Introduced and read first time SJ-9  |
| 04/30/02 | Senate | Referred to Committee on Transportation SJ-9                               |
| 05/02/02 | Senate | Committee report: Favorable with amendment Transportation                  |
| 05/08/02 | Senate | Read second time SJ-23   |
| 05/08/02 | Senate | Ordered to third reading with notice of amendments SJ-23                   |
| 05/09/02 | Senate | Amended SJ-40  |
| 05/16/02 | Senate | Amended SJ-37  |
| 05/16/02 | Senate | Read third time and returned to House with amendments SJ-37                |

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| 05/22/02 | House | Concurred in Senate amendment and enrolled HJ-77 |
| 05/28/02 |       | Ratified R 389                                   |
| 06/03/02 |       | Signed By Governor                               |
| 06/17/02 |       | Act No. 301                                      |
| 07/03/02 |       | Effective date 06/03/02                          |
| 07/03/02 |       | Copies available                                 |