**South Carolina General Assembly**

121st Session, 2015-2016

**H. 4422**

**STATUS INFORMATION**

General Bill

Sponsors: Rep. Gilliard

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Introduced in the House on January 12, 2016

Currently residing in the House Committee on **Education and Public Works**

Summary: Allow law enforcement to photograph a motor vehicle defect

**HISTORY OF LEGISLATIVE ACTIONS**

Date Body Action Description with journal page number

12/3/2015 House Prefiled

12/3/2015 House Referred to Committee on **Education and Public Works**

1/12/2016 House Introduced and read first time ([House Journal‑page 62](file:///h:\HJ%20Archive\2016\01-12-16.docx))

1/12/2016 House Referred to Committee on **Education and Public Works** ([House Journal‑page 62](file:///h:\HJ%20Archive\2016\01-12-16.docx))

View the latest [legislative information](http://www.scstatehouse.gov/billsearch.php?billnumbers=4422&session=121&summary=B) at the website

**VERSIONS OF THIS BILL**

[12/3/2015](file:///p:\pprever\2015-16\4422_20151203.docx)

**A** **BILL**

TO AMEND THE CODE OF LAWS OF SOUTH CAROLINA, 1976, BY ADDING SECTION 56‑5‑4415 SO AS TO PROVIDE THAT A LAW ENFORCEMENT AGENCY MAY PHOTOGRAPH A MOTOR VEHICLE THAT HAS A DEFECT THAT VIOLATES THE STATE’S LAWS, INFORM ITS OWNER THAT HE HAS THIRTY DAYS TO CORRECT THE DEFECT, AND FAILURE TO NOTIFY THE AGENCY THAT THE DEFECT HAS BEEN CORRECTED SHALL RESULT IN HIM BEING CHARGED WITH THE MOTOR VEHICLE VIOLATION.

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

SECTION 1. Article 35, Chapter 5, Title 56 of the 1976 Code is amended by adding:

“Section 56‑5‑4415. (A) A law enforcement agency may photograph a motor vehicle that has a defect that violates a provision contained in this chapter.

(B) The law enforcement agency may contact the owner of the motor vehicle by a courtesy telephone call or by certified mail and inform him that:

(1) the motor vehicle has a defect that violates a provision contained in this chapter;

(2) he has thirty days to correct the defect and notify the law enforcement agency that the defect has been corrected; and

(3) if he fails to notify the law enforcement agency that the defect has been corrected, he must be charged with the motor vehicle violation.”

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

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