**South Carolina General Assembly**

126th Session, 2025-2026

**H. 3806**

**STATUS INFORMATION**

General Bill

Sponsors: Reps. Hart and Henderson-Myers

Companion/Similar bill(s): 90, 3276, 3536

Document Path: LC-0143CM25.docx

Introduced in the House on January 28, 2025

Currently residing in the House Committee on **Judiciary**

Summary: Driving while using wireless communication devices

**HISTORY OF LEGISLATIVE ACTIONS**

Date Body Action Description with journal page number

1/28/2025 House Introduced and read first time ([House Journal‑page 27](h:\hj\20250128.docx))

1/28/2025 House Referred to Committee on **Judiciary** ([House Journal‑page 27](h:\hj\20250128.docx))

View the latest  [legislative information](https://www.scstatehouse.gov/billsearch.php?billnumbers=3806&session=126&summary=B)  at the website

**VERSIONS OF THIS BILL**

[01/28/2025](https://www.scstatehouse.gov/sess126_2025-2026/prever/3806_20250128.docx)

[01/28/2025-A](https://www.scstatehouse.gov/sess126_2025-2026/prever/3806_20250128a.docx)

A bill

TO AMEND THE SOUTH CAROLINA CODE OF LAWS BY ADDING SECTION 56-5-3895 SO AS TO PROVIDE IT IS UNLAWFUL FOR PERSONS TO OPERATE MOTOR VEHICLES WHILE USING CELLULAR TELEPHONES, PAGERS, PERSONAL DIGITAL ASSISTANT DEVICES, OR OTHER WIRELESS COMMUNICATIONS DEVICES THAT ARE NOT EQUIPPED WITH HANDS-FREE MECHANISMS, AND TO PROVIDE PENALTIES.

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

SECTION 1. Article 31, Chapter 5, Title 56 of the S.C. Code is amended by adding:

Section 56-5-3895. (A) Notwithstanding another provision of law, it is unlawful for a person to operate a motor vehicle while using a cellular telephone, pager, personal digital assistant device, or another wireless communications device while the vehicle is in motion.

(B) This section does not apply to a cellular telephone, pager, personal digital assistant device, or another wireless communications device that is equipped with and operated with a hands-free mechanism.

(C) A person who violates a provision contained in this section is guilty of a misdemeanor and, upon conviction, must be imprisoned not more than thirty days, or fined not more than five hundred dollars, or both.

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

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