

Session 114 - (2001-2002)

H 3239 General Bill, By Kirsh

Summary: Breath tests for DUI, administering of; videotaping of incident site; Transportation Department, Traffic violations

A BILL TO AMEND SECTION 56-5-2950, AS AMENDED, CODE OF LAWS OF SOUTH CAROLINA, 1976, RELATING TO A DRIVER'S IMPLIED CONSENT TO BE SUBJECTED TO ALCOHOL AND DRUG TESTS IF HE IS ARRESTED FOR CERTAIN MOTOR VEHICLE DRIVING VIOLATIONS, SO AS TO DELETE THE PROVISION THAT REQUIRES THAT BEFORE A BREATH TEST IS ADMINISTERED, A TEN ONE-HUNDREDTHS OF ONE PERCENT SIMULATOR TEST MUST BE PERFORMED AND THE RESULT MUST REFLECT A CERTAIN READING, AND PROVIDE THAT BEFORE THE BREATH TEST IS ADMINISTERED, A SIMULATOR TEST MUST BE PERFORMED ACCORDING TO SLED'S PROCEDURES AND STANDARDS; AND TO AMEND SECTION 56-5-2953, AS AMENDED, RELATING TO THE VIDEOTAPING OF THE INCIDENT SITE AND BREATH SITE WHEN A PERSON IS SUSPECTED OF OPERATING A MOTOR VEHICLE WHILE UNDER THE INFLUENCE OF DRUGS, ALCOHOL, OR A COMBINATION OF BOTH, SO AS TO DELETE THE PROVISION THAT REQUIRES THAT THE VIDEOTAPING OF AN INCIDENT SITE MUST CONCLUDE AFTER THE ARREST OF THE PERSON.

01/10/01 House Introduced and read first time HJ-14

01/10/01 House Referred to Committee on Judiciary HJ-14