**South Carolina General Assembly**

120th Session, 2013-2014

**A274, R310, H5014**

**STATUS INFORMATION**

General Bill

Sponsors: Reps. Willis, Owens and Daning

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Introduced in the House on April 1, 2014

Introduced in the Senate on April 30, 2014

Last Amended on May 27, 2014

Passed by the General Assembly on May 29, 2014

Governor's Action: June 9, 2014, Signed

Summary: Commercial driver license

**HISTORY OF LEGISLATIVE ACTIONS**

 Date Body Action Description with journal page number

 4/1/2014 House Introduced and read first time ([House Journal‑page 11](file:///H%3A%5CHJ%20Archive%5C2014%5C04-01-14.docx))

 4/1/2014 House Referred to Committee on **Education and Public Works** ([House Journal‑page 11](file:///H%3A%5CHJ%20Archive%5C2014%5C04-01-14.docx))

 4/9/2014 House Committee report: Favorable **Education and Public Works** ([House Journal‑page 127](file:///H%3A%5CHJ%20Archive%5C2014%5C04-09-14.docx))

 4/10/2014 Scrivener's error corrected

 4/29/2014 House Read second time ([House Journal‑page 77](file:///H%3A%5CHJ%20Archive%5C2014%5C04-29-14.docx))

 4/29/2014 House Roll call Yeas‑105 Nays‑0 ([House Journal‑page 77](file:///H%3A%5CHJ%20Archive%5C2014%5C04-29-14.docx))

 4/30/2014 House Read third time and sent to Senate ([House Journal‑page 40](file:///H%3A%5CHJ%20Archive%5C2014%5C04-30-14.docx))

 4/30/2014 Senate Introduced and read first time ([Senate Journal‑page 14](file:///H%3A%5CSJ%20Archive%5C2014%5C04-30-14.docx))

 4/30/2014 Senate Referred to Committee on **Transportation** ([Senate Journal‑page 14](file:///H%3A%5CSJ%20Archive%5C2014%5C04-30-14.docx))

 5/21/2014 Senate Committee report: Favorable **Transportation** ([Senate Journal‑page 21](file:///H%3A%5CSJ%20Archive%5C2014%5C05-21-14.docx))

 5/22/2014 Scrivener's error corrected

 5/27/2014 Senate Amended ([Senate Journal‑page 22](file:///H%3A%5CSJ%20Archive%5C2014%5C05-27-14.docx))

 5/27/2014 Senate Read second time ([Senate Journal‑page 22](file:///H%3A%5CSJ%20Archive%5C2014%5C05-27-14.docx))

 5/27/2014 Senate Roll call Ayes‑41 Nays‑2 ([Senate Journal‑page 22](file:///H%3A%5CSJ%20Archive%5C2014%5C05-27-14.docx))

 5/28/2014 Scrivener's error corrected

 5/28/2014 Senate Read third time and returned to House with amendments ([Senate Journal‑page 37](file:///H%3A%5CSJ%20Archive%5C2014%5C05-28-14.docx))

 5/29/2014 House Concurred in Senate amendment and enrolled ([House Journal‑page 15](file:///H%3A%5CHJ%20Archive%5C2014%5C05-29-14.docx))

 5/29/2014 House Roll call Yeas‑70 Nays‑20 ([House Journal‑page 15](file:///H%3A%5CHJ%20Archive%5C2014%5C05-29-14.docx))

 6/5/2014 Ratified R 310

 6/9/2014 Signed By Governor

 6/13/2014 Effective date 06/09/14

 6/26/2014 Act No. 274

**VERSIONS OF THIS BILL**

[4/1/2014](file:///p%3A%5Cpprever%5C2013-14%5C5014_20140401.docx)

[4/9/2014](file:///p%3A%5Cpprever%5C2013-14%5C5014_20140409.docx)

[4/10/2014](file:///p%3A%5Cpprever%5C2013-14%5C5014_20140410.docx)

[5/21/2014](file:///p%3A%5Cpprever%5C2013-14%5C5014_20140521.docx)

[5/22/2014](file:///p%3A%5Cpprever%5C2013-14%5C5014_20140522.docx)

[5/27/2014](file:///p%3A%5Cpprever%5C2013-14%5C5014_20140527.docx)

[5/28/2014](file:///p%3A%5Cpprever%5C2013-14%5C5014_20140528.docx)

(A274, R310, H5014)

**AN ACT TO AMEND SECTION 56‑1‑2100, AS AMENDED, CODE OF LAWS OF SOUTH CAROLINA, 1976, RELATING TO A COMMERCIAL DRIVER LICENSE, SO AS TO DELETE THE VARIOUS ENDORSEMENTS AND RESTRICTIONS THAT MAY BE ATTACHED TO A COMMERCIAL DRIVER LICENSE, AND TO PROVIDE THAT ENDORSEMENTS AND RESTRICTIONS ARE ADDED TO A COMMERCIAL DRIVER LICENSE AS REQUIRED UNDER THE FEDERAL MOTOR CARRIER SAFETY REGULATIONS; TO AMEND SECTION 56‑5‑2770, RELATING TO SIGNALS AND MARKINGS ON SCHOOL BUSES, OVERTAKING AND PASSING A SCHOOL BUS, AND LOADING PASSENGERS ON A SCHOOL BUS, SO AS TO PROVIDE THAT A SCHOOL BUS MAY BE EQUIPPED WITH A DIGITAL RECORDING DEVICE MOUNTED ON THE SCHOOL BUS; BY ADDING SECTION 56‑5‑2773 SO AS TO PROVIDE THAT A UNIFORM TRAFFIC CITATION MAY BE ISSUED BASED UPON IMAGES OBTAINED FROM A DIGITAL RECORDING DEVICE MOUNTED ON A SCHOOL BUS, AND TO PROVIDE THAT THE DIGITAL IMAGES MAY BE USED AS EVIDENCE AT A HEARING REGARDING AN OFFENSE RELATED TO THE OPERATION OF A SCHOOL BUS; TO AMEND SECTION 56‑7‑35, AS AMENDED, RELATING TO THE ISSUANCE OF A UNIFORM TRAFFIC TICKET FOR SPEEDING OR DISREGARDING A TRAFFIC CONTROL DEVICE, SO AS TO PROVIDE THAT THE PROVISIONS OF THIS SECTION DO NOT APPLY TO A UNIFORM TRAFFIC CITATION ALLEGING THE VIOLATION OF THE PROVISIONS THAT RELATES TO THE OPERATION OF A SCHOOL BUS; AND TO AMEND SECTION 56‑7‑15, AS AMENDED, RELATING TO THE ISSUANCE OF A UNIFORM TRAFFIC TICKET BY A LAW ENFORCEMENT OFFICER TO ARREST A PERSON FOR AN OFFENSE COMMITTED IN HIS PRESENCE OR FOR DOMESTIC VIOLENCE OFFENSES, SO AS TO PROVIDE THAT THE ISSUANCE OF A UNIFORM TRAFFIC TICKET ALLEGING THE VIOLATION OF A PROVISION THAT RELATES TO THE OPERATION OF A BUS IS NOT SUBJECT TO THE PROVISIONS CONTAINED IN THIS SECTION.**

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

**Commercial driver license**

SECTION 1. Section 56‑1‑2100(B) of the 1976 Code, as last amended by Act 216 of 2010, is further amended to read:

 “(B) The holder of a valid commercial driver license may drive all vehicles in the class for which that license is issued and all lesser classes of vehicles except motorcycles. Vehicles which require an endorsement may not be driven unless the proper endorsement appears on the license. Commercial driver licenses may be issued with the following classifications, endorsements, and restrictions:

 (1) Classifications:

 (a) Class A: A combination of vehicles with a gross combination weight rating of twenty‑six thousand one pounds or more provided the gross vehicle weight rating of the vehicle being towed is in excess of ten thousand pounds.

 (b) Class B: A single vehicle with a gross vehicle weight rating of twenty‑six thousand one pounds or more, or any such vehicle towing a vehicle not in excess of ten thousand pounds gross vehicle weight rating.

 (c) Class C: A single vehicle, or combination of vehicles, that are not Class A or B vehicles but either designed to transport sixteen or more passengers including the driver, or are required to be placarded for hazardous materials under 49 C.F.R. Part 172, subpart F.

 (2) Endorsements are added to commercial driver licenses as required under Part 383.153 of the Federal Motor Carrier Safety Regulations.

 (3) Restrictions are added to commercial driver licenses as required under Part 383.153 of the Federal Motor Carrier Safety Regulations.”

**School bus**

SECTION 2. Section 56‑5‑2770(D) of the 1976 Code is amended to read:

 “(D)(1) A school bus must be equipped with red and amber visual signals meeting the requirements of State Department of Education Regulations and Specifications Pertaining to School Buses, which must be actuated by the driver whenever the bus is stopped or preparing to stop on the highway for the purpose of receiving or discharging school children. A driver must not actuate the special visual signals when the bus is in designated school bus loading or off‑loading areas if the bus is off the roadway entirely.

 (2) A school bus may be equipped with a digital video recording device mounted on the school bus with a clear view of vehicles passing the bus on either side and showing the date and time the recording was made and an electronic symbol showing the activation of amber lights, flashing red lights, stop arms, and brakes. Digital video recording devices mounted on school buses must be procured in compliance with Chapter 11, Title 35 or a procurement code adopted by the political subdivision procuring the digital video recording device in compliance with Section 11‑35‑50.”

**School bus**

SECTION 3. Article 21, Chapter 5, Title 56 of the 1976 Code is amended by adding:

 “Section 56‑5‑2773. (A) A uniform traffic citation alleging the violation of Section 56‑5‑2770 may be issued based in whole or in part upon images obtained from a digital video recording device mounted on a school bus. A copy of the citation must be given directly to the alleged offender by the law enforcement officer issuing the citation.

 (B) Digital images obtained from a digital video recording device mounted on a school bus pursuant to Section 56‑5‑2770(D) may be used as evidence at any hearing related to a violation of Section 56‑5‑2770 to corroborate testimony by the school bus driver or any other person who witnessed the offense.”

**Uniform traffic ticket**

SECTION 4. Section 56‑7‑35(C) of the 1976 Code, as added by Act 65 of 2011, is further amended to read:

 “(C) The provisions of this section do not apply to:

 (1) toll collection; or

 (2) issuance of a uniform traffic citation alleging the violation of Section 56‑5‑2770.”

**Uniform traffic ticket**

SECTION 5. Section 56‑7‑15 of the 1976 Code, as last amended by Act 78 of 2013, is further amended by adding at the end:

 “(C) The issuance of a uniform traffic ticket alleging the violation of Section 56‑5‑2770 is not subject to the provisions of this section.”

**Time effective**

SECTION 6. This act takes effect upon approval by the Governor.

Ratified the 5th day of June, 2014.

Approved the 9th day of June, 2014.

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