~~Indicates Matter Stricken~~

Indicates New Matter

COMMITTEE REPORT

April 10, 2014

**H. 4392**

Introduced by Reps. Huggins, Ballentine and Owens

S. Printed 4/10/14--H.

Read the first time January 14, 2014.

**THE COMMITTEE ON EDUCATION AND PUBLIC WORKS**

To whom was referred a Bill (H. 4392) to amend Section 56‑1‑180, Code of Laws of South Carolina, 1976, relating to the issuance of special restricted drivers’ licenses to certain minors, so as to provide, etc., respectfully

**REPORT:**

That they have duly and carefully considered the same and recommend that the same do pass with amendment:

Amend the bill, as and if amended, by deleting Section 56‑1‑180(C), as contained in SECTION 1, and inserting:

/ (C) The waiver or modification of restrictions provided for in ~~item (1)~~ subsection (B)(1) must include a statement of the purpose of the waiver or modification executed by the parents or legal guardian of the holder of the restricted license and documents executed by the driver’s ~~employment~~ employer, ~~or~~ school official, or church representative, as is appropriate, evidencing the holder’s need for the waiver or modification. The waiver or modification of restrictions is applicable only for travel within the State of South Carolina.” /

Renumber sections to conform.

Amend title to conform.

PHILLIP D. OWENS for Committee.

**A** **BILL**

TO AMEND SECTION 56‑1‑180, CODE OF LAWS OF SOUTH CAROLINA, 1976, RELATING TO THE ISSUANCE OF SPECIAL RESTRICTED DRIVERS’ LICENSES TO CERTAIN MINORS, SO AS TO PROVIDE THAT THE RESTRICTIONS PLACED ON A HOLDER OF THIS LICENSE MAY BE WAIVED OR MODIFIED TO ALLOW THE LICENSE HOLDER TO TRAVEL BETWEEN HIS HOME AND A CHURCH‑RELATED OR SPONSORED ACTIVITY.

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

SECTION 1. Section 56‑1‑180(B) and (C) of the 1976 Code is amended to read:

“(B) The special restricted driver’s license is valid only in the operation of:

(1) vehicles during daylight hours. During nighttime hours, the holder of a special restricted driver’s license must be accompanied by a licensed adult, twenty‑one years of age or older. The holder of a special restricted driver’s license may not drive between midnight and six o’clock a.m., unless accompanied by the holder’s licensed parent or guardian. The restrictions in this section may be modified or waived by the department if the restricted licensee proves to the department’s satisfaction that the restriction interferes or substantially interferes with:

(a) employment or the opportunity for employment;

(b) travel between the licensee’s home and place of employment, ~~or~~ school, or church‑related or sponsored activities; or

(c) travel between the licensee’s home or place of employment and vocational training;

(2) a motor scooter or light motor‑driven cycle of five‑brake horsepower or less during daylight hours.

(C) The waiver or modification of restrictions provided for in ~~item (1)~~ subsection (B)(1) must include a statement of the purpose of the waiver or modification executed by the parents or legal guardian of the holder of the restricted license and documents executed by the driver’s ~~employment~~ employer, ~~or~~ school official, or church, as is appropriate, evidencing the holder’s need for the waiver or modification.”

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

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