**South Carolina General Assembly**

122nd Session, 2017-2018

**A259, R288, H4676**

**STATUS INFORMATION**

General Bill

Sponsors: Reps. Collins and Felder

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Introduced in the House on January 24, 2018

Introduced in the Senate on February 21, 2018

Passed by the General Assembly on May 10, 2018

Governor's Action: July 2, 2018, Signed

Summary: Beginner permits, conditional license, and special restricted licenses

**HISTORY OF LEGISLATIVE ACTIONS**

 Date Body Action Description with journal page number

 1/24/2018 House Introduced and read first time ([House Journal‑page 28](file:///h%3A%5Chj%5C20180124.docx))

 1/24/2018 House Referred to Committee on **Education and Public Works** ([House Journal‑page 28](file:///h%3A%5Chj%5C20180124.docx))

 2/14/2018 House Committee report: Favorable **Education and Public Works** ([House Journal‑page 53](file:///h%3A%5Chj%5C20180214.docx))

 2/15/2018 House Member(s) request name added as sponsor: Felder

 2/20/2018 House Read second time ([House Journal‑page 11](file:///h%3A%5Chj%5C20180220.docx))

 2/20/2018 House Roll call Yeas‑110 Nays‑0 ([House Journal‑page 11](file:///h%3A%5Chj%5C20180220.docx))

 2/21/2018 House Read third time and sent to Senate ([House Journal‑page 23](file:///h%3A%5Chj%5C20180221.docx))

 2/21/2018 Senate Introduced and read first time ([Senate Journal‑page 6](file:///h%3A%5Csj%5C20180221.docx))

 2/21/2018 Senate Referred to Committee on **Transportation** ([Senate Journal‑page 6](file:///h%3A%5Csj%5C20180221.docx))

 5/2/2018 Senate Committee report: Favorable **Transportation** ([Senate Journal‑page 48](file:///h%3A%5Csj%5C20180502.docx))

 5/9/2018 Senate Read second time ([Senate Journal‑page 95](file:///h%3A%5Csj%5C20180509.docx))

 5/9/2018 Senate Roll call Ayes‑43 Nays‑0 ([Senate Journal‑page 95](file:///h%3A%5Csj%5C20180509.docx))

 5/10/2018 Senate Read third time and enrolled ([Senate Journal‑page 98](file:///h%3A%5Csj%5C20180510.docx))

 6/28/2018 Ratified R 288

 7/2/2018 Signed By Governor

 7/5/2018 Effective date 11/19/18

 7/12/2018 Act No. 259

View the latest [legislative information](http://www.scstatehouse.gov/billsearch.php?billnumbers=4676&session=122&summary=B) at the website

**VERSIONS OF THIS BILL**

[1/24/2018](file:///p%3A%5Cpprever%5C2017-18%5C4676_20180124.docx)

[2/14/2018](file:///p%3A%5Cpprever%5C2017-18%5C4676_20180214.docx)

[5/2/2018](file:///p%3A%5Cpprever%5C2017-18%5C4676_20180502.docx)

(A259, R288, H4676)

**AN ACT** **TO AMEND SECTIONS 56‑1‑50, AS AMENDED, 56‑1‑125, 56‑1‑175, AS AMENDED, AND 56‑1‑180, AS AMENDED, CODE OF LAWS OF SOUTH CAROLINA, 1976, RELATING TO THE ISSUANCE OF A BEGINNER’S PERMIT, A CONDITIONAL DRIVER’S LICENSE, AND A SPECIAL RESTRICTED DRIVER’S LICENSE, AND THE REQUIREMENT THAT CERTAIN INDIVIDUALS MUST REGISTER WITH THE UNITED STATES SELECTIVE SERVICE, ALL SO AS TO EXPAND APPROVAL AUTHORITY FOR CERTAIN DRIVERS’ LICENSES FOR MINORS.**

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

**Expanded approval authority for beginners’ permits**

SECTION 1. Section 56‑1‑50(B)(1) of the 1976 Code, as last amended by Act 89 of 2017, is further amended to read:

 “(1) vehicles after six o’clock a.m. and not later than midnight. Except as provided in subsection (E), while driving, the permittee must be accompanied by a licensed driver twenty‑one years of age or older who has had at least one year of driving experience. A permittee may not drive between midnight and six o’clock a.m. unless accompanied by any licensed individual listed in Section 56‑1‑100(A)(1‑7);”

**Expanded approval authority for Selective Service System**

SECTION 2. Section 56‑1‑125(E) of the 1976 Code is amended to read:

 “(E) The department shall inform the individual who is less than eighteen years of age, on his application, that his submission of the application for a license or identification card serves as his consent to be registered with the Selective Service System upon attaining eighteen years of age, if required by federal law. His application also must be signed by any individual listed in Section 56‑1‑100(A)(1‑7). By signing the application, the signatory authorizes the department to register the applicant with the Selective Service System upon attaining eighteen years of age, if required by federal law. The applicant or any individual listed in Section 56‑1‑100(A)(1‑7) may decline the Selective Service System registration. If the applicant or any individual listed in Section 56‑1‑100(A)(1‑7) declines the Selective Service System registration, the department may issue a license or identification card, but the applicant must renew the license or identification card upon attaining eighteen years of age.”

**Expanded approval authority for conditional drivers’ licenses**

SECTION 3. Section 56‑1‑175(A) and (B) of the 1976 Code, as last amended by Act 89 of 2017, is further amended to read:

 “(A) The Department of Motor Vehicles may issue a conditional driver’s license to a person who is at least fifteen years of age and less than sixteen years of age, who has:

 (1) held a beginner’s permit for at least one hundred eighty days;

 (2) passed a driver’s education course as defined in subsection (D);

 (3) completed at least forty hours of driving practice, including at least ten hours of driving practice during darkness, supervised by any licensed individual listed in Section 56‑1‑100(A)(1‑7);

 (4) passed successfully the road tests or other requirements the department may prescribe; and

 (5) satisfied the school attendance requirement contained in Section 56‑1‑176.

 (B) A conditional driver’s license is valid only in the operation of vehicles during daylight hours. The holder of a conditional license must be accompanied by a licensed adult twenty‑one years of age or older after six o’clock p.m. or eight o’clock p.m. during daylight saving time. A conditional driver’s license holder may not drive between midnight and six o’clock a.m. unless accompanied by any licensed individual listed in Section 56‑1‑100(A)(1‑7). The accompanying driver must:

 (1) occupy a seat beside the conditional license holder when the conditional license holder is operating a motor vehicle; or

 (2) be within a safe viewing distance of the conditional license holder when the conditional license holder is operating a motorcycle or a moped.”

**Expanded approval authority for restricted drivers’ licenses**

SECTION 4. Section 56‑1‑180(A) and (B) of the 1976 Code, as last amended by Act 89 of 2017, is further amended to read:

 “(A) The Department of Motor Vehicles may issue a special restricted driver’s license to a person who is at least sixteen years of age and less than seventeen years of age, who has:

 (1) held a beginner’s permit for at least one hundred eighty days;

 (2) passed a driver’s education course as defined in subsection (F);

 (3) completed at least forty hours of driving practice, including at least ten hours of driving practice during darkness, supervised by any licensed individual listed in Section 56‑1‑100(A)(1‑7);

 (4) passed successfully the road test or other requirements the department may prescribe; and

 (5) satisfied the school attendance requirement contained in Section 56‑1‑176.

 (B) A special restricted driver’s license is valid only in the operation vehicles during daylight hours. The holder of a special restricted driver’s license must be accompanied by a licensed adult, twenty‑one years of age or older after six o’clock p.m. or eight o’clock p.m. during daylight saving time. The holder of a special restricted driver’s license may not drive between midnight and six o’clock a.m. unless accompanied by any licensed individual listed in Section 56‑1‑100(A)(1‑7). The accompanying driver must:

 (1) occupy a seat beside the conditional license holder when the conditional license holder is operating a motor vehicle; or

 (2) be within a safe viewing distance of the conditional license holder when the conditional license holder is operating a motorcycle or a moped.”

**Savings**

SECTION 5. The repeal or amendment by this act of any law, whether temporary or permanent or civil or criminal, does not affect pending actions, rights, duties, or liabilities founded thereon, or alter, discharge, release or extinguish any penalty, forfeiture, or liability incurred under the repealed or amended law, unless the repealed or amended provision shall so expressly provide. After the effective date of this act, all laws repealed or amended by this act must be taken and treated as remaining in full force and effect for the purpose of sustaining any pending or vested right, civil action, special proceeding, criminal prosecution, or appeal existing as of the effective date of this act, and for the enforcement of rights, duties, penalties, forfeitures, and liabilities as they stood under the repealed or amended laws.

**Time effective**

SECTION 6. This act takes effect on November 19, 2018.

Ratified the 28th day of June, 2018.

Approved the 2nd day of July, 2018.

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