**South Carolina General Assembly**

123rd Session, 2019-2020

**A86, R107, H3789**

**STATUS INFORMATION**

General Bill

Sponsors: Reps. Willis, Allison, Bennett, Elliott, Brown, Erickson, Bradley, Huggins, Forrest, Taylor and R. Williams

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Introduced in the House on January 29, 2019

Introduced in the Senate on April 2, 2019

Last Amended on May 21, 2019

Passed by the General Assembly on May 21, 2019

Governor's Action: May 24, 2019, Signed

Summary: Driver's license

**HISTORY OF LEGISLATIVE ACTIONS**

 Date Body Action Description with journal page number

 1/29/2019 House Introduced and read first time ([House Journal‑page 19](file:///h%3A%5Chj%5C20190129.docx))

 1/29/2019 House Referred to Committee on **Education and Public Works** ([House Journal‑page 19](file:///h%3A%5Chj%5C20190129.docx))

 3/13/2019 House Committee report: Favorable with amendment **Education and Public Works** ([House Journal‑page 8](file:///h%3A%5Chj%5C20190313.docx))

 3/14/2019 Scrivener's error corrected

 3/20/2019 House Debate adjourned until Tues., 3‑26‑19 ([House Journal‑page 21](file:///h%3A%5Chj%5C20190320.docx))

 3/20/2019 House Member(s) request name added as sponsor: Brown, Erickson, Bradley, Huggins, Forrest, Taylor

 3/26/2019 House Member(s) request name added as sponsor: R.Williams

 3/26/2019 House Debate adjourned until Wed., 3‑27‑19 ([House Journal‑page 23](file:///h%3A%5Chj%5C20190326.docx))

 3/27/2019 House Amended ([House Journal‑page 10](file:///h%3A%5Chj%5C20190327.docx))

 3/27/2019 House Read second time ([House Journal‑page 10](file:///h%3A%5Chj%5C20190327.docx))

 3/27/2019 House Roll call Yeas‑102 Nays‑0 ([House Journal‑page 12](file:///h%3A%5Chj%5C20190327.docx))

 3/28/2019 House Read third time and sent to Senate ([House Journal‑page 10](file:///h%3A%5Chj%5C20190328.docx))

 3/29/2019 Scrivener's error corrected

 4/2/2019 Senate Introduced and read first time ([Senate Journal‑page 11](file:///h%3A%5Csj%5C20190402.docx))

 4/2/2019 Senate Referred to Committee on **Transportation** ([Senate Journal‑page 11](file:///h%3A%5Csj%5C20190402.docx))

 4/24/2019 Senate Committee report: Favorable **Transportation** ([Senate Journal‑page 10](file:///h%3A%5Csj%5C20190424.docx))

 5/7/2019 Senate Amended ([Senate Journal‑page 49](file:///h%3A%5Csj%5C20190507.docx))

 5/7/2019 Senate Read second time ([Senate Journal‑page 49](file:///h%3A%5Csj%5C20190507.docx))

 5/8/2019 Senate Read third time and returned to House with amendments ([Senate Journal‑page 60](file:///h%3A%5Csj%5C20190508.docx))

 5/8/2019 Senate Roll call Ayes‑42 Nays‑0 ([Senate Journal‑page 60](file:///h%3A%5Csj%5C20190508.docx))

 5/9/2019 House Non‑concurrence in Senate amendment ([House Journal‑page 67](file:///h%3A%5Chj%5C20190509.docx))

 5/9/2019 House Roll call Yeas‑0 Nays‑115 ([House Journal‑page 68](file:///h%3A%5Chj%5C20190509.docx))

 5/9/2019 Senate Senate insists upon amendment and conference committee appointed Grooms, Johnson, Climer ([Senate Journal‑page 78](file:///h%3A%5Csj%5C20190509.docx))

 5/9/2019 House Conference committee appointed Thigpen, Yow, Bennett ([House Journal‑page 194](file:///h%3A%5Chj%5C20190509.docx))

 5/21/2019 Senate Conference report received and adopted ([Senate Journal‑page 19](file:///h%3A%5Csj%5C20190521.docx))

 5/21/2019 Senate Roll call Ayes‑39 Nays‑0 ([Senate Journal‑page 19](file:///h%3A%5Csj%5C20190521.docx))

 5/21/2019 House Conference report adopted ([House Journal‑page 18](file:///h%3A%5Chj%5C20190521.docx))

 5/21/2019 House Roll call Yeas‑103 Nays‑0 ([House Journal‑page 23](file:///h%3A%5Chj%5C20190521.docx))

 5/21/2019 House Ordered enrolled for ratification ([House Journal‑page 35](file:///h%3A%5Chj%5C20190521.docx))

 5/22/2019 Ratified R 107

 5/24/2019 Signed By Governor

 6/10/2019 Effective date 11/24/19

 6/10/2019 Act No.  86

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**VERSIONS OF THIS BILL**

[1/29/2019](file:///p%3A%5Cpprever%5C2019-20%5C3789_20190129.docx)

[3/13/2019](file:///p%3A%5Cpprever%5C2019-20%5C3789_20190313.docx)

[3/14/2019](file:///p%3A%5Cpprever%5C2019-20%5C3789_20190314.docx)

[3/27/2019](file:///p%3A%5Cpprever%5C2019-20%5C3789_20190327.docx)

[3/29/2019](file:///p%3A%5Cpprever%5C2019-20%5C3789_20190329.docx)

[4/24/2019](file:///p%3A%5Cpprever%5C2019-20%5C3789_20190424.docx)

[5/7/2019](file:///p%3A%5Cpprever%5C2019-20%5C3789_20190507.docx)

[5/21/2019](file:///p%3A%5Cpprever%5C2019-20%5C3789_20190521.docx)

(A86, R107, H3789)

**AN ACT TO AMEND SECTIONS 56‑1‑35, 56‑1‑40, 56‑1‑140, 56‑1‑210, 56‑1‑2100, 56‑1‑3350, AND 56‑1‑2080, CODE OF LAWS OF SOUTH CAROLINA, 1976, RELATING TO THE ISSUANCE, RENEWAL, AND EXPIRATION OF CERTAIN DRIVERS’ LICENSES, BEGINNERS’ PERMITS, COMMERCIAL DRIVER LICENSES, AND SPECIAL IDENTIFICATION CARDS, THE PLACEMENT OF A VETERAN DESIGNATION ON A DRIVER’S LICENSE OR SPECIAL IDENTIFICATION CARD, AND THE ISSUANCE OF COMMERCIAL DRIVER LICENSES AND COMMERCIAL DRIVER INSTRUCTION PERMITS, SO AS TO REVISE THE PERIOD IN WHICH DRIVERS’ LICENSES, CERTAIN COMMERCIAL DRIVER LICENSES, AND COMMERCIAL DRIVER INSTRUCTION PERMITS ARE VALID, TO REVISE THE FEES TO OBTAIN DRIVERS’ LICENSES, CERTAIN COMMERCIAL DRIVER LICENSES, AND SPECIAL IDENTIFICATION CARDS, TO REVISE THE DOCUMENTS THAT MUST BE PROVIDED TO THE DEPARTMENT OF MOTOR VEHICLES TO OBTAIN A VETERAN DESIGNATION ON A DRIVER’S LICENSE OR A SPECIAL IDENTIFICATION CARD, TO MAKE TECHNICAL CHANGES, TO PROVIDE THAT A PERSON IS PERMITTED TO HAVE ONLY ONE DRIVER’S LICENSE OR IDENTIFICATION CARD, AND TO DELETE THE PROVISION THAT PERTAINS TO THE RENEWAL OR REISSUANCE OF A COMMERCIAL DRIVER INSTRUCTION PERMIT.**

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

**Driver**’**s license**

SECTION 1. Section 56‑1‑35 of the 1976 Code is amended to read:

 “Section 56‑1‑35. A member of the armed services of the United States or his dependent who becomes a permanent resident of this State, has ninety days to apply for a South Carolina driver’s license, and he must be issued a license without examination except for the visual test required by Section 56‑1‑210 if he has a valid driver’s license from another state or territory of the United States. The license expires eight years from the date of issue.”

**Driver**’**s license**

SECTION 2. Section 56‑1‑40(7) of the 1976 Code is amended to read:

 “(7) who is not a resident of South Carolina. For purposes of determining eligibility to obtain or renew a South Carolina driver’s license, the term ‘resident of South Carolina’ shall expressly include all persons authorized by the United States Department of Justice, the United States Immigration and Naturalization Service, or the United States Department of State to live, work, or study in the United States on a temporary or permanent basis who present documents indicating their intent to live, work, or study in South Carolina. These persons and their dependents are eligible to obtain a motor vehicle driver’s license or have one renewed pursuant to this provision. A driver’s license issued pursuant to this item to a person who is not a lawful permanent resident of the United States shall expire on the later of: (1) the expiration date of the driver’s license applicant’s authorized period of stay in the United States; or (2) the expiration date of the driver’s license applicant’s employment authorization document. However, a driver’s license issued pursuant to this item is valid for at least one year but not more than eight years from the date of its issue. Under this provision, a driver’s license valid for not more than four years must be issued upon payment of a fee of twelve dollars and fifty cents. A driver’s license that is valid for more than four years must be issued upon payment of a fee of twenty‑five dollars. In addition, a person pending adjustment of status who presents appropriate documentation to the Department of Motor Vehicles shall be granted a one‑year extension of his driver’s license which is renewable annually;”

**Driver**’**s license**

SECTION 3. Section 56‑1‑140 of the 1976 Code is amended to read:

 “Section 56‑1‑140. (A) Upon payment of a fee of twenty‑five dollars for a license that is valid for eight years, the department shall issue to every qualified applicant a driver’s license as applied for by law. The license must bear on it a distinguishing number assigned to the licensee, the full name, date of birth, residence address, a brief description and laminated colored photograph of the licensee, any marking otherwise required or in compliance with law, and a facsimile of the signature of the licensee. No license is valid until it has been so signed by the licensee. The license authorizes the licensee to operate only those classifications of vehicles as indicated on the license.

 (B) An applicant for a new, renewed, or replacement driver’s license may apply to the department to obtain a veteran designation on the front of his driver’s license by providing a:

 (1) United States Department of Defense discharge certificate, also known as a DD Form 214, that shows a characterization of service, or discharge status of ‘honorable’ or ‘general under honorable conditions’ and establishes the person’s qualifying military service in the United States armed forces;

 (2) National Guard Report of Separation and Record of Service, also known as an NGB Form 22, that shows a characterization of service, or discharge status of ‘honorable’ or ‘general under honorable conditions’ and establishes the person’s qualifying military service of at least twenty years in the National Guard; or

 (3) Veterans Identification Card (VIC) or a letter from a Military Reserve component notifying the recipient of the person’s eligibility for retirement pay at age sixty (twenty‑year letter). A Veterans Health Identification Card (VHIC) may not be accepted.

 (C) The department may determine the appropriate form of the veteran designation on the driver’s license authorized pursuant to this section.

 (D) The fees collected pursuant to this section must be credited to the Department of Transportation State Non‑Federal Aid Highway Fund.”

**Driver**’**s license**

SECTION 4. Section 56‑1‑210(A) of the 1976 Code is amended to read:

 “(A) A license expires eight years from the date of issue.”

**Commercial driver license**

SECTION 5. Section 56‑1‑2100(E) of the 1976 Code is amended to read:

 “(E) Upon payment of a fee of twenty‑five dollars and any fee assessed by any associated federal agency, a commercial driver license for which there is no associated HAZMAT endorsement issued by the department expires eight years from the date of issue. Upon payment of a fee of fifteen dollars and any fee assessed by any associated federal agency, a commercial driver license for which there is an associated HAZMAT endorsement issued by the department expires five years from the date the applicant passed the Transportation Security Administration threat assessment.”

**Identification card**

SECTION 6. Section 56‑1‑3350(B), (C), and (D) of the 1976 Code is amended to read:

 “(B) An applicant for a new, renewed, or replacement South Carolina identification card may apply to the Department of Motor Vehicles to obtain a veteran designation on the front of his identification card by providing a:

 (1) United States Department of Defense discharge certificate, also known as a DD Form 214, that shows a characterization of service, or discharge status of ‘honorable’ or ‘general under honorable conditions’ and establishes the person’s qualifying military service in the United States armed forces;

 (2) National Guard Report of Separation and Record of Service, also known as an NGB Form 22, that shows a characterization of service, or discharge status of ‘honorable’ or ‘general under honorable conditions’ and establishes the person’s qualifying military service of at least twenty years in the National Guard; or

 (3) Veterans Identification Card (VIC) or a letter from a Military Reserve component notifying the recipient of the person’s eligibility for retirement pay at age sixty (twenty‑year letter). A Veterans Health Identification Card (VHIC) may not be accepted.

 (C)(1) The fee for the issuance of the special identification card is fifteen dollars for a person between the ages of five and sixteen years.

 (2) One identification card must be issued free to a person aged seventeen years or older per issuance cycle. A ten‑dollar fee must be charged to replace a special identification card before its expiration date.

 (D) The identification card expires eight years from the date of issuance. A person is not permitted to have more than one valid motor vehicle driver’s license or identification card at any time.”

**Commercial driver instruction permit**

SECTION 7. Section 56‑1‑2080(3) of the 1976 Code is amended to read:

 “(3) The commercial driver instruction permit may not be issued for longer than one year.”

**Time effective**

SECTION 8. This act takes effect six months after approval by the Governor.

Ratified the 22nd day of May, 2019.

Approved the 24th day of May, 2019.

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