**A** **BILL**

TO AMEND SECTION 56‑5‑750, CODE OF LAWS OF SOUTH CAROLINA, 1976, RELATING TO THE OFFENSE OF FAILURE TO STOP A MOTOR VEHICLE WHEN SIGNALED BY A LAW ENFORCEMENT VEHICLE, SO AS TO CREATE THE FIRST AND SECOND OFFENSE OF VIOLATING THIS PROVISION WHILE DRIVING A VEHICLE IN A MANNER THAT INDICATES EITHER A WILFUL OR WANTON DISREGARD FOR THE SAFETY OF PERSONS AND NO GREAT BODILY INJURY OR DEATH RESULTED FROM THE VIOLATION, AND TO PROVIDE PENALTIES.

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

SECTION 1. Section 56‑5‑750(B) of the 1976 Code is amended to read:

“(B) A person who violates the provisions of subsection (A):

(1) for a first offense where no great bodily injury or death resulted from the violation, is guilty of a misdemeanor and, upon conviction, must be fined not less than five hundred dollars or imprisoned for not less than ninety days nor more than three years. The ~~Department of Motor Vehicles must suspend the~~ person’s driver’s license must be suspended by the department for at least thirty days from the date of the conviction; ~~or~~

(2) for a second or subsequent offense where no great bodily injury or death resulted from the violation, is guilty of a felony and, upon conviction, must be imprisoned for not more than five years. The person’s driver’s license must be suspended by the department for a period of one year from the date of the conviction;

(3) for a first offense where the person is driving the vehicle in a manner that indicates either a wilful or wanton disregard for the safety of persons and no great bodily injury or death resulted from the violation, is guilty of a misdemeanor and, upon conviction, must be fined not less than five thousand dollars or imprisoned for not less than one hundred eighty days nor more than three years. The person’s driver’s license must be suspended by the department for a period of at least ninety days from the date of the conviction; or

(4) for a second or subsequent offense where the person is driving the vehicle in a manner that indicates either a wilful or wanton disregard for the safety of persons and no great bodily injury or death resulted from the violation, is guilty of a felony and, upon conviction, must be imprisoned for not more than five years. The person’s driver’s license must be suspended by the department for a period of one year from the date of the conviction.”

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

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