**South Carolina General Assembly**

124th Session, 2021-2022

**H. 3097**

**STATUS INFORMATION**

General Bill

Sponsors: Reps. Collins, Thigpen, Daning, Cobb‑Hunter, Haddon, Caskey and Pendarvis

Document Path: l:\council\bills\gt\5844cm21.docx

Introduced in the House on January 12, 2021

Currently residing in the House Committee on **Judiciary**

Summary: Failure to stop for law enforcement

**HISTORY OF LEGISLATIVE ACTIONS**

Date Body Action Description with journal page number

12/9/2020 House Prefiled

12/9/2020 House Referred to Committee on **Judiciary**

1/12/2021 House Introduced and read first time ([House Journal‑page 71](file:///h:\hj\20210112.docx))

1/12/2021 House Referred to Committee on **Judiciary** ([House Journal‑page 71](file:///h:\hj\20210112.docx))

1/13/2021 House Member(s) request name added as sponsor: Caskey, Pendarvis

View the latest [legislative information](http://www.scstatehouse.gov/billsearch.php?billnumbers=3097&session=124&summary=B) at the website

**VERSIONS OF THIS BILL**

[12/9/2020](file:///p:\pprever\2021-22\3097_20201209.docx)

**A** **BILL**

TO AMEND SECTION 56‑5‑750, CODE OF LAWS OF SOUTH CAROLINA, 1976, RELATING TO FAILURE TO STOP A MOTOR VEHICLE WHEN SIGNALED BY A LAW ENFORCEMENT VEHICLE, SO AS TO PROVIDE A DRIVER PROCEEDING AT OR BELOW THE POSTED SPEED LIMIT TO A REASONABLE LOCATION AND STOPS OR TO A WELL‑LIT LOCATION AND STOPS WHILE ENGAGING HIS EMERGENCY LIGHTS ARE MITIGATING CIRCUMSTANCES TO FAILING TO STOP WHEN SIGNALED BY A LAW ENFORCEMENT VEHICLE.

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

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

“(A) In the absence of mitigating circumstances which includes, but is not limited to, a driver proceeding at or below the posted speed limit to a reasonable location and stops or, at nighttime, to a well‑lit reasonable location and stops, it is unlawful for a motor vehicle driver, while driving on a road, street, or highway of the State, to fail to stop when signaled by a law enforcement vehicle by means of a siren or flashing light. A reasonable location may not be more than a mile from the location where the law enforcement officer initiates the stop. A driver who fails to stop due to mitigating circumstances must engage his emergency flashing lights until he stops. An attempt to increase the speed of a vehicle or in other manner avoid the pursuing law enforcement vehicle when signaled by a siren or flashing light is prima facie evidence of a violation of this section. Failure to see the flashing light or hear the siren does not excuse a failure to stop when the distance between the vehicles and other road conditions are such that it would be reasonable for a driver to hear or see the signals from the law enforcement vehicle.”

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

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