

## Session 114 - (2001-2002)

### H 3907 General Bill, By Townsend

**Summary:** Intermodal trailer, trucks, out-of-service; equipment provider to maintain, roadside inspections; Motor Vehicles

A BILL TO AMEND SECTION 56-5-4170, CODE OF LAWS OF SOUTH CAROLINA, 1976, RELATING TO THE TENDER OR INTERCHANGE OF AN INTERMODAL TRAILER, CHASSIS, OR CONTAINER, SO AS TO MAKE TECHNICAL CHANGES, PROVIDE THAT IF THE EQUIPMENT PROVIDER FOR CERTAIN OUT-OF-SERVICE VEHICLES FAILS TO REIMBURSE THE MOTOR CARRIER OPERATOR FOR FINES AND PENALTIES INCURRED PURSUANT TO THE VEHICLE'S OUT-OF-SERVICE ORDER WITHIN THIRTY DAYS OF A CONVICTION FOR VIOLATING A ROADSIDE INSPECTION, THEN THE MOTOR CARRIER OPERATOR HAS A CIVIL CAUSE OF ACTION AGAINST THE EQUIPMENT PROVIDER, TO PROVIDE THAT THE PROVISIONS CONTAINED IN THIS SECTION ARE INTENDED TO ELIMINATE THE RESPONSIBILITY AND OBLIGATION OF A MOTOR CARRIER AND OPERATOR TO MAINTAIN AND OPERATE VEHICLES IN ACCORDANCE WITH FEDERAL MOTOR CARRIER SAFETY REGULATIONS AND ALL STATE AND LOCAL LAWS, AND TO PROVIDE THAT ANY PROVISION CONTAINED IN AN INTERMODAL INTERCHARGE CONTRACT PROVIDING FOR A HOLD HARMLESS OR INDEMNITY AGREEMENT, OR BOTH, BETWEEN THE MOTOR CARRIER OPERATOR AND THE TENDERER OR OWNER OF A VEHICLE, CONTRARY TO ANY PROVISION OF THIS SECTION IS VOID.

04/10/01	House	Introduced and read first time HJ-8
04/10/01	House	Referred to Committee on Education and Public Works HJ-8
05/03/01	House	Committee report: Favorable with amendment Education and Public Works HJ-3
05/08/01	House	Amended HJ-85
05/08/01	House	Read second time HJ-86
05/09/01	House	Read third time and sent to Senate HJ-12
05/09/01	Senate	Introduced and read first time SJ-10
05/09/01	Senate	Referred to Committee on Transportation SJ-10
05/22/01	Senate	Recalled from Committee on Transportation SJ-13
01/09/02	Senate	Recommitted to Committee on Transportation SJ-4