

## Session 119 - (2011-2012)

### H 4448 General Bill, By Huggins and Murphy

#### *Similar (S 0583, H 4885)*

**Summary:** Operation, registration, titling and licensing of mopeds

A BILL TO AMEND THE CODE OF LAWS OF SOUTH CAROLINA, 1976, BY ADDING ARTICLE 3 TO CHAPTER 2, TITLE 56 SO AS TO CREATE PROVISIONS THAT GOVERN THE OPERATION, REGISTRATION, TITLING, AND LICENSING OF MOPEDS; TO AMEND SECTION 56-1-10, AS AMENDED, RELATING TO THE DEFINITION OF CERTAIN TERMS THAT RELATE TO THE OPERATION OF MOTOR VEHICLES, SO AS TO REVISE THE DEFINITION OF THE TERMS "OWNER", "MOTORCYCLE", "LOW SPEED VEHICLE", AND TO PROVIDE DEFINITIONS FOR THE TERMS "MOPED", "DAYLIGHT HOURS", AND "VEHICLE"; TO AMEND SECTIONS 56-1-40, 56-1-50, AS AMENDED, 56-1-130, AS AMENDED, 56-1-175, 56-1-180, 56-1-185, AND 56-1-187, RELATING TO THE ISSUANCE AND RENEWAL OF A DRIVER'S LICENSE, BEGINNER'S PERMIT, CONDITIONAL DRIVER'S LICENSE, AND SPECIAL RESTRICTED DRIVER'S LICENSE BY THE DEPARTMENT OF MOTOR VEHICLES, ALL SO AS TO PROVIDE FOR THE ISSUANCE OF A MOPED CLASSIFIED DRIVER'S LICENSE, TO ALLOW A HOLDER OF A BEGINNER'S PERMIT TO OPERATE A MOPED, TO DELETE CERTAIN OBSOLETE PROVISIONS AND TERMS, TO ALLOW A HOLDER OF A CLASSIFIED DRIVER'S LICENSE TO OPERATE A MOPED, TO PROVIDE FOR THE SUSPENSION OF A CLASSIFIED DRIVER'S LICENSE UNDER CERTAIN CIRCUMSTANCES, TO PROVIDE THAT A BEGINNER'S PERMIT OR A SPECIAL RESTRICTED LICENSE MAY NOT BE ISSUED TO CERTAIN MINORS UNTIL THEY REACH THE AGE OF AT LEAST FIFTEEN AND ONE-HALF YEARS, AND TO PROVIDE A PENALTY FOR A PARENT OR GUARDIAN WHO KNOWINGLY AND WILFULLY PERMITS HIS DEPENDENT TO OPERATE A MOPED IN VIOLATION OF A RESTRICTION IMPOSED UPON A MOPED CLASSIFIED DRIVER'S LICENSE; TO AMEND SECTION 56-2-2740, RELATING TO THE DEPARTMENT OF MOTOR VEHICLES' REFUSAL TO RENEW A DRIVER'S LICENSE AND VEHICLE REGISTRATION FOR NONPAYMENT OF PROPERTY TAXES, AND THE ISSUANCE OF LICENSE PLATES AND VALIDATION DECALS, SO AS TO PROVIDE THAT VALIDATION DECALS SHALL NOT BE ISSUED FOR VEHICLES THAT DO NOT REQUIRE THE PAYMENT OF PROPERTY TAXES; TO AMEND SECTION 56-3-20, RELATING TO THE DEFINITION OF TERMS REGARDING MOTOR VEHICLE REGISTRATION AND LICENSING, SO AS TO DELETE THE TERMS "VEHICLE", "MOTOR VEHICLE", "MOTORCYCLE", "MOTOR-DRIVEN CYCLE", "NONRESIDENT", "MOPED", AND "MOTORCYCLE THREE-WHEEL VEHICLE" AND THEIR DEFINITIONS; TO AMEND SECTION 56-3-200, RELATING TO REQUIRING A CERTIFICATE OF TITLE TO BE ISSUED BEFORE A VEHICLE MAY BE REGISTERED OR REREGISTERED, SO AS TO PROVIDE THAT THIS PROVISION APPLIES TO MOPEDS; TO AMEND SECTION 56-3-250, RELATING TO THE PAYMENT OF LOCAL TAXES BEFORE A VEHICLE MAY BE REGISTERED, SO AS TO PROVIDE THAT THIS PROVISION DOES NOT APPLY TO MOPEDS AND TO SUBSTITUTE THE TERM "DEPARTMENT OF REVENUE" FOR THE TERM "STATE TAX COMMISSION"; TO AMEND SECTION 56-3-630, AS AMENDED, RELATING TO VEHICLES CLASSIFIED AS PASSENGER MOTOR VEHICLES, SO AS TO SUBSTITUTE THE TERM "MOPED" FOR THE TERM "MOTOR-DRIVEN CYCLE", AND TO MAKE A TECHNICAL CHANGE; TO AMEND SECTION 56-3-760, RELATING TO BIENNIAL REGISTRATION FEES FOR CERTAIN VEHICLES, SO AS TO SUBSTITUTE THE TERM "MOPED" FOR THE TERM "MOTOR-DRIVEN CYCLE"; TO AMEND SECTION 56-5-50, RELATING TO THE INAPPLICABILITY OF CERTAIN PROVISIONS TO THE OPERATION OF MOPEDS, SO AS TO MAKE THESE PROVISIONS APPLICABLE TO THE OPERATION OF MOPEDS; TO AMEND SECTION 56-5-361, RELATING TO VEHICLES THAT ARE DEFINED AS PASSENGER CARS, SO AS TO SUBSTITUTE THE TERM "MOPEDS" FOR THE TERM "MOTOR-DRIVEN CYCLES"; TO AMEND SECTION 56-5-1555, RELATING TO THE MAXIMUM OPERATION SPEED OF A MOPED, SO AS TO INCREASE THE MAXIMUM OPERATING SPEED; TO AMEND SECTION 56-9-20, RELATING TO TERMS AND THEIR DEFINITIONS CONCERNING THE ISSUANCE OF LICENSE PLATES AND REGISTRATION CARDS, SO AS TO DELETE THE TERMS "NONRESIDENT", "NONRESIDENT OPERATING PRIVILEGE", AND "OPERATOR" AND THEIR DEFINITIONS, AND TO REVISE THE DEFINITION OF THE TERM "OWNER"; TO AMEND SECTION 56-10-520, RELATING TO THE OPERATION OF AN UNINSURED MOTOR VEHICLE, SO AS TO PROVIDE THAT THIS PROVISION APPLIES TO A PERSON OPERATING A MOPED WHO IS NOT THE REGISTERED OWNER; TO AMEND SECTION 56-10-535, RELATING TO THE DEPARTMENT OF MOTOR VEHICLES REQUIRING A PERSON TO SHOW PROOF OF FINANCIAL RESPONSIBILITY AFTER A CONVICTION OF CERTAIN TRAFFIC OFFENSES, SO AS TO PROVIDE THAT THIS PROVISION APPLIES TO THE REGISTERED OWNER OF A MOPED; TO AMEND SECTIONS 56-15-10 AND 56-16-10, RELATING TO CERTAIN TERMS AND THEIR DEFINITIONS CONCERNING THE REGULATION OF MOTOR VEHICLE AND MOTORCYCLE MANUFACTURERS, DISTRIBUTORS AND DEALERS, SO AS TO REVISE THE DEFINITION OF THE TERMS "MOTOR VEHICLE" AND "MOTORCYCLE"; TO AMEND SECTION 56-19-10, AS AMENDED, RELATING TO CERTAIN TERMS AND THEIR DEFINITIONS CONCERNING THE ISSUANCE OF CERTIFICATES OF TITLE, SO AS TO

DELETE THE TERMS "DRIVER", "MOTOR VEHICLE", "MOTORCYCLE", "MOTOR-DRIVEN CYCLE", "NONRESIDENT", "OPERATOR", "OWNER", "VEHICLE", "MOPED", "AUTOMOTIVE THREE-WHEEL VEHICLE", AND "MOTORCYCLE" AND THEIR DEFINITIONS; TO AMEND SECTION 56-19-220, RELATING TO CERTAIN VEHICLES THAT DO NOT NEED A CERTIFICATE OF TITLE, SO AS TO MAKE A TECHNICAL CHANGE, AND TO PROVIDE THAT THIS PROVISION APPLIES TO MOPEDS; AND TO REPEAL SECTIONS 56-1-1710, 56-1-1720, 56-1-1730, 56-1-1740, 56-1-1760, 56-1-1770, 56-1-1780, 56-5-120, 56-5-130, 56-5-140, 56-5-150, 56-5-155, 56-5-165, 56-5-410, 56-5-1550, 56-5-1555, 56-5-3710, 56-5-3720, 56-5-3730, 56-5-3740, 56-5-3750, 56-5-3760, AND 56-9-110 RELATING TO THE DEFINITION OF THE TERM "MOPED", THE MOPED OPERATOR'S LICENSE AND ITS ISSUANCE, SUSPENSION, REVOCATION, AND CANCELLATION, AND THE OPERATION OF A MOPED, THE TERMS "VEHICLE", "MOTOR VEHICLE", "MOTORCYCLE", "MOTOR-DRIVEN CYCLE", "MOTORCYCLE THREE-WHEEL VEHICLE", AND "OWNER" AND THEIR DEFINITIONS, SPEED LIMITATIONS ON MOTOR-DRIVEN CYCLES, LIMITATIONS ON RIDING POSITIONS ON A MOPED AND THE NUMBER OF PASSENGERS THAT MAY RIDE ON A MOPED, THE REGULATION OF A BUSINESS THAT SELLS MOPEDS, AND AN OBSOLETE PROVISION.

<b>11/29/11</b>	<b>House</b>	<b>Prefiled</b>
<b>11/29/11</b>	<b>House</b>	<b>Referred to Committee on Education and Public Works</b>
<b>01/10/12</b>	<b>House</b>	<b>Introduced and read first time (House Journal-page 42)</b>
<b>01/10/12</b>	<b>House</b>	<b>Referred to Committee on Education and Public Works (House Journal-page 42)</b>