

Session 109 - (1991-1992)

H 4644 General Bill, By T.L. Farr

A Bill to repeal Section 38-77-110, as amended, Code of Laws of South Carolina, 1976, relating to the requirement on automobile insurers to insure, and exceptions; to provide that no recoupment fee may be imposed upon, or charged to, an insured under a policy of motor vehicle insurance issued or renewed in this State who has no motor vehicle, traffic, or related violations on his driving record for the three years immediately preceding the issuance or renewal of the policy; to amend Chapter 77, Title 38, relating to automobile insurance, by adding Article 2 so as to require a sticker or emblem evidencing insurance coverage to be affixed to motor vehicles, including provision for penalties and the payment of fines to the South Carolina Reinsurance Facility; to amend Section 56-10-270, relating to the operation of an uninsured motor vehicle, so as to increase the penalties, delete certain language and provisions, provide for the payment of fines to the South Carolina Reinsurance Facility, and increase the period for the suspension of driving privileges and license plates and registration certificates; to amend Section 56-5-6240, relating to forfeiture, confiscation, and sale of certain motor vehicles and disbursement and use of the proceeds, so as to provide for such forfeiture upon a second or subsequent, rather than a fourth or subsequent, violation of DUS (Driving Under Suspension) and upon a second or subsequent, rather than a fourth or subsequent violation of DUI (Driving Under the Influence), provide for such forfeiture upon a second or subsequent violation within the last ten years of knowingly operating an uninsured motor vehicle subject to registration in this State or knowingly allowing the operation of an uninsured motor vehicle subject to registration in this State, and provide that, upon the sale of the vehicle, the law enforcement agency making the arrest or its authorized agent shall pay over one-fourth, rather than all, of the net proceeds, after certain other payments, to the State or the political subdivision of this State of which the law enforcement agency is a part and shall pay over the remaining three-fourths of the net proceeds to the South Carolina Reinsurance Facility; and to provide that no insurance merit rating points may be assessed nor may any charge be imposed which increases an insured's premium on a policy of motor vehicle insurance as a result of an accident that is proximately caused by poor road conditions or hazardous weather conditions wherein the operator of the motor vehicle is involved in an unavoidable accident.

03/31/92 House Introduced and read first time HJ-41

03/31/92 House Referred to Committee on Labor, Commerce and Industry HJ-42