

Session 114 - (2001-2002)

H 3161 General Bill, By Easterday, Davenport and Sandifer

Summary: Driving while grossly intoxicated, offense of gross intoxication; Transportation, Traffic violations, Motor Vehicles

A BILL TO AMEND SECTION 56-1-1320, AS AMENDED, CODE OF LAWS OF SOUTH CAROLINA, 1976, RELATING TO THE ISSUANCE OF A PROVISIONAL DRIVER'S LICENSE, SO AS TO PROVIDE THAT A PERSON CONVICTED OF AN OFFENSE THAT PROHIBITS A PERSON FROM OPERATING A VEHICLE WHILE UNDER THE INFLUENCE OF INTOXICATING LIQUOR, DRUGS, OR NARCOTICS AND WHO AT THE TIME OF THE OFFENSE, HAD AT LEAST SIXTEEN ONE-HUNDREDTHS OF ONE PERCENT OR MORE BY WEIGHT OF ALCOHOL IN HIS BLOOD IS PROHIBITED FROM OBTAINING A PROVISIONAL DRIVER'S LICENSE; TO AMEND SECTION 56-5-2930, AS AMENDED, RELATING TO THE UNLAWFUL OPERATION OF A MOTOR VEHICLE WHILE UNDER THE INFLUENCE OF ALCOHOL, DRUGS, OR BOTH, SO AS TO ESTABLISH GROSS INTOXICATION AS AN OFFENSE; TO AMEND SECTION 56-5-2940, AS AMENDED, RELATING TO THE PENALTY FOR DRIVING WHILE UNDER THE INFLUENCE OF ALCOHOL, DRUGS, OR BOTH, SO AS TO PROVIDE ENHANCED PENALTIES FOR A PERSON WHO HAS AT LEAST SIXTEEN ONE-HUNDREDTHS OF ONE PERCENT BY WEIGHT OF ALCOHOL IN HIS BLOOD; TO AMEND SECTION 56-5-2950, AS AMENDED, RELATING TO IMPLIED CONSENT TO CHEMICAL TESTS OF BREATH, BLOOD, AND URINE, SO AS TO PROVIDE THAT IT MAY BE INFERRED THAT A PERSON WHO HAS AT LEAST SIXTEEN ONE-HUNDREDTHS OF ONE PERCENT BY WEIGHT OF ALCOHOL IN HIS BLOOD IS GROSSLY INTOXICATED; AND TO AMEND SECTION 56-5-2990, AS AMENDED, RELATING TO THE SUSPENSION OF THE DRIVER'S LICENSE OF A PERSON CONVICTED OF DRIVING WHILE UNDER THE INFLUENCE OF ALCOHOL, DRUGS, OR BOTH, SO AS TO PROVIDE ENHANCED PENALTIES FOR A PERSON WHO IS GROSSLY INTOXICATED.

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12/20/00 House Referred to Committee on Judiciary

01/09/01 House Introduced and read first time HJ-74

01/09/01 House Referred to Committee on Judiciary HJ-75