

Session 115 - (2003-2004)

S 0343 General Bill, By Mescher

Summary: DUI, Miranda rights; reading of to be videotaped

A BILL TO AMEND SECTION 56-5-2953, AS AMENDED, CODE OF LAWS OF SOUTH CAROLINA, 1976, RELATING TO THE VIDEOTAPING OF THE INCIDENT SITE AND THE BREATH TEST SITE OF A PERSON CHARGED WITH OPERATING A MOTOR VEHICLE WHILE UNDER THE INFLUENCE OF ALCOHOL, ANY OTHER DRUG, OR BOTH, WITH AN UNLAWFUL ALCOHOL CONCENTRATION, OR WHILE UNDER THE INFLUENCE OF ALCOHOL, DRUGS, OR THE COMBINATION OF BOTH AND CAUSES GREAT BODILY INJURY OR DEATH TO A PERSON OTHER THAN HIMSELF, SO AS TO DELETE THE PHRASE "IF REQUIRED BY STATE LAW" AS IT APPLIES TO THE PROVISION THAT REQUIRES THE READING OF MIRANDA RIGHTS WHILE THE BREATH SITE IS BEING VIDEOTAPED, AND TO PROVIDE THAT CERTAIN PROVISIONS CONTAINED IN THIS SECTION BECOME EFFECTIVE UPON THE INSTALLATION OF VIDEOTAPING EQUIPMENT IN A LAW ENFORCEMENT VEHICLE AND A BREATH TEST SITE.

02/11/03 Senate Introduced and read first time SJ-4

02/11/03 Senate Referred to Committee on Judiciary SJ-4