**South Carolina General Assembly**

119th Session, 2011-2012

**S. 405**

**STATUS INFORMATION**

General Bill

Sponsors: Senator Cromer

Document Path: l:\council\bills\swb\5085cm11.docx

Companion/Similar bill(s): 3260

Introduced in the Senate on January 20, 2011

Currently residing in the Senate Committee on **Transportation**

Summary: Payments to DMV

**HISTORY OF LEGISLATIVE ACTIONS**

Date Body Action Description with journal page number

1/20/2011 Senate Introduced and read first time ([Senate Journal‑page 3](file:///h:\sj%20archive\2011\01-20-11.docx))

1/20/2011 Senate Referred to Committee on **Transportation** ([Senate Journal‑page 3](file:///h:\sj%20archive\2011\01-20-11.docx))

**VERSIONS OF THIS BILL**

[1/20/2011](file:///p:\pprever\2011-12\405_20110120.docx)

**A** **BILL**

TO AMEND SECTION 56‑3‑860, CODE OF LAWS OF SOUTH CAROLINA, 1976, RELATING TO THE DEPARTMENT OF MOTOR VEHICLES’ ACCEPTANCE OF UNCERTIFIED CHECKS AS PAYMENT FOR FEES CHARGED FOR THE ISSUANCE OF LICENSE PLATES, SO AS TO PROVIDE THAT THE DEPARTMENT MAY ACCEPT UNCERTIFIED CHECKS AS PAYMENT FOR ANY SERVICE THAT IT PROVIDES; AND TO AMEND SECTION 56‑3‑870, RELATING TO THE DEPARTMENT OF MOTOR VEHICLES’ SUSPENSION OR CANCELLATION OF THE REGISTRATION AND LICENSE OF A PERSON WHO PURCHASED THESE ITEMS WITH AN UNCERTIFIED CHECK THAT WAS RETURNED TO THE DEPARTMENT UNPAID, SO AS TO PROVIDE THAT A PERSON’S LICENSE PLATE AND REGISTRATION AND DRIVER’S LICENSE MUST BE SUSPENDED OR CANCELED BY THE DEPARTMENT WHEN AN UNCERTIFIED CHECK IT HAS ACCEPTED FOR PAYMENT FOR ANY SERVICE CONTAINED IN CHAPTER 10, TITLE 56 IS RETURNED TO THE DEPARTMENT UNPAID, AND MAY TAKE THIS ACTION WHEN AN UNCERTIFIED CHECK IT HAS ACCEPTED FOR PAYMENT FOR ANY OTHER SERVICE IS RETUNED TO THE DEPARTMENT UNPAID.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Section 56‑3‑860 of the 1976 Code is amended to read:

“Section 56‑3‑860. The Department of Motor Vehicles may, in the discretion of the director of the department, accept uncertified checks ~~of an applicant‑owner in payment for license fees charged for the issuance of license plates for motor vehicles, trailers, semitrailers, pole trailers and motor vehicle dealers~~ for any service provided by the department.”

SECTION 2. Section 56‑3‑870 of the 1976 Code is amended to read:

“Section 56‑3‑870. If an uncertified check is accepted by the Department of Motor Vehicles as payment for ~~the fees due on account of the issuance of license plates~~ any service provided by the department contained in Chapter 10, Title 56 and ~~such~~ the check is returned to the ~~Department~~ department unpaid for any cause ~~whatsoever~~, the ~~Department may~~ department must suspend or cancel ~~the registration and license purchased by check~~ the person’s driver’s license, motor vehicle registration and license plate and repossess the registration card, license ~~plates~~ plate or other documents issued by the ~~Department~~ department~~, and the applicant‑owner~~. However, if an uncertified check is accepted by the department for payment for any other service provided by the department and the check is returned for any cause, the department may suspend or cancel the person’s driver’s license, motor vehicle registration and license plate and repossess the registration card, license plate or other documents issued by the department. The person shall pay to the ~~Department~~ department ~~the amount of~~ ten dollars to cover the cost of repossession and collection if ~~the~~ his license plate and registration card, or driver’s license ~~are~~ is suspended or ~~cancelled~~ canceled.”

SECTION 3. This act takes effect upon approval by the Governor.

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