COMMITTEE REPORT

April 3, 2018

**H. 4466**

Introduced by Rep. Clemmons

S. Printed 4/3/18--H.

Read the first time January 9, 2018.

**THE COMMITTEE ON EDUCATION AND PUBLIC WORKS**

To whom was referred a Bill (H. 4466) to amend the Code of Laws of South Carolina, 1976, by adding Section 56‑2‑3110 so as to provide that a county may adopt an ordinance that regulates, etc., respectfully

**REPORT:**

That they have duly and carefully considered the same and recommend that the same do pass with amendment:

Amend the bill, as and if amended, by striking Section 56-2-3110, as contained in SECTION 1 and inserting:

/ Section 56‑2‑3110. A county in the unincorporated areas of the county or a municipality within its corporate limits may by ordinance regulate a person or entity offering mopeds for rental or lease on an hourly, daily, weekly, or monthly basis that operate upon the public streets and highways within its jurisdiction. However, this ordinance is limited to the use of safety devices and the geographic area, distance, identification of the vehicles, and specified public roadways on which the rented or leased mopeds may operate. The ordinance shall not violate existing state law. /

Amend the bill further by adding an appropriately numbered SECTION to read:

/ SECTION \_\_\_. Section 56‑2‑105(F)(4) of the 1976 Code is amended by adding a new paragraph at the end of the item to read:

“Notwithstanding the provisions of this item, a county in the unincorporated areas of the county or a municipality within its corporate limits may by ordinance regulate a person or entity offering golf carts for rental or lease on an hourly, daily, weekly, or monthly basis that operate upon the public streets and highways within the jurisdiction. However, this ordinance is limited to the use of safety devices and the geographic area, distance, identification of the vehicles, and specified public roadways on which the rented or leased golf carts may operate. The ordinance shall not violate existing state law. /

Renumber sections to conform.

Amend title to conform.

MERITA A. ALLISON for Committee.

**A** **BILL**

TO AMEND THE CODE OF LAWS OF SOUTH CAROLINA, 1976, BY ADDING SECTION 56‑2‑3110 SO AS TO PROVIDE THAT A COUNTY MAY ADOPT AN ORDINANCE THAT REGULATES THE OPERATION OF CERTAIN UNLICENSED VEHICLES UPON THE PUBLIC STREETS AND HIGHWAYS WITHIN ITS JURISDICTION WHEN THE VEHICLES ARE OFFERED TO THE PUBLIC FOR RENTAL ON A DAILY, WEEKLY, OR MONTHLY BASIS, AND TO PROVIDE THAT MUNICIPALITIES MAY ADOPT A SIMILAR ORDINANCE IN THE ABSENCE OF COUNTY ORDINANCES.

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

SECTION 1. Article 2, Title 56 of the 1976 Code is amended by adding:

“Section 56‑2‑3110. (A) A county may adopt an ordinance that regulates the operation of unlicensed vehicles authorized by state law upon the public streets and highways within its jurisdiction when the vehicles are offered to the public for rental on a daily, weekly, or monthly basis.

(B) In the absence of a county ordinance, a municipality may adopt an ordinance that regulates unlicensed vehicles authorized by state law that operate upon the public streets and highways within its jurisdiction when the vehicles are offered to the public for rental on a daily, weekly, or monthly basis.”

SECTION 2. This act takes effect upon approval by the Governor.

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