~~Indicates Matter Stricken~~

Indicates New Matter

COMMITTEE REPORT

January 25, 2022

**S. 908**

Introduced by Senators Rankin and Grooms

S. Printed 1/25/22--S. [SEC 1/26/22 12:32 PM]

Read the first time December 6, 2021.

**THE COMMITTEE ON TRANSPORTATION**

To whom was referred a Bill (S. 908) to amend Section 56-5-4445 of the 1976 Code, relating to the restriction of elevating or lowering a motor vehicle, to prohibit motor vehicle modifications that result in, 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, on page 2, line 9, by adding:

/ (3) Only offenses which occurred within five years of each other, including and immediately preceding the date of the last offense, shall constitute prior offenses within the meaning of this section. /

Amend the bill further, as and if amended, on page 2, by striking SECTION 2 and inserting:

/ SECTION 2. This act takes effect one hundred eighty days after approval by the Governor. For a period of one hundred eighty days after the effective date of this act, only warning tickets may be issued for a violation of the provisions of this act. /

Renumber sections to conform.

Amend title to conform.

LAWRENCE K. GROOMS for Committee.

**A** **BILL**

TO AMEND SECTION 56-5-4445 OF THE 1976 CODE, RELATING TO THE RESTRICTION OF ELEVATING OR LOWERING A MOTOR VEHICLE, TO PROHIBIT MOTOR VEHICLE MODIFICATIONS THAT RESULT IN THE MOTOR VEHICLE’S FRONT FENDER BEING RAISED FOUR OR MORE INCHES ABOVE THE HEIGHT OF THE REAR FENDER.

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

SECTION 1. Section 56-5-4445 of the 1976 Code is amended to read:

“Section 56-5-4445. (A) It shall be unlawful for any person to drive a passenger motor vehicle on the highways of this State which has been elevated or lowered either in front or back more than six inches by a modification, alteration, or change in the physical structure of the vehicle. Any person violating the provisions of this section ~~shall be deemed~~ is guilty of a misdemeanor and upon conviction shall be fined not less than twenty-five dollars nor more than fifty dollars. Provided, however, the provisions in this subsection ~~section shall~~ do not apply to motor vehicles commonly called ‘pickup trucks.’

(B)(1) It shall be unlawful for any person to drive a passenger motor vehicle on the highways of this State if, by alteration of the suspension, frame, or chassis, the height of the front fender is raised four or more inches above the height of the rear fender. For the purposes of this subsection, the height of the fender shall be a vertical measurement from and perpendicular to the ground, through the centerline of the wheel, and to the bottom of the fender.

(2) A person who violates the provisions of this subsection is guilty of a misdemeanor and, upon conviction:

(i) for a first offense, shall be fined one hundred dollars;

(ii) for a second offense, shall be fined two hundred dollars; or

(iii) for a third offense, shall be fined three hundred dollars and have his license suspended by the Department of Motor Vehicles for twelve months from the date of conviction.”

SECTION 2. This act takes effect one hundred eighty days after approval by the Governor.

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