

Update on Recommendations in Subcommittee Study of DMV

Received from DMV on 9/26/19

Recommendation	Originator	Nature	Status	% Complete	Status Update	
1	Consider ways to allow out-of-state motor vehicle dealers to issue S.C. temporary tags.	LOC	Substantive	Not pursuing at this time	0%	At this time, it is the DMV's recommendation not to enroll out-of-state dealers to issue SC traceable temporary license plates. This recommendation is based on the concerns for <u>SC not having jurisdiction or oversight capability for an out-of-state dealer.</u> In addition, its now the agency's understanding that <u>out of state traceable temporary license plates are searchable through NCIC</u> which provides the ability for law enforcement to run the traceable temporary plate. Both Georgia and North Carolina issue trackable temporary tags-- Georgia's is trackable to the individual and North Carolina's is trackable to the dealer where the car was purchased.
2	Develop policies and guidance for counties regarding the collection of road use fees (e.g., consistent process or forms to use).	LOC	Substantive	In progress	100%	The agency <u>shared the attached handouts with county representatives</u> at the three regional Department of Revenue "Roadshows" in September and October. The agency will also give additional guidance at the SCATT academy in February.
3	Examine the option of processing checks electronically at the point of sale.	LOC	Substantive	Not pursuing at this time	0%	Based on the <u>"no pay, no play" policy the DMV currently uses and the success it has seen with it,</u> the cost/benefit analysis by the agency would lead to not pursuing the processing electronic checks at the point of sale. The DMV surveyed all the states through AAMVA and found that electronic checks are processed only for online transactions in most states. Our agency does accept electronic checks for motor carrier transactions. IT reached out to SCI to get an idea on a level of effort, and the initial estimate is \$500,000 to make this idea operational. In addition, it would likely lengthen transactions and lines in the field based on the time it takes electronic checks to process.
4	Post online information about motor vehicle dealers, including a searchable list of licensed dealers and an indication of which dealers have been cited for licensure violations , to help inform consumers' purchasing decisions.	LOC	Substantive	In progress	50%	IT is working on final requirements and looking at the capability <u>going live in the Spring.</u> When points are assessed on a dealer, they will be sent a letter and given the opportunity to appeal for further review to the DMV. At that point, the SCDMV Inspector General's office can uphold the original points assessed or reduce/eliminate the points based on the review. Once a final decision is made, the violation and point value will be posted on the website for the public. From the date the letter is issued to the time when the point total goes live on the website should not take greater than one months time.
5	Work with the Department of Insurance to propose legislation that would remove the ability of drivers to voluntarily register as uninsured while preserving the penalty for those who are found to be driving without	LOC	Substantive	Law change required	25%	The agency has conducted the initial meeting with DOI to identify precise language that would need to be used to not impact their ability to collect \$600 from individuals who are cited for driving without insurance. <u>The agency plans to find a sponsor to prefile a bill by the deadline set by the legislature.</u>
6	Update outdated regulations (e.g., a prohibition on locating truck driver training schools within 1,500 feet of a building operated by the agency).	LOC	Substantive	Law change required	75%	In keeping with the Governor's directive to reduce burdensome regulations, the agency is seeking to <u>codify its three remaining regulations,</u> eliminating specific regulatory authority altogether. <u>The agency plans to find a sponsor to prefile a bill by the deadline set by the legislature.</u>
7	Request Proviso 82.2 (FY 18-19 Appropriations Act), which appears to conflict with current agency practice, be removed or revised in future appropriations acts.	LOC	Substantive	Law change required	99%	In the upcoming appropriations act, the agency will request that the initial line of Proviso 82.2 read "The Department of Motor Vehicles may collect <u>and retain</u> processing fees and fees to recover the costs of the production, purchase, handling and mailing of documents, publications, records and data sets." <u>The agency has will pursue this proviso amendment for inclusion in the FY21 Appropriations Act.</u>
8	Encourage fellow legislators to inform their constituents of the upcoming REAL ID deadline , which is October 1, 2020, and potential consequences of waiting (e.g., inability to board a domestic flight, enter a secure federal building, or visit a military installation).	LOC	Substantive	Ongoing	100%	<u>The DMV continues to reach out proactively and respond to requests from legislators to assist in their efforts to educate their communities about the need for REAL ID and the upcoming deadline.</u> The DMV continues to supports the efforts of legislators to inform their constituents of the need for REAL ID by providing handouts (brochures and business cards) for legislators' use, serving as guest speakers at events, and coordinating DMV pop-ups with its mobile capabilities where there is a need (recently for Rep. Brawley scheduling one for Rep. Kimmons). The DMV is also currently devising a plan to take its mobile capability to every county in South Carolina over the next year.
9	Extend the validity period of identification cards that do not confer driving privileges.	DMV	Substantive	Completed	100%	Recommendations 9, 10, 11, 20 and 25 were accomplished with the passage of H3789 during the 2019 legislative session. <u>The effective date of the bill is November 25, 2019.</u>
10	Limit the number of identification cards that do not confer driving privileges that must be issued to each individual free of charge.	DMV	Substantive	Completed	100%	
11	Extend the validity period of the commercial driver's license.	DMV	Substantive	Completed	100%	
12	Require inclusion on vehicle titles of "brands" (e.g. "salvage water," "salvage rebuilt," etc.) that provide information about a vehicle's history.	DMV	Substantive	Law change required	50%	Language has been drafted that incorporated additional brands out of recommendations from AAMVA's working group on industry best practices. The proposed law change will <u>explicitly state the DMV is to carry forward brands issued by other jurisdictions.</u> <u>The agency plans to find a sponsor to prefile a bill by the deadline set by the legislature.</u>
13	Strengthen laws relating to unfair vehicle dealer practices.	DMV	Substantive	Law change required	25%	The agency's dealer licensing unit and General Counsel have been drafting language for consideration by the legislature, with input from various dealer stakeholder groups. However, <u>increased penalties will mean little if the DMV does not have any enforcement authority.</u> <u>The agency plans to find a sponsor to prefile a bill by the deadline set by the legislature.</u>

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14	Standardize the fees and eligibility requirements for different types of military license plates.	DMV	Substantive	Law change required	50%	DMV employees with military experience examined each currently authorized military plate and placed each plate into categories with like awards to standardize the benefits/costs associated with each plate. Based on this categorization, the DMV is drafting language for consideration and endorsement by the military caucus. Rep. Bobby Cox is the DMV's primary point of contact for this initiative. <u>The agency plans to work with him to prefile a bill by the deadline set by the legislature.</u>
15	Allow DMV to charge a fee for in-person transactions that could be completed online.	DMV	Substantive	Not yet started	25%	The DMV would like to drive as much traffic as possible to its website to reduce lines and wait times in its field offices. One way to do this would be to charge an additional fee for transactions completed in person that could be completed online.
16	Clarify that a watermark printed from the DMV online system is sufficient certification of an official document for use in court proceedings.	DMV	Substantive	Law change required	50%	Language has been drafted to mandate the courts accept a document with the DMV's watermark rather than a stamp and is ready for pre-filing. <u>The agency plans to find a sponsor to prefile a bill by the deadline set by the legislature.</u>
17	Clarify that fees DMV collects in accordance with Section 30-4-30 of the Freedom of Information Act that are not covered under Section 56-9-330 relating to the sale of motor vehicle records are to be retained by the Department.	DMV	Substantive	Law change required	99%	In the agency's executive budget submission, language was added to Proviso 82.2 that explicitly directed the DMV to retain fees associated with the fulfillment of a FOIA request to offset expenses. Specific verbiage proposed reads "The Department of Motor Vehicles may collect and retain fees to defray the costs associated with fulfilling a Freedom of Information Act (FOIA) request." <u>The agency has will pursue this proviso amendment for inclusion in the FY21 Appropriations Act.</u>
18	Exempt DMV publications, such as driver's manuals, from sales tax.	DMV	Substantive	Law change required	50%	Language has been drafted to include DMV publications under the "educational materials" caveat and is ready for pre-filing. <u>The agency plans find a sponsor to prefile a bill by the deadline set by the legislature.</u>
19	Eliminate the requirement to print "Please Forward" on DMV notices.	DMV	Clean-Up	Law change required	99%	There is an outdated provision in law that directs the DMV to print "please forward" on all of its envelopes. To conform to current practice, the DMV recommends that the language be struck from law. This revision has been drafted and is ready for prefile. <u>The agency plans to find a sponsor to prefile a bill by the deadline set by the legislature.</u>
20	Eliminate a four-year expiration date for service member licenses.	DMV	Clean-Up	Completed	100%	Recommendations 9, 10, 11, 20, and 25 were accomplished with the passage of H3789 during the 2019 legislative session. <u>The effective date of the bill is November 25, 2019.</u>
21	Eliminate a temporary driver's permit that DMV may issue during an investigation.	DMV	Clean-Up	Law change required	99%	There is an outdated provision in law that directs the DMV to [INSERT ACTION]. To conform to current practice, the DMV recommends that the language be struck from law. <u>The agency plans to find a sponsor to prefile a bill by the deadline set by the legislature.</u>
22	Eliminate a requirement to cancel a minor's license if the sponsoring adult dies.	DMV	Clean-Up	Law change required	99%	There is an outdated provision in law that directs the DMV to cancel the license of a minor if the adult that originally assumed financial responsibility in the driver application dies. To conform to current practice, the DMV recommends that the language be struck from law. <u>The agency plans to find a sponsor to prefile a bill by the deadline set by the legislature.</u>
23	Eliminate DMV's ability to garnish income tax refunds. (Note: for issues related to financial responsibility- will still be able to garnish refunds for bad checks).	DMV	Clean-Up	Law change required	99%	There is an outdated provision in law that directs the DMV to cancel the license of a minor if the adult that originally assumed financial responsibility in the driver application dies. To conform to current practice, the DMV recommends that the language be struck from law. <u>The agency plans to find a sponsor to prefile a bill by the deadline set by the legislature.</u>
24	Eliminate an outdated provision related to reinstatement of a license during an appeal of a verdict or plea.	DMV	Clean-Up	Law change required	99%	There is an outdated provision in law that allows the DMV to reinstate a license during an appeal of a verdict or plea. This law was identified in the agency's Program Evaluation Report as one that is no longer in use. The <u>agency recommends deletion, and plans to find a sponsor to prefile a bill by the deadline set by the legislature.</u>
25	Eliminate the one-dollar fee for a veteran's designation on an ID card.	DMV	Clean-Up	Completed	100%	Recommendations 9, 10, 11, 20, and 25 were accomplished with the passage of H3789 during the 2019 legislative session. <u>The effective date of the bill is November 25, 2019.</u>
26	Eliminate the requirement for DMV to verify that registered vehicles are equipped with safety glass.	DMV	Clean-Up	Law change required	99%	There is an outdated provision in law that directs the DMV to verify that registered vehicles are equipped with safety glass. To the agency's knowledge, the agency has never done this nor has a mechanism to do it. Adding it to the responsibility of the CSR conducting a transaction in a branch office would dramatically increase wait lines. To conform to current practice, the DMV recommends that the language be struck from law. <u>The agency plans to find a sponsor to prefile a bill by the deadline set by the legislature.</u>
27	Eliminate the requirement to display all license plate options in DMV offices.	DMV	Clean-Up	Law change required	99%	There is an outdated provision in law that directs the DMV to display all license plate options in DMV offices. The vast majority can be viewed online, and displaying them physically in branch offices would be difficult given the wall real-estate in each office as well as the constant change as to what is being offered. To conform to current practice, the DMV recommends that the language be struck from law. <u>The agency plans to find a sponsor to prefile a bill by the deadline set by the legislature.</u>
28	Eliminate an outdated provision relating to verification of motor vehicle insurance.	DMV	Clean-Up	Law change required	99%	There is an outdated provision in law that directs the DMV to send a hard copy of each individual insurance card to the insurance companies to verify insurance. The SCDMV does this electronically through ALIR (automated liability insurance reporting). <u>The agency plans to find a sponsor to prefile a bill by the deadline set by the legislature.</u>
29	Eliminate NASCAR license plates.	DMV	Clean-Up	Law change required	99%	The DMV was not able to produce NASCAR plates due to licensing issues, so this is a provision of law that cannot be operationalized. The agency requests support for deletion of the statute. <u>The agency plans to find a sponsor to prefile a bill by the deadline set by the legislature.</u>