**South Carolina General Assembly**

121st Session, 2015-2016

**H. 3446**

**STATUS INFORMATION**

General Bill

Sponsors: Rep. Crosby

Document Path: l:\council\bills\swb\5239cm15.docx

Introduced in the House on January 28, 2015

Currently residing in the House Committee on **Education and Public Works**

Summary: Failure to stop a motor vehicle for law enforcement

**HISTORY OF LEGISLATIVE ACTIONS**

Date Body Action Description with journal page number

1/28/2015 House Introduced and read first time ([House Journal‑page 14](file:///h:\HJ%20Archive\2015\01-28-15.docx))

1/28/2015 House Referred to Committee on **Education and Public Works** ([House Journal‑page 14](file:///h:\HJ%20Archive\2015\01-28-15.docx))

View the latest [legislative information](http://www.scstatehouse.gov/billsearch.php?billnumbers=3446&session=121&summary=B) at the website

**VERSIONS OF THIS BILL**

[1/28/2015](file:///p:\pprever\2015-16\3446_20150128.docx)

**A** **BILL**

TO AMEND SECTION 56-5-750, CODE OF LAWS OF SOUTH CAROLINA, 1976, RELATING TO THE OFFENSE OF FAILURE TO STOP A MOTOR VEHICLE WHEN SIGNALED TO STOP BY A LAW ENFORCEMENT VEHICLE, SO AS TO INCREASE CERTAIN PENALTIES ASSOCIATED WITH A VIOLATION OF THIS PROVISION.

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

SECTION 1. Section 56‑5‑750(B),(C), and (D) of the 1976 Code is amended to read:

“(B) A person who violates the provisions of subsection (A):

(1) for a first offense where no great bodily injury or death resulted from the violation, is guilty of a misdemeanor and, upon conviction, must be fined not less than five hundred dollars or imprisoned for not less than ~~ninety days~~ one year nor more than three years. The Department of Motor Vehicles must suspend the person’s driver’s license for at least ~~thirty days~~ six months; or

(2) for a second or subsequent offense where no great bodily injury or death resulted from the violation, is guilty of a felony and, upon conviction, must be imprisoned not less than three years and ~~for~~ not more than five years. The person’s driver’s license must be suspended by the department for a period of one year from the date of the conviction.

(C) A person who violates the provisions of subsection (A) and when driving performs an act forbidden by law or neglects a duty imposed by law in the driving of the vehicle:

(1) where great bodily injury resulted, is guilty of a felony and, upon conviction, must be imprisoned for not more than ten years; or

(2) where death resulted, is guilty of a felony and, upon conviction, must be imprisoned for not more than twenty‑five years.

(D) The department must revoke the driver’s license of any person who is convicted pursuant to subsection (C)(1) or (C)(2) ~~for a period to include any term of imprisonment, suspended sentence, parole, or probation, plus three years~~ and never be allowed to operate a motor vehicle in this State.”

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

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