INTRODUCED

May 3, 2022

**H. 5337**

Introduced by Regulations and Administrative Procedures Committee

S. Printed 5/3/22--H.

Read the first time May 3, 2022.

**A** **JOINT RESOLUTION**

TO APPROVE REGULATIONS OF THE DEPARTMENT OF MOTOR VEHICLES, RELATING TO DRIVER TRAINING SCHOOLS, DESIGNATED AS REGULATION DOCUMENT NUMBER 5105, PURSUANT TO THE PROVISIONS OF ARTICLE 1, CHAPTER 23, TITLE 1 OF THE 1976 CODE.

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

SECTION 1. The regulations of the Department of Motor Vehicles, relating to Driver Training Schools, designated as Regulation Document Number 5105, and submitted to the General Assembly pursuant to the provisions of Article 1, Chapter 23, Title 1 of the 1976 Code, are approved.

SECTION 2. This joint resolution takes effect upon approval by the Governor.

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SUMMARY AS SUBMITTED

BY PROMULGATING AGENCY.

The South Carolina Department of Motor Vehicles is amending Chapter 90, Article 2 on Driver Training Schools regarding how these entities conduct business in the State of South Carolina and are regulated by the Department of Motor Vehicles.

Additionally, the Federal Motor Carrier Safety Administration (FMCSA) under the United States Department of Transportation (USDOT) requires certain standards for training entry‑level commercial drivers to be adopted and implemented by the states commencing February 7, 2022. Because the FMCSA has published the required Entry‑Level Driver Training Regulations (49 CFR §380.600), there is no need for certain duplicative information to be included in our state regulations. The current 1976 Code Section 56‑1‑2005 states, “The rules adopted by and regulations promulgated by the USDOT relating to the safety of operation and to equipment (49 CFR Parts 380, 382‑385, and 390‑399 and amendments thereto) …must be adopted and enforced in South Carolina.”

The Notice of Drafting was published in the *State Register* on November 26, 2021.

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