

1974 WL 27457 (S.C.A.G.)

Office of the Attorney General

State of South Carolina

June 24, 1974

*1 Mr. C. H. Hudson
Chief of Police
Post Office Box 500
York, South Carolina 29745

Dear Chief Hudson:

This is in reply to your letter of June 13, 1974, inquiring as to whether an individual whose driver's license has been suspended due to driving under the influence, third offense, has a right to operate a farm tractor on the highway even though he has no driver's license.

I am enclosing herein a copy of an opinion previously issued by the Office pertaining to this subject. The aforesaid opinion states that a person who drives upon the State highways after being convicted of a violation for which his license to drive must be suspended is subject to the penalties imposed by Section 46-192.1 of the South Carolina Code of Laws (Supp. 1970), and the opinion then lists such penalties.

In conclusion, the individual in question has no right to operate a farm tractor on the highway then his license has been suspended. The South Carolina General assembly has considered the issue of allowing one to drive under certain conditions when his driver's license has been suspended. However, the Legislature has not at this time enacted any laws to this effect.

Very truly yours,

Donald V. Myers
Assistant Attorney General

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