

SOUTH CAROLINA

Definitions

Antique Motor Vehicle. Every motor vehicle which is over twenty-five years old, is owned solely as a collector's item and is used for participation in club activities, exhibits, tours, parades, and similar uses, but in no event used for general transportation, may be classified by the Department of Motor Vehicles as an antique motor vehicle.

Specifically Constructed Vehicle. Every vehicle of a type required to be registered under this title not originally constructed under a distinctive name, make, model, or type by a generally recognized manufacturer of vehicles and not materially altered from its original construction.

Reconstructed Vehicle. Every vehicle of a type required to be registered under this title materially altered from its original construction by the removal, addition, or substitution of essential parts, new or used.

Essential Parts. All integral and body parts of a vehicle of a type required to be registered under this title, the removal, alteration, or substitution of which would tend to conceal the identity of the vehicle or substantially alter its appearance, model, type, or mode of operation.

South Carolina Laws

From South Carolina Code of Laws:

Code 1976 § 56-3-2210. Department of Motor Vehicles may classify certain motor vehicles as antique.

Every motor vehicle as herein defined which is over twenty-five years old, is owned solely as a collector's item and is used for participation in club activities, exhibits, tours, parades, and similar uses, but in no event used for general transportation, may be classified by the Department of Motor Vehicles as an antique motor vehicle.

Code 1976 § 56-3-2220. Issuance of special license plates for antique motor vehicles authorized; duration; fee.

Upon receipt of an application on a form prescribed by the Department of Motor Vehicles, it may issue appropriate designated license plates to owners of antique motor vehicles. Such license plate shall be valid so long as title to such vehicle is vested in the applicant. The fee for the certificate of registration and license plate of any such vehicle shall be ten dollars.

Code 1976 § 56-3-1450. Year of manufacture license plates.

(A) An owner of a motor vehicle that is thirty years old or older, may apply to the department to use a license plate issued by this State in the year corresponding to the model year of the vehicle, if the license plate is legible and serviceable, as determined by the department. If the department determines that the plate is legible and serviceable, the applicant must submit the regular vehicle registration fee contained in Article 5, Chapter 3 of this title, and the special license plate fee required by Section 56-3-2020. The biennial renewal fee for these plates shall be the regular vehicle registration fee contained in Article 5, Chapter 3 of this title, and the special license plate fee required by Section 56-3-2020.

(B) Once the department approves use of the plate and the applicant submits the required fees, the department shall register the plate to the applicant. The department may not register a license plate that has a sequence of numbers, letters, or other characters identical to any other license plate already issued by the department. The applicant may only use the special license plate on the vehicle with which the license plate registration corresponds.

(C) License plates registered pursuant to this section may only be transferred to vehicles of the same model year as the year the license plate was originally issued.

Code 1976 § 56-3-2345. Antique dealer license plates.

(A) Upon application being made and the required fee being paid to the Department of Motor Vehicles, the department may issue antique dealer license plates to a licensed motor vehicle dealer. The license plates, notwithstanding other provisions of this chapter to the contrary, may be used exclusively on antique motor vehicles owned by, assigned, or loaned for test driving

purposes to the dealer when operated on the highways of this State by the dealer, its corporate officers, its employees, or a prospective purchaser of the antique motor vehicle. The use by a prospective purchaser is limited to seven days, and the dealer shall provide the prospective purchaser with a dated demonstration certificate. The certificate must be approved by the department. Antique dealer plates must not be used to operate wreckers or service vehicles in use by the dealer nor to operate vehicles owned by the dealer that are leased or rented by the public. No antique dealer plates may be issued by the department unless the dealer furnishes proof in a form acceptable to the department that he has a retail business license as required by Chapter 36 of Title 12 and has made at least five sales of antique motor vehicles in the twelve months preceding his application for a dealer plate. The sales requirement may be waived by the department if the dealer has been licensed for less than one year. For purposes of this section, the transfer of ownership of an antique motor vehicle between the same individual or corporation more than one time is considered as only one sale. Multiple transfer of antique motor vehicles between licensed dealers for the purpose of meeting eligibility requirements for antique motor vehicle dealer plates is prohibited.

(B) For good cause shown, the department may issue extra plates. If a dealer has been licensed less than one year, the department shall issue a number of license plates based on an estimated number of sales for the coming year. The department may increase or decrease the number of plates issued based on actual sales made.

(C) The cost of each plate is twenty dollars.

(D) For purposes of this section, "antique motor vehicle" means a motor vehicle which is over thirty years old.

Code 1976 § 56-19-485. Designation of vehicles as "wreckage" or "salvage", etc.

Notwithstanding any other provision of law, whenever any motor vehicle which qualifies as "wreckage" or "salvage" is transferred in this State pursuant to Section 56-19-480, whether the vehicle was, immediately before such transfer, titled in this State or in another state, the vehicle shall be designated as "wreckage" or "salvage", as may be applicable, to the extent necessary to inform the transferee of the exact condition of the vehicle. No wrecked or salvaged out-of-state vehicle or South Carolina registered vehicle shall be registered under the laws of this State without such designation, and this designation must be applied to all subsequent transfers of the vehicle.

The provisions of this section apply to transfers of vehicles in all of the circumstances described in Section 56-19-480, whether the vehicle is "totaled", declared a total loss, "junked", or "salvaged".

Notwithstanding the provisions of this section, the owner of a vehicle whose total cost of repair, including all labor and parts, is estimated to be seventy-five percent or more of the fair market value of the vehicle must provide the Department of Motor Vehicles an affidavit from a

person who reconstructs or rebuilds a vehicle indicating the cost of repair along with other data the department may prescribe to obtain a certificate of title. The provisions contained in this section do not apply to a motor vehicle that has a fair market value of two thousand dollars or less, or an antique motor vehicle as defined by Section 56-3-2210. A certificate of title issued for a vehicle described in this paragraph must be annotated to indicate the motor vehicle is designated "wreckage" or "salvage" as applicable to the extent necessary to inform the transferee of the exact condition of the vehicle. A wrecked or salvaged out-of-state vehicle or South Carolina registered vehicle may not be registered in this State without this designation, and this designation must be applied to subsequent transfer of the vehicle.

Code 1976 § 12-37-220. General exemption from taxes.

(A) Pursuant to the provisions of Section 3, Article X of the State Constitution and subject to the provisions of Section 12-4-720, there is exempt from ad valorem taxation:

...

(48) a motor vehicle licensed and registered as an antique motor vehicle pursuant to Article 23, Chapter 3, Title 56

South Carolina Equipment Exemption

From South Carolina Code of Laws

Code 1976 § 56-5-4790. Single-beam road-lighting equipment.

Head lamps arranged to provide a single distribution of light not supplemented by auxiliary driving lamps shall be permitted on motor vehicles **manufactured and sold prior to April 29, 1939** in lieu of multiple-beam road-lighting equipment herein specified, if the single distribution of light complies with the following requirements and limitations:

- (1) The head lamps shall be so aimed that when the vehicle is not loaded none of the high-intensity portion of the light shall at a distance of twenty-five feet ahead project higher than a level of five inches below the level of the center of the lamp from which it comes and in no case higher than forty-two inches above the level on which the vehicle stands at a distance of seventy-five feet ahead; and
- (2) The intensity shall be sufficient to reveal persons and vehicles at a distance of at least two hundred feet.

Code 1976 § 56-5-170. Authorized emergency vehicles defined.

(A) Authorized emergency vehicles for purposes of this section include the following:

- (1) fire department vehicles;
- (2) police vehicles;
- (3) ambulances and rescue squad vehicles which are publicly owned;
- (4) vehicles of coroners and deputy coroners of the forty-six counties as designated by the coroners;
- (5) emergency vehicles designated by the fire department or the chief of police of a municipality;
- (6) county government litter enforcement vehicles used by certified law enforcement Class 3 litter control officers;
- (7) Department of Natural Resources vehicles, federal natural resources vehicles, and forestry commission vehicles when being used in the performance of law enforcement duties;
- (8) public and private vehicles while transporting individuals actually engaged in emergency activities because one or more occupants belong to a fire department, volunteer fire department, police department, sheriff's office, authorized county government litter enforcement office, rescue squad, or volunteer rescue squad;

(9) county or municipal government jail or corrections vehicles used by certified jail or corrections officers, and emergency vehicles designated by the Director of the South Carolina Department of Corrections;

(10) vehicles designated by the Commissioner of the Department of Health and Environmental Control when being used in the performance of law enforcement or emergency response duties.

(11) federal law enforcement, military, and emergency vehicles; and

(12) organ procurement organization vehicles, which means vehicles operated by organizations that perform or coordinate the procurement, preservation, and transport of organs and maintain systems for locating prospective recipients for available organs.

(B) Only authorized emergency vehicles and private security patrol vehicles regulated by the State Law Enforcement Division are allowed use or display of any blue lights or red lights. This includes light bars and smaller lights such as dash, deck, or visor lights. To “display” means to be seen, whether activated or not.

(C) A vehicle shall not display the word ‘police’ unless it is an authorized emergency vehicle for use only by sworn police or other officers who are approved and certified by the South Carolina Criminal Justice Academy.

(D) The provisions of this section do not apply to automobile dealerships, to police equipment suppliers that sell, deliver, or equip police vehicles to or for a law enforcement agency, to **vehicles owned solely as collector's items and used only for participation in club activities, exhibits, tours, parades, and similar uses**, or to persons designated by an agency owning such a vehicle to drive the vehicle or drive an auxiliary vehicle transporting such a vehicle.



South Carolina Department of Motor Vehicles

License Plate Application for Antique Motor Vehicles and Antique Motorcycles

MV-95B
(Rev. 4/18)

APPLICATION (PLEASE TYPE OR PRINT IN BLACK INK):

1. The plates are for Motor Vehicles or Motorcycles that are **25 years old or older**.
2. For motor vehicles (cars) or light trucks with an empty weight of 9,000 lbs. or less and a gross vehicle weight of 11,000 lbs.
3. Applications may be mailed to **S.C. Department of Motor Vehicles, P.O. Box 1498, Blythewood, S.C. 29016-0008**.

- License plate fees required:
\$10.00 Registration fee + \$15.00 title fee.
(Additional fees may be required for vehicles not currently titled in the applicant's/owner's name).
- An application, a completed Form 400, the original Title and fees are required for processing.

APPLICANT INFORMATION

<input type="checkbox"/> Antique Vehicle		<input type="checkbox"/> Antique Motorcycle		Total Fees Included \$	
Last Name		First Name		M.I.	
Residential Address					
City		State		Zip Code	
<i>I understand the Department will send mail to the residence address above unless I have specified a mailing address below.</i>					
Mailing Address					
City		State	Zip Code	E-mail Address	
Vehicle Identification Number		Make	Year	Current Vehicle Plate Number	
<input type="checkbox"/> Yes, I wish to donate \$5.00, more or less, to Donate Life S.C. Amount of donation \$ _____.00					

INSURANCE INFORMATION

Under penalties of perjury, I declare this vehicle is insured with the company named below and I will maintain liability insurance throughout the registration period.

Name of Insurance Company: _____

Section 56-3-2210 and 56-3-2230 of the SC Code of Laws states that every motor vehicle and motorcycle which is over twenty-five years old, is owned solely as a collector's item and is used for participation in club activities, exhibits, tours, parades, and similar uses, but in no event used for general transportation, may be classified by the Department of Motor Vehicles as an antique motor vehicle and antique motorcycle. Section 56-3-2220 and 56-3-2230 of the SC Code of Laws states that the department may issue appropriate designated license plates to owners of antique motor vehicles and motorcycles. The fee for the certificate of registration and license plate of any such vehicle or motorcycle shall be ten dollars.

CERTIFICATION

I certify all information provided in this application is true and correct.

Signature _____ Date: _____

Print Name of Person Signing Above: _____

Telephone Number: _____

DMV USE ONLY
Assigned Plate Number: _____



South Carolina Department of Motor Vehicles OWNER'S/REBUILDER'S AFFIDAVIT

S-2
(Rev. 4/06)

Owner's Affidavit

Under penalties of perjury, I certify that I, _____, am the owner and in possession of the vehicle described below and that I purchased said vehicle on

_____ from _____

Date **Name**

Street **City** **State** **Zip Code**

Year **Make** **Model** **Vehicle Identification Number**

I understand that this affidavit will be used to apply for a Certificate of Title for this vehicle and that any false statements in this affidavit will subject me to civil and criminal liability.

Signature of Owner

Print Name of Owner

Street

City **State** **Zip Code** **Phone Number**

Rebuilder's Affidavit for Reconstructed Vehicle

Under penalties of perjury, I certify I, _____, am the person who has rebuilt the vehicle identified above and that the fair market value of the vehicle is \$ _____ as estimated in the _____ edition of _____, and that the total cost of repairs

Year/Month (Here print name of source relied on to estimate value, e.g. NADA)

made to the vehicle, included all parts and labor, \$ _____ which is _____ % of the Fair Market retail value, and that the damage was substantially repaired.

I understand that this affidavit will be used to apply for a Certificate of Title for this vehicle and that any false statements in this affidavit will subject me to civil and criminal liability.

Signature of Rebuilder

Print Name of Rebuilder

Street

City **State** **Zip Code** **Phone Number**

For Department Use Only

This certification must be signed by an authorized agent for the Department of Motor Vehicles, and submitted with all applications and documents when application for Certificate of Title is being made regarding a reconstructed vehicle.

This statement is to certify that I have inspected the below listed vehicle and to the best of my knowledge and belief, the Vehicle Identification Number is correct.

Vehicle Identification Number _____

Department Agent's Signature

Year Model _____ Make _____

Date _____ Title _____



South Carolina Department of Motor Vehicles
AFFIDAVIT OF SPECIALLY CONSTRUCTED VEHICLE

4038
(Rev. 4/14)

Under penalties of perjury, I declare that I am the legal and rightful owner of the vehicle described below and that I purchased or came into possession of the motor, body, frame and other necessary parts in a legal and lawful manner and that these component parts were acquired or purchased for the purpose of assembling or rebuilding the vehicle described below.

MAKE YEAR MODEL BODY STYLE

VEHICLE IDENTIFICATION NO.

LAST REGISTERED LICENSE YEAR

VEHICLE IS CLASSIFIED AS: (Check only one)

RECONSTRUCTED KIT CAR

The vehicle has the following major components replaced:

AFFIDAVIT OF RESPONSIBILITY: (Check only if previous title is not available)

I shall be responsible for any liens or encumbrances with may be filed against the above described vehicle, as I have exhausted all means of obtaining the previous title for same as shown by the attached documentation.

Signature of Applicant

WARNING: Making a material false statement, failing to disclose a security interest or concealing any material fact in an application for vehicle title with fraudulent intent constitutes a felony. A felony under this act is punishable by imprisonment of not more than five (5) years.

CERTIFICATION OF AN AUTHORIZED AGENT OF THE SOUTH CAROLINA DEPARTMENT OF MOTOR VEHICLES

This is to certify that I have examined the above described vehicle and found the vehicle identification number listed on this form is properly affixed on this vehicle.

CHECK ONE: This vehicle is operable. This vehicle is not operable.

Signature of Agent

Title

SEE REVERSE SIDE FOR INSTRUCTIONS



South Carolina Department of Motor Vehicles
AFFIDAVIT OF SPECIALLY CONSTRUCTED VEHICLE

4038
(Rev. 4/14)

INSTRUCTIONS

- NOTE:** If it is available, the previous certificate of title must always be turned in to the Department. If the certificate of title is not available, the Department will inform you what documents are needed. The Department will not issue you a title based on this affidavit alone.
1. You must complete form 400 (Application for Title). If you are purchasing a license plate or transferring a plate from another vehicle to this vehicle, you must also complete Section 2 of the Form 400.
 2. You must turn in the previous certificate of title and/or registration with this form and the application for title, if applicable.
 3. The title to the vehicle must be properly assigned to you. Any lien listed on the title must be released or cleared.
 4. If no previous title is available, the current owner of the vehicle, trailer or mobile home must submit the following in order to receive approval to title a vehicle, trailer or mobile home:
 - a. Affidavit of Ownership, Form TI-021A, to include the vehicle and current owner information, and a statement indicating how the vehicle, trailer or mobile home was acquired to include in detail how, where and when the owner acquired the vehicle, who were the seller(s) and/or lien holder(s), the condition of the vehicle, trailer or mobile home and any other information regarding the vehicle, trailer or mobile home.
 - b. Photographs of the vehicle, trailer or mobile home from all angles (photos will not be returned).
 - c. Vehicle Identification Verification for Title without Previous Title, Form TI-021B from a SCDMV official. The vehicle must be taken to a local DMV branch by the customer for an inspection if the customer wishes to obtain a South Carolina title.
 5. If a unique identifying number is not affixed to the vehicle, the customer will be required to apply for an assigned serial number from the Department.
 6. If the Affidavit of Specially Constructed Vehicle indicates that the vehicle is not operable, the vehicle will be branded "Not for Road Use". In order to remove the "Not for Road Use" brand, the vehicle will have to be re-inspected with an indication to remove the "Not for Road Use" brand.
 7. A bill of sale and/or receipts for parts and any custom kit documents used to rebuild or make the vehicle must also be attached.
 8. A paid personal property tax receipt in the owner's name is required to purchase plates for the vehicle. The tax receipt should be for the current year.
 9. You must pay for a title, and, if applicable, a registration fee and casual sales tax or excise tax on the vehicle.
 10. A Reconstructed Vehicle is a vehicle type required to be registered materially altered from its original construction by the removal, addition, or substitution of essential parts, new or used.
 11. A Kit Car is a car sold as a set of separate components, designed to be assembled by the purchaser.