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SOUTH CAROLINA STATE REGISTER

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This issue contains notices, proposed regulations, emergency regulations, final form regulations, and other documents filed in the Office of the Legislative Council, pursuant to Article 1, Chapter 23, Title 1, Code of Laws of South Carolina, 1976.

South Carolina State Register

An official state publication, the *South Carolina State Register* is a temporary update to South Carolina's official compilation of agency regulations--the *South Carolina Code of Regulations*. Changes in regulations, whether by adoption, amendment, repeal or emergency action must be published in the *State Register* pursuant to the provisions of the Administrative Procedures Act. The *State Register* also publishes the Governor's Executive Orders, notices or public hearings and meetings, and other documents issued by state agencies considered to be in the public interest. All documents published in the *State Register* are drafted by state agencies and are published as submitted. Publication of any material in the *State Register* is the official notice of such information.

STYLE AND FORMAT

Documents are arranged within each issue of the *State Register* according to the type of document filed:

Notices are documents considered by the agency to have general public interest.

Notices of Drafting Regulations give interested persons the opportunity to comment during the initial drafting period before regulations are submitted as proposed.

Proposed Regulations are those regulations pending permanent adoption by an agency.

Pending Regulations Submitted to the General Assembly are regulations adopted by the agency pending approval by the General Assembly.

Final Regulations have been permanently adopted by the agency and approved by the General Assembly.

Emergency Regulations have been adopted on an emergency basis by the agency.

Executive Orders are actions issued and taken by the Governor.

2006 PUBLICATION SCHEDULE

Documents will be accepted for filing on any normal business day from 8:30 A.M. until 5:00 P.M. All documents must be submitted in the format prescribed in the *Standards Manual for Drafting and Filing Regulations*.

To be included for publication in the next issue of the *State Register*, documents will be accepted no later than 5:00 P.M. on any closing date. The modification or withdrawal of documents filed for publication must be made **by 5:00 P.M.** on the closing date for that issue.

	Jan.	Feb.	Mar.	Apr.	May	June	July	Aug.	Sept.	Oct.	Nov.	Dec.
Submission Deadline	1/13	2/10	3/10	4/14	5/12	6/9	7/14	8/11	9/8	10/13	11/10	12/8
Publishing Date	1/27	2/24	3/24	4/28	5/26	6/23	7/28	8/25	9/22	10/27	11/24	12/22

REPRODUCING OFFICIAL DOCUMENTS

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Documents filed with the Office of the State Register are available for public inspection during normal office hours, 8:30 A.M. to 5:00 P.M., Monday through Friday. The Office of the State Register is in the Legislative Council, Fourth Floor, Rembert C. Dennis Building, 1000 Assembly Street, in Columbia. Telephone inquiries concerning material in the *State Register* or the *South Carolina Code of Regulations* may be made by calling (803) 734-2145.

ADOPTION, AMENDMENT AND REPEAL OF REGULATIONS

To adopt, amend or repeal a regulation, an agency must publish in the *State Register* a Notice of Drafting; a Notice of the Proposed Regulation that contains an estimate of the proposed action's economic impact; and, a notice that gives the public an opportunity to comment on the proposal. If requested by twenty-five persons, a public hearing must be held at least thirty days after the date of publication of the notice in the *State Register*.

After the date of hearing, the regulation must be submitted to the General Assembly for approval. The General Assembly has one hundred twenty days to consider the regulation. If no legislation is introduced to disapprove or enacted to approve before the expiration of the one-hundred-twenty-day review period, the regulation is approved on the one hundred twentieth day and is effective upon publication in the *State Register*.

EMERGENCY REGULATIONS

An emergency regulation may be promulgated by an agency if the agency finds imminent peril to public health, safety or welfare. Emergency regulations are effective upon filing for a ninety-day period. If the original filing began and expired during the legislative interim, the regulation can be renewed once.

REGULATIONS PROMULGATED TO COMPLY WITH FEDERAL LAW

Regulations promulgated to comply with federal law are exempt from General Assembly review. Following the notice of proposed regulation and hearing, regulations are submitted to the *State Register* and are effective upon publication.

EFFECTIVE DATE OF REGULATIONS

Final Regulations take effect on the date of publication in the *State Register* unless otherwise noted within the text of the regulation.

Emergency Regulations take effect upon filing with the Legislative Council and remain effective for ninety days. If the original ninety-day period begins and expires during legislative interim, the regulation may be refiled for one additional ninety-day period.

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REGULATIONS SUBMITTED TO GENERAL ASSEMBLY 1

In order by General Assembly review expiration date
The history, status, and full text of these regulations are available on the
South Carolina General Assembly Home Page: www.scstatehouse.net

DOC NO.	RAT FINAL NO. ISSUE	SUBJECT	EXP. DATE	AGENCY
3002		Shellfish	1/12/07	Department of Health and Envir Control
3047		Milk Producers Tax Credit	1/15/07	Department of Agriculture
2927		The Practice of Selling and Fitting Hearing Aids	1/31/07	Department of Health and Envir Control
3057		Retail Licenses And Partnerships	2/01/07	Department of Revenue
3056		End-of-Course Tests	2/01/07	Department of Education
3059		Highway Advertising Control	3/06/07	Department of Transportation
3042		Practice and Procedures	3/20/07	Public Service Commission
3061		Termination of the SCAAIP Joint Underwriting Association	3/21/07	Department of Insurance
3052		Telecommunications Utilities	4/09/07	Public Service Commission
3055		Public Swimming Pools	5/09/07	Department of Health and Envir Control

Committee Requested Withdrawal:

3021	Penalties Noncompliance Regulated Child Care Settings	Department of Social Services
3022	Licensing of Residential Group Care Organ for Children	Department of Social Services

Permanently Withdrawn: None

Resolution Introduced to Disapprove

2 EXECUTIVE ORDERS

Executive Order Number 2006-11

WHEREAS, Douglas McKown, York County Coroner, was suspended by Executive Order 2006-09; and

WHEREAS, pursuant to Section 8-1-100 of the South Carolina Code of Laws, as amended, in the event of such suspension, the undersigned shall appoint another in his stead; and

WHEREAS, Sabrina Helms Gast, residing at 1181 Orchard Drive, Fort Mill, South Carolina 29715, is a fit and proper person to serve as York County Coroner.

NOW, THEREFORE, pursuant to the authority vested in me by the Constitution and Statutes of this State, I hereby appoint Sabrina Helms Gast as Coroner of York County. This appointment shall remain in effect until such time as Mr. McKown is formally acquitted or convicted.

This Order shall be effective immediately.

**GIVEN UNDER MY HAND AND THE GREAT
SEAL OF THE STATE OF SOUTH CAROLINA,
THIS 17th DAY OF SEPTEMBER, 2006.**

MARK SANFORD
Governor

Executive Order Number 2006-12

WHEREAS, a vacancy exists in the office of Charleston County Coroner as a result of the resignation of Susan Chewning; and

WHEREAS, the Governor of the State of South Carolina is authorized to appoint a Coroner in the event of a vacancy pursuant to Sections 17-5-50 and 4-11-20 of the South Carolina Code of Laws, as amended; and

WHEREAS, M. Rae Howell Wooten, residing at 1041 River Road, James Island, South Carolina 29455, is a fit and proper person to serve as Charleston County Coroner.

NOW, THEREFORE, pursuant to the authority vested in me by the Constitution and Statutes of this State, I hereby appoint M. Rae Howell Wooten as Coroner of Charleston County until the next general election for this office and until her successor shall qualify. This appointment shall be effective immediately.

**GIVEN UNDER MY HAND AND THE GREAT
SEAL OF THE STATE OF SOUTH CAROLINA,
THIS 10th DAY OF OCTOBER, 2006.**

MARK SANFORD
Governor

**State Budget and Control Board
Office of Research & Statistics**

Proposed Methodology for Estimating Limits on Local Millage Rates

Mandate

Section 6-1-320 of Act 388, R417, House Bill 4449 from the 116th Session of the South Carolina General Assembly establishes millage caps for local governing bodies. This Section states “Notwithstanding Section 12-37-251(E), a local governing body may increase the millage rate imposed for general operating purposes above the rate imposed for such purposes for the preceding tax year only to the extent of the increase in the average of the twelve monthly consumer price indexes for the most recent twelve-month period consisting of January through December of the preceding calendar year, plus, beginning in 2007, the percentage increase in the previous year in the population of the entity as determined by the Office of Research and Statistics of the State Budget and Control Board.”

The Office of Research and Statistics of the State Budget and Control Board proposes to utilize the following methodology to calculate the population factor for millage caps. These calculations utilize data through 2005 to illustrate the methodology and are not the actual calculations for the millage caps that will be adopted. These calculations present the methodology using population estimates through 2005. Actual millage caps will be computed using data through 2006.

Counties and Municipalities

For counties and municipalities the Division of Research and Statistics proposes to use the annual population estimates from the Census Bureau to calculate the population growth component of the millage limitation calculation. Each year the Census Bureau produces annual population estimates for the counties as of July 1 of that year. The Population Estimates Branch of the Census Bureau makes annual population estimates for the counties by updating population information from the most recent ten year census and information found in the annual administrative records of Federal and state agencies. The Federal agencies provide tax records, Medicare records and some vital statistics information. The States supply school enrollments, vital statistics, and information about group quarters like college dorms or prisons. The Census Bureau uses statistical models that combine the census and administrative records information to produce current population estimates consistent with the last decennial census counts in non-census years. These calculations are shown in Table 1 for counties and Table 2 for municipalities.

School Districts that correspond to County boundaries

The beginning point for the school district estimates is the 1990 and 2000 Census data. The population data for each school district and also the population data for each county from the 1990 and 2000 Census can be found in Table 4. Where school district boundaries and county boundaries are the same, population growth will be computed using the annual population estimates of the counties.

School Districts that overlap County boundaries

Since there are no annual population estimates for the school districts produced by the Census Bureau, the Division of Research and Statistics proposes to use the latest annual increase in population for the individual counties of the State, as estimated by the Bureau of the Census, as the basis of the population growth component of the limitation calculation for school districts that overlap county boundaries. Table 1 contains the Census annual population estimates by county.

Based on the Census data for the school districts and the counties, along with the annual population estimates for the counties, we calculated the population factor for each school district. The population factor was calculated by comparing the school districts census population growth from 1990 to 2000 with the counties population growth from 1990 to 2000. Where school districts crossed county lines, we compared the portion of the school district population in each county to the corresponding county population. We then used the annual county population

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estimates and projected school district population growth based on these county estimates. In order to make the school district population projections, we used the growth ratio of the school district from the 1990 and 2000 Census data compared to the corresponding growth ratio of the county from the 1990 and 2000 Census data. We then applied this same ratio to the annual county population estimates to project population by school district. These calculations for the school districts are shown in Table 3.

The following tables present our proposed methodology for calculating the factor for the population increase of the millage limit. Please comment on this proposed methodology. Specifically we would like to know what you think about this proposed methodology for estimating the population of each entity as it relates to the law and if there are any special circumstances we are omitting that need to be included. Please respond in writing by Friday January 5, 2007.

Please send your comments to:

Grant Gibson
Office of Research and Statistics
1000 Assembly Street
Rembert C. Dennis Building
Suite 425
Columbia SC 29201
(803) 734-3783

Data Tables

Table 1 Counties

Table 2 Municipalities

Table 3 School Districts

Table 4 1990 and 2000 Census County and School District Population

Table 1 Counties

COUNTY	April 1 2000 Census	July 1 2000 Estimates	July 1 2001 Estimates	July 1 2002 Estimates	July 1 2003 Estimates	July 1 2004 Estimates	July 1 2005 Estimates	Factor for Population Increase
Abbeville	26,167	26,220	26,346	26,366	26,339	26,307	26,136	-0.7%
Aiken	142,552	142,818	143,699	145,282	146,880	148,894	150,213	0.9%
Allendale	11,211	11,187	10,986	11,074	11,056	11,006	10,918	-0.8%
Anderson	165,740	166,341	168,778	170,203	171,893	173,565	175,543	1.1%
Bamberg	16,658	16,627	16,406	16,311	16,017	15,947	15,881	-0.4%
Barnwell	23,478	23,470	23,443	23,364	23,424	23,341	23,348	0.0%
Beaufort	120,937	122,022	124,511	128,061	130,502	133,896	137,814	2.9%
Berkeley	142,651	143,085	144,003	145,056	146,594	148,881	151,798	2.0%
Calhoun	15,185	15,239	15,299	15,217	15,324	15,250	15,116	-0.9%
Charleston	309,969	310,730	312,565	316,811	321,366	327,437	330,381	0.9%
Cherokee	52,537	52,679	53,104	53,533	53,541	53,660	53,849	0.4%
Chester	34,068	34,131	34,063	34,090	33,849	33,570	33,231	-1.0%
Chesterfield	42,768	42,916	43,127	43,193	43,233	43,211	43,432	0.5%
Clarendon	32,502	32,551	32,811	32,916	32,902	33,083	33,367	0.9%
Colleton	38,264	38,352	38,614	38,922	39,158	39,506	39,610	0.3%
Darlington	67,394	67,489	67,634	67,894	67,884	67,595	67,336	-0.4%
Dillon	30,722	30,715	31,046	31,074	31,109	31,145	30,977	-0.5%
Dorchester	96,413	96,707	98,545	101,131	104,250	107,215	112,806	5.2%
Edgefield	24,595	24,571	24,568	24,724	25,107	25,305	25,531	0.9%
Fairfield	23,454	23,547	23,688	23,884	23,837	24,146	24,049	-0.4%
Florence	125,761	125,811	126,374	127,191	128,611	129,698	131,141	1.1%
Georgetown	55,797	56,107	56,918	58,054	58,840	59,858	60,989	1.9%
Greenville	379,616	381,103	386,369	391,154	395,971	401,060	407,414	1.6%
Greenwood	66,271	66,334	66,749	67,190	67,578	67,599	67,987	0.6%
Hampton	21,386	21,361	21,372	21,286	21,441	21,325	21,331	0.0%
Horry	196,629	198,048	201,633	205,992	211,006	217,657	227,016	4.3%
Jasper	20,678	20,719	20,857	20,934	20,991	21,275	21,452	0.8%
Kershaw	52,647	52,852	53,430	53,736	54,617	55,381	56,492	2.0%
Lancaster	61,351	61,404	61,681	62,210	62,684	62,957	63,201	0.4%
Laurens	69,567	69,667	70,028	70,060	70,312	70,100	70,301	0.3%
Lee	20,119	20,141	20,152	20,295	20,398	20,641	20,633	0.0%
Lexington	216,014	216,891	220,030	222,723	227,083	230,885	235,221	1.9%
McCormick	9,958	9,991	10,109	10,206	10,292	10,102	10,109	0.1%
Marion	35,466	35,466	35,304	35,084	35,123	35,045	34,908	-0.4%
Marlboro	28,818	28,816	28,621	28,608	28,405	28,331	28,023	-1.1%
Newberry	36,108	36,039	36,304	36,721	36,926	37,100	37,254	0.4%
Oconee	66,215	66,428	67,025	67,933	68,495	68,978	69,585	0.9%
Orangeburg	91,582	91,511	91,475	91,484	91,457	92,125	92,163	0.0%
Pickens	110,757	110,986	111,489	111,417	112,148	112,815	113,588	0.7%
Richland	320,677	321,403	323,873	327,831	332,006	335,632	340,177	1.4%
Saluda	19,181	19,185	19,172	19,107	19,048	18,817	18,897	0.4%

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Table 1 Counties

COUNTY	April 1 2000 Census	July 1 2000 Estimates	July 1 2001 Estimates	July 1 2002 Estimates	July 1 2003 Estimates	July 1 2004 Estimates	July 1 2005 Estimates	Factor for Population Increase
Spartanburg	253,791	254,432	256,943	259,413	261,938	264,133	266,836	1.0%
Sumter	104,646	104,706	104,342	105,159	105,584	105,710	105,532	-0.2%
Union	29,881	29,879	29,585	29,336	29,135	28,645	28,542	-0.4%
Williamsburg	37,217	37,162	36,835	36,437	35,835	35,841	35,399	-1.2%
York	164,614	165,721	169,593	173,920	178,366	183,655	190,048	3.5%
SOUTH CAROLINA	4,012,012	4,023,560	4,059,499	4,102,587	4,148,555	4,198,325	4,255,575	1.4%

Source: U.S. Bureau of the Census, Population Estimates Branch

Table 2 Municipalities

Municipality	April 1 2000 Census	July 1 2000 Estimates	July 1 2001 Estimates	July 1 2002 Estimates	July 1 2003 Estimates	July 1 2004 Estimates	July 1 2005 Estimates	Factor for Population Increase
Abbeville city	5,840	5,851	5,831	5,817	5,796	5,780	5,732	-0.8%
Aiken city	25,337	25,213	25,399	25,833	26,285	26,975	27,490	1.9%
Allendale town	4,052	4,056	4,016	3,983	3,942	3,934	3,897	-0.9%
Anderson city	25,514	25,659	25,741	25,801	25,722	25,760	25,899	0.5%
Andrews town	3,068	3,069	3,050	3,059	3,034	3,069	3,110	1.3%
Arcadia Lakes town	882	861	851	850	845	837	833	-0.5%
Atlantic Beach town	351	352	351	354	358	364	373	2.5%
Awendaw town	1,195	1,194	1,189	1,194	1,197	1,196	1,187	-0.8%
Aynor town	587	587	582	585	588	586	587	0.2%
Bamberg town	3,733	3,723	3,661	3,638	3,578	3,566	3,552	-0.4%
Barnwell city	5,035	4,939	4,917	4,889	4,888	4,872	4,874	0.0%
Batesburg-Leesville	5,517	5,545	5,534	5,514	5,542	5,544	5,575	0.6%
Beaufort city	12,950	12,518	11,984	12,593	12,116	12,035	12,058	0.2%
Belton city	4,461	4,480	4,504	4,511	4,520	4,540	4,568	0.6%
Bennettsville city	9,425	9,449	9,350	9,423	9,349	9,448	9,351	-1.0%
Bethune town	352	353	353	351	355	358	362	1.1%
Bishopville city	3,670	3,692	3,708	3,715	3,715	3,738	3,831	2.5%
Blacksburg town	1,880	1,883	1,892	1,901	1,896	1,895	1,898	0.2%
Blackville town	2,973	2,971	2,966	2,949	2,947	2,927	2,919	-0.3%
Blenheim town	137	137	136	136	135	134	133	-0.7%
Bluffton town	1,275	1,367	1,538	1,657	1,803	2,081	2,341	12.5%
Blythewood town	170	414	488	495	529	612	655	7.0%
Bonneau town	354	354	352	350	346	346	346	0.0%
Bowman town	1,198	1,212	1,209	1,202	1,193	1,184	1,179	-0.4%
Branchville town	1,083	1,083	1,078	1,071	1,063	1,055	1,052	-0.3%
Briarcliffe Acres town	470	471	471	476	483	493	507	2.8%
Brunson town	589	584	582	577	581	577	576	-0.2%
Burnettown town	2,720	2,755	2,755	2,764	2,771	2,782	2,784	0.1%
Calhoun Falls town	2,303	2,306	2,305	2,301	2,292	2,284	2,264	-0.9%
Camden city	6,682	6,689	6,679	6,864	6,905	6,953	7,000	0.7%
Cameron town	449	449	444	436	435	429	425	-0.9%
Campobello town	449	450	452	454	457	460	464	0.9%
Carlisle town	496	496	492	488	483	477	474	-0.6%
Cayce city	12,150	12,177	12,133	12,386	12,418	12,412	12,432	0.2%
Central town	3,522	3,641	3,631	3,623	3,612	3,713	4,039	8.8%
Central Pacolet town	267	268	270	271	272	272	272	0.0%
Chapin town	628	630	637	643	654	665	676	1.7%
Charleston city	96,650	97,823	98,745	100,333	102,444	105,485	106,712	1.2%
Cheraw town	5,524	5,531	5,454	5,460	5,439	5,418	5,474	1.0%
Chesnee city	1,003	1,005	1,009	1,012	1,016	1,019	1,022	0.3%
Chester city	6,476	6,479	6,426	6,402	6,336	6,274	6,199	-1.2%
Chesterfield town	1,318	1,369	1,354	1,350	1,344	1,337	1,338	0.1%
Clemson city	11,939	11,852	11,815	11,764	11,734	11,971	12,364	3.3%

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Table 2 Municipalities

Municipality	April 1 2000 Census	July 1 2000 Estimates	July 1 2001 Estimates	July 1 2002 Estimates	July 1 2003 Estimates	July 1 2004 Estimates	July 1 2005 Estimates	Factor for Population Increase
Clinton city	8,091	9,144	9,110	9,048	9,041	9,066	9,071	0.1%
Clio town	774	774	770	767	762	759	752	-0.9%
Clover town	4,014	4,001	3,921	3,908	3,946	4,051	4,251	4.9%
Columbia city	116,278	116,038	116,586	116,744	117,242	116,931	117,088	0.1%
Conway city	11,788	12,364	12,420	12,492	12,997	13,231	13,442	1.6%
Cope town	107	107	106	106	105	104	103	-1.0%
Cordova town	157	152	151	150	148	147	147	0.0%
Cottageville town	707	708	711	714	709	711	708	-0.4%
Coward town	650	650	652	656	659	665	671	0.9%
Cowpens town	2,279	2,282	2,292	2,302	2,312	2,320	2,330	0.4%
Cross Hill town	601	601	601	598	599	595	594	-0.2%
Darlington city	6,720	6,715	6,666	6,653	6,618	6,572	6,525	-0.7%
Denmark city	3,328	3,319	3,260	3,233	3,162	3,147	3,130	-0.5%
Dillon city	6,316	6,384	6,413	6,410	6,403	6,407	6,366	-0.6%
Donalds town	354	354	352	351	350	349	346	-0.9%
Due West town	1,209	1,210	1,293	1,298	1,292	1,293	1,287	-0.5%
Duncan town	2,870	2,899	2,915	2,930	2,945	2,959	2,977	0.6%
Easley city	17,754	17,988	18,157	18,270	18,376	18,653	18,852	1.1%
Eastover town	830	828	818	813	805	791	779	-1.5%
Edgefield town	4,449	4,564	4,525	4,535	4,525	4,504	4,520	0.4%
Edisto Beach town	641	646	665	676	682	693	705	1.7%
Ehrhardt town	614	612	600	594	581	578	575	-0.5%
Elgin town	806	817	822	813	833	884	954	7.9%
Elko town	212	212	212	211	212	211	211	0.0%
Elloree town	742	740	731	721	715	711	709	-0.3%
Estill town	2,425	2,420	2,413	2,397	2,411	2,396	2,394	-0.1%
Eutawville town	344	344	342	340	337	335	334	-0.3%
Fairfax town	3,206	3,197	3,080	3,210	3,251	3,195	3,178	-0.5%
Florence city	30,248	30,534	30,380	30,523	30,729	30,944	31,269	1.1%
Folly Beach city	2,116	2,133	2,191	2,232	2,227	2,260	2,263	0.1%
Forest Acres city	10,558	10,531	10,387	10,340	10,262	10,125	9,991	-1.3%
Fort Lawn town	864	865	864	862	853	844	833	-1.3%
Fort Mill town	7,587	7,590	7,553	7,684	7,907	8,035	8,257	2.8%
Fountain Inn city	6,017	6,049	6,149	6,347	6,462	6,579	6,729	2.3%
Furman town	286	286	285	284	285	283	283	0.0%
Gaffney city	12,968	12,976	12,958	13,009	12,951	12,952	12,934	-0.1%
Gaston town	1,304	1,314	1,355	1,385	1,390	1,388	1,389	0.1%
Georgetown city	8,950	8,978	8,899	8,942	8,921	8,936	8,941	0.1%
Gifford town	370	370	370	368	370	368	367	-0.3%
Gilbert town	500	503	513	519	531	541	552	2.0%
Goose Creek city	29,208	30,272	30,449	30,668	31,178	31,664	32,516	2.7%
Govan town	67	67	66	66	65	65	64	-1.5%
Gray Court town	1,021	1,021	1,016	1,011	1,012	1,005	1,005	0.0%
Great Falls town	2,194	2,194	2,174	2,165	2,142	2,121	2,095	-1.2%
Greeleyville town	452	451	445	439	430	424	419	-1.2%

Table 2 Municipalities

Municipality	April 1 2000 Census	July 1 2000 Estimates	July 1 2001 Estimates	July 1 2002 Estimates	July 1 2003 Estimates	July 1 2004 Estimates	July 1 2005 Estimates	Factor for Population Increase
Greenville city	56,002	56,185	56,480	56,280	56,137	56,263	56,676	0.7%
Greenwood city	22,071	22,235	22,192	22,271	22,421	22,381	22,378	0.0%
Greer city	16,843	17,668	18,245	18,970	19,674	20,486	21,421	4.6%
Hampton town	2,837	2,832	2,820	2,801	2,818	2,800	2,799	0.0%
Hanahan city	12,937	12,932	12,823	12,766	12,927	13,229	13,818	4.5%
Hardeeville city	1,793	1,800	1,819	1,818	1,813	1,842	1,843	0.1%
Harleyville town	594	686	686	689	691	687	695	1.2%
Hartsville city	7,556	7,569	7,528	7,531	7,527	7,462	7,414	-0.6%
Heath Springs town	864	863	858	859	861	861	860	-0.1%
Hemingway town	573	571	560	550	539	531	524	-1.3%
Hickory Grove town	337	338	341	346	353	362	374	3.3%
Hilda town	436	436	436	434	434	431	431	0.0%
Hilton Head Island town	33,862	33,965	33,992	34,524	34,489	34,416	34,497	0.2%
Hodges town	158	165	165	166	166	166	166	0.0%
Holly Hill town	1,281	1,420	1,411	1,402	1,384	1,371	1,364	-0.5%
Hollywood town	3,946	3,993	4,157	4,212	4,265	4,307	4,307	0.0%
Honea Path town	3,504	3,522	3,546	3,554	3,562	3,576	3,597	0.6%
Inman city	1,884	1,885	1,891	1,903	1,907	1,911	1,918	0.4%
Irmo town	11,039	11,115	11,079	11,110	11,167	11,186	11,223	0.3%
Isle of Palms city	4,583	4,576	4,526	4,548	4,559	4,603	4,579	-0.5%
Iva town	1,156	1,158	1,167	1,169	1,170	1,174	1,180	0.5%
Jackson town	1,625	1,625	1,626	1,631	1,635	1,642	1,644	0.1%
Jamestown town	97	97	97	97	97	96	96	0.0%
Jefferson town	704	706	703	702	701	700	703	0.4%
Johnsonville city	1,418	1,416	1,413	1,421	1,431	1,445	1,460	1.0%
Johnston town	2,336	2,396	2,357	2,366	2,356	2,337	2,352	0.6%
Jonesville town	982	981	968	958	950	933	927	-0.6%
Kershaw town	1,645	1,642	1,630	1,629	1,634	1,633	1,631	-0.1%
Kiawah Island town	1,163	1,160	1,142	1,141	1,140	1,139	1,128	-1.0%
Kingstree town	3,496	3,606	3,543	3,495	3,434	3,397	3,363	-1.0%
Kline town	238	238	237	236	237	236	236	0.0%
Lake City city	6,478	6,478	6,493	6,539	6,556	6,622	6,690	1.0%
Lake View town	789	789	796	793	795	796	792	-0.5%
Lamar town	1,015	1,015	1,013	1,014	1,012	1,010	1,003	-0.7%
Lancaster city	8,177	8,207	8,277	8,415	8,409	8,447	8,371	-0.9%
Landrum city	2,472	2,473	2,482	2,488	2,498	2,507	2,518	0.4%
Lane town	585	584	578	571	560	552	544	-1.4%
Latta town	1,410	1,408	1,414	1,422	1,433	1,452	1,462	0.7%
Laurens city	9,916	9,910	9,839	9,827	9,850	9,805	9,824	0.2%
Lexington town	9,793	10,511	11,016	11,568	12,254	12,893	13,586	5.4%
Liberty city	3,009	3,009	3,004	2,998	2,989	2,992	3,004	0.4%
Lincolnton town	904	922	910	904	898	890	876	-1.6%
Little Mountain town	255	255	255	257	258	259	259	0.0%
Livingston town	148	148	148	147	146	145	144	-0.7%
Lockhart town	39	542	532	525	520	510	507	-0.6%

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Table 2 Municipalities

Municipality	April 1 2000 Census	July 1 2000 Estimates	July 1 2001 Estimates	July 1 2002 Estimates	July 1 2003 Estimates	July 1 2004 Estimates	July 1 2005 Estimates	Factor for Population Increase
Lodge town	114	114	114	114	113	115	115	0.0%
Loris city	2,079	2,082	2,070	2,076	2,179	2,204	2,305	4.6%
Lowndesville town	166	168	168	168	167	167	165	-1.2%
Lowrys town	207	207	206	206	204	203	201	-1.0%
Luray town	115	115	115	114	115	114	114	0.0%
Lyman town	2,659	2,700	2,708	2,720	2,734	2,748	2,765	0.6%
Lynchburg town	588	588	586	590	591	595	590	-0.8%
McBee town	714	718	715	716	717	717	719	0.3%
McClellanville town	459	459	458	466	471	481	477	-0.8%
McColl town	2,498	2,499	2,486	2,479	2,457	2,436	2,409	-1.1%
McConnells town	287	256	253	253	266	282	300	6.4%
McCormick town	1,489	2,659	2,651	2,687	2,710	2,661	2,657	-0.2%
Manning city	4,025	4,025	4,009	3,991	3,975	3,996	4,025	0.7%
Marion city	7,042	7,025	7,007	7,027	7,030	7,017	6,997	-0.3%
Mauldin city	15,224	15,607	16,137	16,955	17,862	18,684	19,343	3.5%
Mayesville town	1,001	1,057	1,053	1,056	1,057	1,051	1,042	-0.9%
Meggett town	1,230	1,338	1,329	1,336	1,345	1,347	1,344	-0.2%
Moncks Corner town	5,952	6,085	6,114	6,160	6,146	6,344	6,525	2.9%
Monetta town	220	220	220	220	219	219	219	0.0%
Mount Croghan town	155	155	154	154	154	154	154	0.0%
Mount Pleasant town	47,609	48,778	51,184	53,424	55,151	56,761	57,932	2.1%
Mullins city	5,029	5,020	4,954	4,893	4,885	4,865	4,855	-0.2%
Myrtle Beach city	22,759	23,447	24,389	24,514	24,677	25,459	26,593	4.5%
Neeses town	413	413	412	410	407	404	402	-0.5%
Newberry city	10,580	10,483	10,525	10,630	10,649	10,667	10,659	-0.1%
New Ellenton town	2,250	2,251	2,255	2,264	2,270	2,271	2,259	-0.5%
Nichols town	408	407	401	396	400	404	405	0.2%
Ninety Six town	1,936	1,934	1,928	1,930	1,927	1,922	1,922	0.0%
Norris town	847	848	852	852	850	846	841	-0.6%
North town	813	813	809	803	797	791	788	-0.4%
North Augusta city	17,574	17,662	17,789	18,144	18,512	19,113	19,467	1.9%
North Charleston city	79,641	81,157	80,737	81,175	82,040	84,333	86,313	2.3%
North Myrtle Beach city	10,974	11,119	11,547	12,055	12,504	13,159	14,096	7.1%
Norway town	389	381	378	376	373	370	369	-0.3%
Olanta town	613	612	611	614	617	622	628	1.0%
Olar town	237	236	232	229	224	223	221	-0.9%
Orangeburg city	12,765	12,788	12,904	12,974	13,248	14,353	14,460	0.7%
Pacolet town	2,690	2,747	2,759	2,771	2,744	2,714	2,727	0.5%
Pageland town	2,521	2,528	2,511	2,518	2,529	2,528	2,544	0.6%
Pamplico town	1,139	1,135	1,125	1,132	1,136	1,147	1,158	1.0%
Parksville town	120	120	121	121	121	118	117	-0.8%
Patrick town	354	354	353	353	353	352	353	0.3%
Pawleys Island town	138	138	137	138	138	140	144	2.9%
Paxville town	248	248	248	247	246	247	249	0.8%
Peak town	61	61	61	61	61	62	62	0.0%

Table 2 Municipalities

Municipality	April 1 2000 Census	July 1 2000 Estimates	July 1 2001 Estimates	July 1 2002 Estimates	July 1 2003 Estimates	July 1 2004 Estimates	July 1 2005 Estimates	Factor for Population Increase
Pelion town	553	557	570	572	576	579	587	1.4%
Pelzer town	97	97	98	98	98	99	100	1.0%
Pendleton town	2,966	2,976	2,999	3,007	3,015	3,030	3,050	0.7%
Perry town	237	237	240	241	242	242	242	0.0%
Pickens city	3,012	3,028	3,021	3,014	3,003	2,992	2,974	-0.6%
Pine Ridge town	1,593	1,598	1,615	1,628	1,656	1,681	1,708	1.6%
Pinewood town	459	512	508	509	510	508	501	-1.4%
Plum Branch town	98	98	98	98	99	96	96	0.0%
Pomaria town	177	177	177	179	179	180	180	0.0%
Port Royal town	3,950	8,806	8,787	8,810	9,065	9,029	9,347	3.5%
Prosperity town	1,047	1,050	1,065	1,075	1,085	1,097	1,098	0.1%
Quinby town	842	841	837	841	848	857	867	1.2%
Ravenel town	2,214	2,338	2,327	2,332	2,336	2,329	2,306	-1.0%
Reevesville town	207	207	207	209	209	208	210	1.0%
Reidville town	478	480	486	490	495	498	502	0.8%
Richburg town	332	333	332	331	327	325	321	-1.2%
Ridgeland town	2,518	2,611	2,608	2,605	2,599	2,615	2,618	0.1%
Ridge Spring town	823	823	817	811	806	795	797	0.3%
Ridgeville town	1,690	1,716	1,740	1,823	1,962	1,955	1,960	0.3%
Ridgeway town	328	329	337	334	331	333	331	-0.6%
Rock Hill city	49,765	50,602	53,014	54,916	56,427	57,991	59,554	2.7%
Rockville town	137	137	135	135	135	134	133	-0.7%
Rowesville town	378	378	375	373	370	367	366	-0.3%
Ruby town	348	348	346	347	346	346	347	0.3%
St. George town	2,092	2,090	2,089	2,105	2,106	2,098	2,119	1.0%
St. Matthews town	2,107	2,108	2,092	2,072	2,073	2,050	2,025	-1.2%
St. Stephen town	1,776	1,776	1,770	1,769	1,761	1,753	1,740	-0.7%
Salem town	126	126	127	128	129	129	130	0.8%
Salley town	410	410	409	410	411	413	413	0.0%
Saluda town	3,066	3,063	3,044	3,024	3,005	2,962	2,969	0.2%
Santee town	740	740	736	732	727	723	721	-0.3%
Scotia town	227	227	228	227	228	226	226	0.0%
Scranton town	942	973	975	980	985	992	999	0.7%
Seabrook Island town	1,250	1,247	1,228	1,227	1,226	1,224	1,213	-0.9%
Sellers town	277	277	274	271	271	269	268	-0.4%
Seneca city	7,652	7,746	7,735	7,786	7,728	7,998	7,962	-0.5%
Sharon town	421	424	422	421	428	438	451	3.0%
Silverstreet town	216	216	217	219	220	221	223	0.9%
Simpsonville city	14,352	14,315	14,457	14,546	14,645	14,916	15,135	1.5%
Six Mile town	553	554	554	555	556	555	553	-0.4%
Smoaks town	140	140	140	140	139	140	139	-0.7%
Smyrna town	59	59	58	58	60	63	66	4.8%
Snelling town	246	246	247	246	248	246	246	0.0%
Society Hill town	700	703	704	705	704	702	697	-0.7%
South Congaree town	2,266	2,274	2,302	2,316	2,321	2,319	2,334	0.6%

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Table 2 Municipalities

Municipality	April 1 2000 Census	July 1 2000 Estimates	July 1 2001 Estimates	July 1 2002 Estimates	July 1 2003 Estimates	July 1 2004 Estimates	July 1 2005 Estimates	Factor for Population Increase
Spartanburg city	39,673	39,795	39,497	39,315	38,901	38,610	38,379	-0.6%
Springdale town	2,877	2,878	2,874	2,871	2,884	2,892	2,918	0.9%
Springfield town	504	505	502	499	495	491	490	-0.2%
Starr town	173	174	177	179	182	185	188	1.6%
Stuckey town	263	263	260	257	252	249	245	-1.6%
Sullivan's Island town	1,911	1,908	1,888	1,885	1,888	1,895	1,897	0.1%
Summerton town	1,061	1,061	1,059	1,051	1,041	1,046	1,053	0.7%
Summerville town	27,752	28,126	29,035	30,209	31,836	34,257	37,714	10.1%
Summit town	219	220	225	229	234	239	245	2.5%
Sumter city	39,643	40,461	39,976	40,141	40,046	39,948	39,679	-0.7%
Surfside Beach town	4,425	4,439	4,446	4,477	4,537	4,662	4,772	2.4%
Swansea town	533	666	665	661	669	675	686	1.6%
Sycamore town	185	184	182	181	180	181	180	-0.6%
Tatum town	69	69	68	67	66	66	65	-1.5%
Tega Cay city	4,044	4,117	4,099	4,131	4,179	4,261	4,372	2.6%
Timmons ville town	2,315	2,313	2,312	2,325	2,341	2,362	2,385	1.0%
Travelers Rest city	4,099	4,082	4,081	4,081	4,056	4,154	4,237	2.0%
Trenton town	226	237	233	274	308	299	301	0.7%
Troy town	105	105	106	106	107	107	107	0.0%
Turbeville town	602	720	724	723	717	720	724	0.6%
Ulmer town	102	102	100	100	99	100	99	-1.0%
Union city	8,793	8,782	8,649	8,554	8,472	8,313	8,321	0.1%
Vance town	208	208	207	206	204	202	202	0.0%
Varnville town	2,074	2,070	2,063	2,050	2,062	2,049	2,048	0.0%
Wagener town	863	863	864	867	869	872	872	0.0%
Walhalla city	3,801	3,811	3,812	3,837	3,805	3,763	3,727	-1.0%
Walterboro city	5,153	5,173	5,145	5,160	5,386	5,503	5,548	0.8%
Ward town	110	110	109	108	108	106	107	0.9%
Ware Shoals town	2,363	2,384	2,383	2,386	2,383	2,379	2,377	-0.1%
Waterloo town	203	203	204	204	205	204	204	0.0%
Wellford city	2,030	2,238	2,249	2,257	2,264	2,272	2,282	0.4%
West Columbia city	13,064	13,221	13,167	13,090	13,104	13,146	13,413	2.0%
Westminster city	2,743	2,747	2,753	2,771	2,746	2,697	2,669	-1.0%
West Pelzer town	879	881	888	890	891	894	899	0.6%
West Union town	297	297	298	300	301	300	301	0.3%
Whitmire town	1,512	1,511	1,510	1,517	1,519	1,523	1,526	0.2%
Williams town	116	116	117	118	118	119	119	0.0%
Williamston town	3,791	3,797	3,819	3,827	3,836	3,853	3,878	0.6%
Williston town	3,307	3,304	3,293	3,277	3,275	3,261	3,260	0.0%
Windsor town	127	127	128	129	129	130	130	0.0%
Winnsboro town	3,599	3,633	3,616	3,625	3,596	3,626	3,612	-0.4%
Woodford town	196	196	195	194	192	191	190	-0.5%
Woodruff city	4,229	4,237	4,222	4,202	4,172	4,143	4,105	-0.9%
Yemassee town	807	808	815	817	827	831	839	1.0%
York city	6,985	6,987	6,979	7,038	6,969	7,046	7,233	2.7%

Table 3 School District

	1990 Census Population	2000 Census Population	Number	Percent Change	Projected School District Population July 2004	Projected Increase from July 2004 to July 2005 School Districts	Factor for Population Increase
ABBEVILLE COUNTY SCHOOL DISTRICT	22,675	24,985	2,310	10.2%	25,125	-171	-0.7%
AIKEN COUNTY SCHOOL DISTRICT	120,994	142,552	21,558	17.8%	148,894	1,319	0.9%
AIKEN COUNTY SCHOOL DISTRICT PART IN SALUDA COUNTY	2,639	2,932	293	11.1%	2,895	8	0.3%
AIKEN COUNTY SCHOOL DISTRICT TOTAL	123,633	145,484	21,851	17.7%	151,789	1,327	0.9%
ALLENDALE COUNTY SCHOOL DISTRICT	11,722	11,211	-511	-4.4%	11,006	-88	-0.8%
ANDERSON SCHOOL DISTRICT 01	32,770	40,595	7,825	23.9%	43,575	753	1.7%
ANDERSON SCHOOL DISTRICT 02	19,690	21,395	1,705	8.7%	22,044	164	0.7%
ANDERSON SCHOOL DISTRICT 02 PART IN GREENVILLE COUNTY	176	250	74	42.0%	277	8	2.9%
TOTAL ANDERSON SCHOOL DISTRICT 02	19,866	21,645	1,779	9.0%	22,321	172	0.8%
ANDERSON SCHOOL DISTRICT 03	12,585	14,860	2,275	18.1%	15,727	219	1.4%
ANDERSON SCHOOL DISTRICT 04	15,995	19,135	3,140	19.6%	20,331	302	1.5%
ANDERSON SCHOOL DISTRICT 05	64,156	69,755	5,599	8.7%	71,888	539	0.7%
BAMBERG SCHOOL DISTRICT 01	8,852	9,077	225	2.5%	9,733	61	0.6%
BAMBERG SCHOOL DISTRICT 02	8,050	7,581	-469	-5.8%	6,214	-127	-2.0%
BARNWELL SCHOOL DISTRICT 19	5,225	5,836	611	11.7%	5,810	1	0.0%
BARNWELL SCHOOL DISTRICT 29	4,758	5,291	533	11.2%	5,268	1	0.0%
BARNWELL SCHOOL DISTRICT 45	10,310	12,351	2,041	19.8%	12,263	4	0.0%
BEAUFORT COUNTY SCHOOL DISTRICT	86,425	120,937	34,512	39.9%	133,896	3,918	2.9%
BERKELEY COUNTY SCHOOL DISTRICT	128,776	142,651	13,875	10.8%	148,881	2,917	2.0%

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Table 3 School District

	1990 Census Population	2000 Census Population	Number	Percent Change	Projected School District Population July 2004	Projected Increase from July 2004 to July 2005 School Districts	Factor for Population Increase
CALHOUN COUNTY SCHOOL DISTRICT	12,753	15,185	2,432	19.1%	15,250	-134	-0.9%
CHARLESTON COUNTY SCHOOL DISTRICT	295,039	309,969	14,930	5.1%	327,437	2,944	0.9%
CHEROKEE COUNTY SCHOOL DISTRICT	43,279	50,750	7,471	17.3%	51,809	178	0.3%
CHESTER COUNTY SCHOOL DISTRICT	32,170	34,068	1,898	5.9%	33,570	-339	-1.0%
CHESTERFIELD COUNTY SCHOOL DISTRICT	38,577	42,768	4,191	10.9%	43,211	221	0.5%
CLARENDON SCHOOL DISTRICT 01	7,969	8,891	922	11.6%	9,023	65	0.7%
CLARENDON SCHOOL DISTRICT 02	15,481	17,381	1,900	12.3%	17,653	133	0.8%
CLARENDON SCHOOL DISTRICT 03	5,000	6,230	1,230	24.6%	6,406	86	1.3%
COLLETON COUNTY SCHOOL DISTRICT	34,377	38,264	3,887	11.3%	39,506	104	0.3%
DARLINGTON COUNTY SCHOOL DISTRICT	61,851	67,394	5,543	9.0%	67,595	-259	-0.4%
DILLON SCHOOL DISTRICT 01	4,829	5,465	636	13.2%	5,632	-66	-1.2%
DILLON SCHOOL DISTRICT 02	17,583	18,236	653	3.7%	18,408	-68	-0.4%
DILLON SCHOOL DISTRICT 03	6,702	7,021	319	4.8%	7,105	-33	-0.5%
DORCHESTER SCHOOL DISTRICT 02	67,291	79,783	12,492	18.6%	89,888	5,230	5.8%
DORCHESTER SCHOOL DISTRICT 04	15,769	16,630	861	5.5%	17,327	361	2.1%
EDGEFIELD COUNTY SCHOOL DISTRICT	18,375	24,595	6,220	33.9%	25,305	226	0.9%
FAIRFIELD COUNTY SCHOOL DISTRICT	22,295	23,454	1,159	5.2%	24,146	-97	-0.4%
FLORENCE SCHOOL DISTRICT 01	75,084	85,871	10,787	14.4%	89,591	1,363	1.5%
FLORENCE SCHOOL DISTRICT 02	6,366	6,700	334	5.2%	6,815	42	0.6%
FLORENCE SCHOOL DISTRICT 03	19,980	20,439	459	2.3%	20,597	58	0.3%

Table 3 School District

	1990 Census Population	2000 Census Population	Number	Percent Change	Projected School District Population July 2004	Projected Increase from July 2004 to July 2005 School Districts	Factor for Population Increase
FLORENCE SCHOOL DISTRICT 04	7,184	6,945	-239	-3.3%	6,863	-30	-0.4%
FLORENCE SCHOOL DISTRICT 05	5,730	5,805	75	1.3%	5,831	9	0.2%
GEORGETOWN COUNTY SCHOOL DISTRICT	46,302	55,797	9,495	20.5%	59,858	1,131	1.9%
GREENVILLE COUNTY SCHOOL DISTRICT	318,188	377,358	59,170	18.6%	398,662	6,313	1.6%
GREENVILLE COUNTY SCHOOL DISTRICT PART IN SPARTANBURG COUNTY	8,807	10,126	1,319	15.0%	10,631	132	1.2%
GREENVILLE COUNTY SCHOOL DISTRICT PART IN LAURENS COUNTY	3,225	5,765	2,540	78.8%	5,883	44	0.8%
GREENVILLE COUNTY SCHOOL DISTRICT TOTAL	330,220	393,249	63,029	19.1%	415,177	6,489	1.6%
GREENWOOD SCHOOL DISTRICT 50	49,497	56,100	6,603	13.3%	57,408	382	0.7%
GREENWOOD SCHOOL DISTRICT 51	3,429	3,436	7	0.2%	3,437	0	0.0%
PART IN ABBEVILLE COUNTY	1,187	1,182	-5	-0.4%	1,182	0	0.0%
PART IN LAURENS COUNTY	2,142	2,522	380	17.7%	2,540	7	0.3%
GREENWOOD SCHOOL DISTRICT 51 TOTAL	6,758	7,140	382	5.7%	7,159	7	0.1%
GREENWOOD SCHOOL DISTRICT 52	6,641	6,735	94	1.4%	6,754	5	0.1%
HAMPTON SCHOOL DISTRICT 01	11,866	13,046	1,180	9.9%	13,023	2	0.0%
HAMPTON SCHOOL DISTRICT 02	6,325	8,340	2,015	31.9%	8,302	4	0.0%
HORRY COUNTY SCHOOL DISTRICT	144,053	196,629	52,576	36.5%	217,657	9,359	4.3%
JASPER COUNTY SCHOOL DISTRICT	15,487	20,678	5,191	33.5%	21,275	177	0.8%
KERSHAW COUNTY SCHOOL DISTRICT	43,599	52,647	9,048	20.8%	55,381	1,111	2.0%
LANCASTER COUNTY SCHOOL DISTRICT	54,516	61,351	6,835	12.5%	62,957	244	0.4%
LAURENS SCHOOL DISTRICT 55	31,073	38,455	7,382	23.8%	38,798	129	0.3%
LAURENS SCHOOL DISTRICT 56	21,652	22,825	1,173	5.4%	22,879	21	0.1%

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Table 3 School District

	1990 Census Population	2000 Census Population	Number	Percent Change	Projected School District Population July 2004	Projected Increase from July 2004 to July 2005 School Districts	Factor for Population Increase
LEE COUNTY SCHOOL DISTRICT	18,437	20,119	1,682	9.1%	20,641	-8	0.0%
LEXINGTON SCHOOL DISTRICT 01	53,840	85,104	31,264	58.1%	94,709	2,801	3.0%
LEXINGTON SCHOOL DISTRICT 02	55,928	59,960	4,032	7.2%	61,199	361	0.6%
LEXINGTON SCHOOL DISTRICT 03	10,699	10,805	106	1.0%	10,838	9	0.1%
PART IN SALUDA COUNTY	1,504	2,080	576	38.3%	2,007	16	0.8%
LEXINGTON SCHOOL DISTRICT 03 TOTAL	12,203	12,885	682	5.6%	12,845	26	0.2%
LEXINGTON SCHOOL DISTRICT 04	8,601	15,405	6,804	79.1%	17,495	609	3.5%
LEXINGTON SCHOOL DISTRICT 05	38,543	44,741	6,198	16.1%	46,645	555	1.2%
PART IN RICHLAND COUNTY	18,931	30,764	11,833	62.5%	35,826	1,538	4.3%
LEXINGTON SCHOOL DISTRICT 05 TOTAL	57,474	75,505	18,031	31.4%	82,471	2,094	2.5%
MARION SCHOOL DISTRICT 01	14,905	16,372	1,467	9.8%	15,978	-128	-0.8%
MARION SCHOOL DISTRICT 02	13,078	12,492	-586	-4.5%	12,649	51	0.4%
MARION SCHOOL DISTRICT 07	5,916	6,602	686	11.6%	6,418	-60	-0.9%
MARLBORO COUNTY SCHOOL DISTRICT	29,361	28,818	-543	-1.8%	28,331	-308	-1.1%
MCCORMICK COUNTY SCHOOL DISTRICT	8,868	9,958	1,090	12.3%	10,102	7	0.1%
NEWBERRY COUNTY SCHOOL DISTRICT	33,172	36,108	2,936	8.9%	37,100	154	0.4%
OCONEE COUNTY SCHOOL DISTRICT	57,494	66,215	8,721	15.2%	68,978	607	0.9%
ORANGEBURG SCHOOL DISTRICT 03	18,795	19,840	1,045	5.6%	19,924	6	0.0%
ORANGEBURG SCHOOL DISTRICT 04	16,776	20,430	3,654	21.8%	20,723	20	0.1%
ORANGEBURG SCHOOL DISTRICT 05	49,232	51,312	2,080	4.2%	51,479	12	0.0%
PICKENS COUNTY SCHOOL DISTRICT	93,894	110,757	16,863	18.0%	112,815	773	0.7%

Table 3 School District

	1990 Census Population	2000 Census Population	Number	Percent Change	Projected School District Population July 2004	Projected Increase from July 2004 to July 2005 School Districts	Factor for Population Increase
RICHLAND SCHOOL DISTRICT 01	197,131	194,428	-2,703	-1.4%	193,272	-351	-0.2%
RICHLAND SCHOOL DISTRICT 02	69,658	95,485	25,827	37.1%	106,534	3,358	3.2%
SALUDA COUNTY SCHOOL DISTRICT	12,160	14,169	2,009	16.5%	13,915	56	0.4%
SPARTANBURG SCHOOL DISTRICT 01	20,772	25,362	4,590	22.1%	27,121	460	1.7%
PART IN GREENVILLE COUNTY	1,694	2,008	314	18.5%	2,121	33	1.6%
SPARTANBURG SCHOOL DISTRICT 01 TOTAL	22,466	27,370	4,904	21.8%	29,242	493	1.7%
SPARTANBURG SCHOOL DISTRICT 02	34,117	42,718	8,601	25.2%	46,014	861	1.9%
PART IN CHEROKEE COUNTY	1,336	1,787	451	33.8%	1,851	11	0.6%
SPARTANBURG SCHOOL DISTRICT 02 TOTAL	35,453	44,505	9,052	25.5%	47,865	872	1.8%
SPARTANBURG SCHOOL DISTRICT 03	16,848	17,195	347	2.1%	17,328	35	0.2%
SPARTANBURG SCHOOL DISTRICT 04	14,814	17,490	2,676	18.1%	18,515	268	1.4%
SPARTANBURG SCHOOL DISTRICT 05	26,138	32,085	5,947	22.8%	34,364	596	1.7%
SPARTANBURG SCHOOL DISTRICT 06	44,875	53,745	8,870	19.8%	57,144	888	1.6%
SPARTANBURG SCHOOL DISTRICT 07	60,429	55,070	-5,359	-8.9%	53,017	-537	-1.0%
SUMTER SCHOOL DISTRICT 02	47,489	54,728	7,239	15.2%	58,560	-641	-1.1%
SUMTER SCHOOL DISTRICT 17	55,148	49,919	-5,229	-9.5%	47,151	463	1.0%
UNION COUNTY SCHOOL DISTRICT	30,337	29,881	-456	-1.5%	28,645	-103	-0.4%
WILLIAMSBURG COUNTY SCHOOL DISTRICT	36,815	37,217	402	1.1%	35,841	-442	-1.2%
YORK SCHOOL DISTRICT 01	21,011	26,980	5,969	28.4%	30,412	1,152	3.8%
YORK SCHOOL DISTRICT 02	18,845	24,625	5,780	30.7%	27,948	1,116	4.0%
YORK SCHOOL DISTRICT 03	74,298	87,649	13,351	18.0%	95,325	2,577	2.7%
YORK SCHOOL DISTRICT 04	17,343	25,360	8,017	46.2%	29,969	1,548	5.2%
TOTAL SOUTH CAROLINA SCHOOL DISTRICTS	3,486,703	4,012,012	525,309	15.1%	4,198,325	57,250	1.4%

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Table 4 County and School District Population

SCHOOL DISTRICT	1990 Census	2000 Census	1990-2000 Change	
			Number	Percent
ABBEVILLE COUNTY SCHOOL DISTRICT	22,675	24,985	2,310	10.2%
GREENWOOD SCHOOL DISTRICT 51 PART IN ABBEVILLE COUNTY	1,187	1,182	-5	-0.4%
TOTAL ABBEVILLE COUNTY	23,862	26,167	2,305	9.7%
AIKEN COUNTY SCHOOL DISTRICT	120,994	142,552	21,558	17.8%
AIKEN COUNTY SCHOOL DISTRICT PART IN SALUDA COUNTY	2,639	2,932	293	11.1%
LEXINGTON SCHOOL DISTRICT 03 PART IN SALUDA COUNTY	1,504	2,080	576	38.3%
SALUDA COUNTY SCHOOL DISTRICT	12,160	14,169	2,009	16.5%
Saluda County Total	16,303	19,181	2,878	17.7%
AIKEN COUNTY SCHOOL DISTRICT TOTAL	123,633	145,484	21,851	17.7%
ALLENDALE COUNTY SCHOOL DISTRICT	11,722	11,211	-511	-4.4%
ANDERSON SCHOOL DISTRICT 01	32,770	40,595	7,825	23.9%
ANDERSON SCHOOL DISTRICT 02	19,690	21,395	1,705	8.7%
ANDERSON SCHOOL DISTRICT 02 PART IN GREENVILLE COUNTY	176	250	74	42.0%
GREENVILLE COUNTY SCHOOL DISTRICT	318,188	377,358	59,170	18.6%
SPARTANBURG SCHOOL DISTRICT 01 PART IN GREENVILLE COUNTY	1,694	2,008	314	18.5%
TOTAL GREENVILLE COUNTY	320,058	379,616	59,558	18.6%
TOTAL ANDERSON SCHOOL DISTRICT 02	19,866	21,645	1,779	9.0%
ANDERSON SCHOOL DISTRICT 03	12,585	14,860	2,275	18.1%
ANDERSON SCHOOL DISTRICT 04	15,995	19,135	3,140	19.6%

Table 4 County and School District Population

SCHOOL DISTRICT	1990	2000	1990-2000 Change	
	Census	Census	Number	Percent
ANDERSON SCHOOL DISTRICT 05	64,156	69,755	5,599	8.7%
TOTAL ANDERSON COUNTY	145,196	165,740	20,544	14.1%
BAMBERG SCHOOL DISTRICT 01	8,852	9,077	225	2.5%
BAMBERG SCHOOL DISTRICT 02	8,050	7,581	-469	-5.8%
TOTAL BAMBERG COUNTY	16,902	16,658	-244	-1.4%
BARNWELL SCHOOL DISTRICT 19	5,225	5,836	611	11.7%
BARNWELL SCHOOL DISTRICT 29	4,758	5,291	533	11.2%
BARNWELL SCHOOL DISTRICT 45	10,310	12,351	2,041	19.8%
TOTAL BARNWELL COUNTY	20,293	23,478	3,185	15.7%
BEAUFORT COUNTY SCHOOL DISTRICT	86,425	120,937	34,512	39.9%
BERKELEY COUNTY SCHOOL DISTRICT	128,776	142,651	13,875	10.8%
CALHOUN COUNTY SCHOOL DISTRICT	12,753	15,185	2,432	19.1%
CHARLESTON COUNTY SCHOOL DISTRICT	295,039	309,969	14,930	5.1%
CHEROKEE COUNTY SCHOOL DISTRICT	43,279	50,750	7,471	17.3%
SPARTANBURG SCHOOL DISTRICT 02 PART IN CHEROKEE COUNTY	1,336	1,787	451	33.8%
TOTAL CHEROKEE COUNTY	44,615	52,537	7,922	17.8%

Table 4 County and School District Population

SCHOOL DISTRICT	1990	2000	1990-2000 Change	
	Census	Census	Number	Percent
CHESTER COUNTY SCHOOL DISTRICT	32,170	34,068	1,898	5.9%
CHESTERFIELD COUNTY SCHOOL DISTRICT	38,577	42,768	4,191	10.9%
CLARENDON SCHOOL DISTRICT 01	7,969	8,891	922	11.6%
CLARENDON SCHOOL DISTRICT 02	15,481	17,381	1,900	12.3%
CLARENDON SCHOOL DISTRICT 03	5,000	6,230	1,230	24.6%
TOTAL CLARENDON COUNTY	28,450	32,502	4,052	14.2%
COLLETON COUNTY SCHOOL DISTRICT	34,377	38,264	3,887	11.3%
DARLINGTON COUNTY SCHOOL DISTRICT	61,851	67,394	5,543	9.0%
DILLON SCHOOL DISTRICT 01	4,829	5,465	636	13.2%
DILLON SCHOOL DISTRICT 02	17,583	18,236	653	3.7%
DILLON SCHOOL DISTRICT 03	6,702	7,021	319	4.8%
TOTAL DILLON COUNTY	29,114	30,722	1,608	5.5%
DORCHESTER SCHOOL DISTRICT 02	67,291	79,783	12,492	18.6%
DORCHESTER SCHOOL DISTRICT 04	15,769	16,630	861	5.5%
TOTAL DORCHESTER COUNTY	83,060	96,413	13,353	16.1%

Table 4 County and School District Population

SCHOOL DISTRICT	1990	2000	1990-2000 Change	
	Census	Census	Number	Percent
EDGEFIELD COUNTY SCHOOL DISTRICT	18,375	24,595	6,220	33.9%
FAIRFIELD COUNTY SCHOOL DISTRICT	22,295	23,454	1,159	5.2%
FLORENCE SCHOOL DISTRICT 01	75,084	85,871	10,787	14.4%
FLORENCE SCHOOL DISTRICT 02	6,366	6,700	334	5.2%
FLORENCE SCHOOL DISTRICT 03	19,980	20,439	459	2.3%
FLORENCE SCHOOL DISTRICT 04	7,184	6,945	-239	-3.3%
FLORENCE SCHOOL DISTRICT 05	5,730	5,805	75	1.3%
TOTAL FLORENCE COUNTY	114,344	125,760	11,416	10.0%
GEORGETOWN COUNTY SCHOOL DISTRICT	46,302	55,797	9,495	20.5%
GREENVILLE COUNTY SCHOOL DISTRICT	318,188	377,358	59,170	18.6%
GREENVILLE COUNTY SCHOOL DISTRICT IN SPARTANBURG CNTY	8,807	10,126	1,319	15.0%
GREENVILLE COUNTY SCHOOL DISTRICT PART IN LAURENS COUNTY	3,225	5,765	2,540	78.8%
GREENVILLE COUNTY SCHOOL DISTRICT TOTAL	330,220	393,249	63,029	19.1%
ANDERSON SCHOOL DISTRICT 02 PART IN GREENVILLE COUNTY	176	250	74	42.0%
SPARTANBURG SCHOOL DISTRICT 01 PART IN GREENVILLE COUNTY	1,694	2,008	314	18.5%
GREENVILLE COUNTY TOTAL	320,058	379,616	59,558	18.6%
SPARTANBURG SCHOOL DISTRICT 01	20,772	25,362	4,590	22.1%
SPARTANBURG SCHOOL DISTRICT 02	34,117	42,718	8,601	25.2%
SPARTANBURG SCHOOL DISTRICT 03	16,848	17,195	347	2.1%
SPARTANBURG SCHOOL DISTRICT 04	14,814	17,490	2,676	18.1%
SPARTANBURG SCHOOL DISTRICT 05	26,138	32,085	5,947	22.8%

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Table 4 County and School District Population

SCHOOL DISTRICT	1990	2000	1990-2000 Change	
	Census	Census	Number	Percent
SPARTANBURG SCHOOL DISTRICT 06	44,875	53,745	8,870	19.8%
SPARTANBURG SCHOOL DISTRICT 07	60,429	55,070	-5,359	-8.9%
SPARTANBURG COUNTY TOTAL	226,800	253,791	26,991	11.9%
LAURENS SCHOOL DISTRICT 55	31,073	38,455	7,382	23.8%
LAURENS SCHOOL DISTRICT 56	21,652	22,825	1,173	5.4%
GREENWOOD SCHOOL DISTRICT 51 PART IN LAURENS COUNTY	2,142	2,522	380	17.7%
LAURENS COUNTY TOTAL	58,092	69,567	11,475	19.8%
GREENWOOD SCHOOL DISTRICT 50	49,497	56,100	6,603	13.3%
GREENWOOD SCHOOL DISTRICT 51	3,429	3,436	7	0.2%
PART IN ABBEVILLE COUNTY	1,187	1,182	-5	-0.4%
PART IN LAURENS COUNTY	2,142	2,522	380	17.7%
TOTAL	6,758	7,140	382	5.7%
GREENWOOD SCHOOL DISTRICT 52	6,641	6,735	94	1.4%
GREENWOOD COUNTY TOTAL	59,567	66,271	6,704	11.3%
ABBEVILLE COUNTY SCHOOL DISTRICT	22,675	24,985	2,310	10.2%
ABBEVILLE COUNTY TOTAL	23,862	26,167	2,305	9.7%
LAURENS SCHOOL DISTRICT 55	31,073	38,455	7,382	23.8%
LAURENS SCHOOL DISTRICT 56	21,652	22,825	1,173	5.4%
GREENVILLE COUNTY SCHOOL DISTRICT PART IN LAURENS COUNTY	3,225	5,765	2,540	78.8%
LAURENS COUNTY TOTAL	58,092	69,567	11,475	19.8%
HAMPTON SCHOOL DISTRICT 01	11,866	13,046	1,180	9.9%
HAMPTON SCHOOL DISTRICT 02	6,325	8,340	2,015	31.9%
HAMPTON COUNTY TOTAL	18,191	21,386	3,195	17.6%

Table 4 County and School District Population

SCHOOL DISTRICT	1990	2000	1990-2000 Change	
	Census	Census	Number	Percent
HORRY COUNTY SCHOOL DISTRICT	144,053	196,629	52,576	36.5%
JASPER COUNTY SCHOOL DISTRICT	15,487	20,678	5,191	33.5%
KERSHAW COUNTY SCHOOL DISTRICT	43,599	52,647	9,048	20.8%
LANCASTER COUNTY SCHOOL DISTRICT	54,516	61,351	6,835	12.5%
LAURENS SCHOOL DISTRICT 55	31,073	38,455	7,382	23.8%
LAURENS SCHOOL DISTRICT 56	21,652	22,825	1,173	5.4%
GREENVILLE COUNTY SCHOOL DISTRICT PART IN LAURENS COUNTY	3,225	5,765	2,540	78.8%
GREENWOOD SCHOOL DISTRICT 51 PART IN LAURENS COUNTY	2,142	2,522	380	17.7%
LAURENS COUNTY TOTAL	58,092	69,567	11,475	19.8%
LEE COUNTY SCHOOL DISTRICT	18,437	20,119	1,682	9.1%
LEXINGTON SCHOOL DISTRICT 01	53,840	85,104	31,264	58.1%
LEXINGTON SCHOOL DISTRICT 02	55,928	59,960	4,032	7.2%
LEXINGTON SCHOOL DISTRICT 03	10,699	10,805	106	1.0%
PART IN SALUDA COUNTY	1,504	2,080	576	38.3%
TOTAL	12,203	12,885	682	5.6%

Table 4 County and School District Population

SCHOOL DISTRICT	1990	2000	1990-2000 Change	
	Census	Census	Number	Percent
LEXINGTON SCHOOL DISTRICT 04	8,601	15,405	6,804	79.1%
LEXINGTON SCHOOL DISTRICT 05	38,543	44,741	6,198	16.1%
PART IN RICHLAND COUNTY	18,931	30,764	11,833	62.5%
TOTAL	57,474	75,505	18,031	31.4%
LEXINGTON COUNTY TOTAL	167,611	216,015	48,404	28.9%
SALUDA COUNTY SCHOOL DISTRICT	12,160	14,169	2,009	16.5%
AIKEN COUNTY SCHOOL DISTRICT PART IN SALUDA COUNTY	2,639	2,932	293	11.1%
RICHLAND SCHOOL DISTRICT 01	197,131	194,428	-2,703	-1.4%
RICHLAND SCHOOL DISTRICT 02	69,658	95,485	25,827	37.1%
SALUDA COUNTY TOTAL	16,303	19,181	2,878	17.7%
RICHLAND COUNTY TOTAL	285,720	320,677	34,957	12.2%
MARION SCHOOL DISTRICT 01	14,905	16,372	1,467	9.8%
MARION SCHOOL DISTRICT 02	13,078	12,492	-586	-4.5%
MARION SCHOOL DISTRICT 07	5,916	6,602	686	11.6%
MARION COUNTY TOTAL	33,899	35,466	1,567	4.6%
MARLBORO COUNTY SCHOOL DISTRICT	29,361	28,818	-543	-1.8%
MCCORMICK COUNTY SCHOOL DISTRICT	8,868	9,958	1,090	12.3%

Table 4 County and School District Population

SCHOOL DISTRICT	1990	2000	1990-2000 Change	
	Census	Census	Number	Percent
NEWBERRY COUNTY SCHOOL DISTRICT	33,172	36,108	2,936	8.9%
OCONEE COUNTY SCHOOL DISTRICT	57,494	66,215	8,721	15.2%
ORANGEBURG SCHOOL DISTRICT 03	18,795	19,840	1,045	5.6%
ORANGEBURG SCHOOL DISTRICT 04	16,776	20,430	3,654	21.8%
ORANGEBURG SCHOOL DISTRICT 05	49,232	51,312	2,080	4.2%
ORANGEBURG COUNTY TOTAL	84,803	91,582	6,779	8.0%
PICKENS COUNTY SCHOOL DISTRICT	93,894	110,757	16,863	18.0%
RICHLAND SCHOOL DISTRICT 01	197,131	194,428	-2,703	-1.4%
RICHLAND SCHOOL DISTRICT 02	69,658	95,485	25,827	37.1%
LEXINGTON SCHOOL DISTRICT 05 PART IN RICHLAND COUNTY	18,931	30,764	11,833	62.5%
RICHLAND COUNTY TOTAL	285,720	320,677	34,957	12.2%
SALUDA COUNTY SCHOOL DISTRICT	12,160	14,169	2,009	16.5%
AIKEN COUNTY SCHOOL DISTRICT PART IN SALUDA COUNTY	2,639	2,932	293	11.1%
LEXINGTON SCHOOL DISTRICT 03 PART IN SALUDA COUNTY	1,504	2,080	576	38.3%
SALUDA COUNTY TOTAL	16,303	19,181	2,878	17.7%
SPARTANBURG SCHOOL DISTRICT 01	20,772	25,362	4,590	22.1%
PART IN GREENVILLE COUNTY	1,694	2,008	314	18.5%

Table 4 County and School District Population

SCHOOL DISTRICT	1990	2000	1990-2000 Change	
	Census	Census	Number	Percent
TOTAL	22,466	27,370	4,904	21.8%
SPARTANBURG SCHOOL DISTRICT 02	34,117	42,718	8,601	25.2%
PART IN CHEROKEE COUNTY	1,336	1,787	451	33.8%
TOTAL	35,453	44,505	9,052	25.5%
SPARTANBURG SCHOOL DISTRICT 03	16,848	17,195	347	2.1%
SPARTANBURG SCHOOL DISTRICT 04	14,814	17,490	2,676	18.1%
SPARTANBURG SCHOOL DISTRICT 05	26,138	32,085	5,947	22.8%
SPARTANBURG SCHOOL DISTRICT 06	44,875	53,745	8,870	19.8%
SPARTANBURG SCHOOL DISTRICT 07	60,429	55,070	-5,359	-8.9%
GREENVILLE COUNTY SCHOOL DISTRICT IN SPARTANBURG CNTY	8,807	10,126	1,319	15.0%
SPARTANBURG COUNTY TOTAL	226,800	253,791	26,991	11.9%
GREENVILLE COUNTY SCHOOL DISTRICT	318,188	377,358	59,170	18.6%
ANDERSON SCHOOL DISTRICT 02 PART IN GREENVILLE COUNTY	176	250	74	42.0%
GREENVILLE COUNTY TOTAL	320,058	379,616	59,558	18.6%
CHEROKEE COUNTY SCHOOL DISTRICT	43,279	50,750	7,471	17.3%
CHEROKEE COUNTY TOTAL	44,615	52,537	7,922	17.8%
SUMTER SCHOOL DISTRICT 02	47,489	54,728	7,239	15.2%
SUMTER SCHOOL DISTRICT 17	55,148	49,919	-5,229	-9.5%
SUMTER COUNTY TOTAL	102,637	104,647	2,010	2.0%

Table 4 County and School District Population

SCHOOL DISTRICT	1990	2000	1990-2000 Change	
	Census	Census	Number	Percent
UNION COUNTY SCHOOL DISTRICT	30,337	29,881	-456	-1.5%
WILLIAMSBURG COUNTY SCHOOL DISTRICT	36,815	37,217	402	1.1%
YORK SCHOOL DISTRICT 01	21,011	26,980	5,969	28.4%
YORK SCHOOL DISTRICT 02	18,845	24,625	5,780	30.7%
YORK SCHOOL DISTRICT 03	74,298	87,649	13,351	18.0%
YORK SCHOOL DISTRICT 04	17,343	25,360	8,017	46.2%
YORK COUNTY TOTAL	131,497	164,614	33,117	25.2%
TOTAL SOUTH CAROLINA SCHOOL DISTRICTS	3,486,703	4,012,012	525,309	15.1%

28 NOTICES

DEPARTMENT OF HEALTH AND ENVIRONMENTAL CONTROL

In accordance with Section 44-7-200(C), Code of Laws of South Carolina, the public is hereby notified that a Certificate of Need application has been accepted for filing and publication November 24, 2006, for the following project(s). After the application is deemed complete, affected persons will be notified that the review cycle has begun. For further information, please contact Mr. Albert N. Whiteside, Director, Division of Planning and Certification of Need, 2600 Bull St., Columbia, SC 29201 at (803) 545-4200.

Affecting Beaufort County

Construction of a 120 bed nursing home that will not participate in the Medicaid (Title XIX) Program.
NHC Healthcare, Bluffton
Bluffton, South Carolina
Project Cost: \$21,657,005

Affecting Greenville County

Renovation for the fixed installation of an existing 1.5T Magnetic Resonance Imaging (MRI) unit (currently being operated in a mobile capacity four days per week at Patewood Outpatient Center and one day per week at Hillcrest Memorial Hospital) on the first floor of the Patewood Outpatient Center and renovation for the installation of a fixed 1.5T MRI on the first floor of the Hillcrest Medical Office Building; all mobile MRI services at both locations will be discontinued upon the installation and operation of the fixed units.
Greenville Hospital System
Greenville, South Carolina
Project Cost: \$3,926,810

Affecting Horry County

Licensure of two (2) Treatment Rooms to perform GI/Endoscopy procedures only for a total of three (3) Operating Rooms (ORs) and two (2) Endoscopy Suites.
Grand Dunes Surgery Center, LLC
Myrtle Beach, South Carolina
Project Cost: \$0

Affecting Lexington County

Addition of thirty-eight (38) acute care beds for a total of 384 acute care beds.
Lexington Medical Center
West Columbia, South Carolina
Project Cost: \$8,145,395

Affecting Richland County

Construction of a new seventy-six (76) bed acute care hospital by transferring seventy-six (76) acute care beds from Palmetto Health Baptist, which will result in two-hundred eighty-seven (287) acute care beds, one-hundred four (104) psychiatric beds and twenty-two (22) nursing home beds at the existing hospital.
Palmetto Health Baptist Parkridge
Columbia, South Carolina
Project Cost: \$99,509,451

Affecting Sumter County

Replacement of the existing 0.35T Magnetic Resonance Imaging (MRI) unit with a 1.0T MRI unit.
 Tuomey Healthcare System-Outpatient Imaging Center
 Sumter, South Carolina
 Project Cost: \$2,559,733

Affecting York County

Construction and development of a freestanding Ambulatory Surgical Facility (ASF) with three (3) licensed endoscopy rooms restricted to gastroenterology procedures only.
 York County Endoscopy Center, LLC
 Rock Hill, South Carolina
 Project Cost: \$3,815,047

In accordance with S.C. DHEC Regulation 61-15, the public and affected persons are hereby notified that the review cycle has begun for the following project(s) and a proposed decision will be made within 60 days beginning November 24, 2006. "Affected persons" have 30 days from the above date to submit comments or requests for a public hearing to Mr. Albert N. Whiteside, Director, Division of Planning and Certification of Need, 2600 Bull Street, Columbia, S.C. 29201. For further information call (803) 545-4200.

Affecting Anderson County

Construction of an Ambulatory Surgical Facility (ASF) located on the campus of AnMed Health North Campus to include three (3) Operating Rooms (ORs).
 Physician Surgery Center at AnMed Health
 Anderson, South Carolina
 Project Cost: \$5,196,186

Affecting Lexington County

Exchange of ten (10) substance abuse beds for ten (10) psychiatric beds from Palmetto Health Alliance d/b/a Palmetto Health Baptist resulting in a bed complement of seventeen (17) substance abuse beds and eighty-one (81) psychiatric beds, which includes the thirty-two (32) not yet licensed psychiatric acute care beds as approved by CON SC-06-42.
 Three Rivers Behavioral Health
 West Columbia, South Carolina
 Project Cost: \$20,000

Affecting Richland County

Exchange of ten (10) psychiatric beds for ten (10) substance abuse beds from Three Rivers Behavioral Health resulting in a bed complement of ten (10) substance abuse beds and ninety-four (94) psychiatric beds at Palmetto Health Alliance d/b/a Palmetto Health Baptist.
 Palmetto Health Alliance d/b/a Palmetto Health Baptist
 Columbia, South Carolina
 Project Cost: \$0

Establishment of a joint venture between Palmetto Health and Columbia Heart for the operation of a Diagnostic Cardiac Catheterization laboratory to be located in the medical office building (MOB) owned by Columbia Heart on the Palmetto Health Richland campus.
 Palmetto Heart, LLC

30 NOTICES

Columbia, South Carolina

Project Cost: \$3,326,234

Construction of a one-hundred twenty-three (123) bed nursing home to be known as The Oaks of Blythewood with a Medicaid Nursing Home permit of twenty-one thousand nine-hundred (21,900) Medicaid patient days by transferring eighty-nine (89) existing nursing home beds from Carolina Health and Rehab and adding thirty-four (34) nursing home beds; the existing Carolina Health and Rehab facility will retain one-hundred sixty-eight (168) nursing home beds and a Medicaid Nursing Home permit of forty-seven thousand one-hundred (47,100) Medicaid patient days.

The Oaks of Blythewood

Blythewood, South Carolina

Project Cost: \$10,260,586

Affecting York County

Construction and development of a freestanding Ambulatory Surgery Facility (ASF) with three (3) licensed endoscopy rooms restricted to gastroenterology procedures only.

York County Endoscopy Center, LLC

Rock Hill, South Carolina

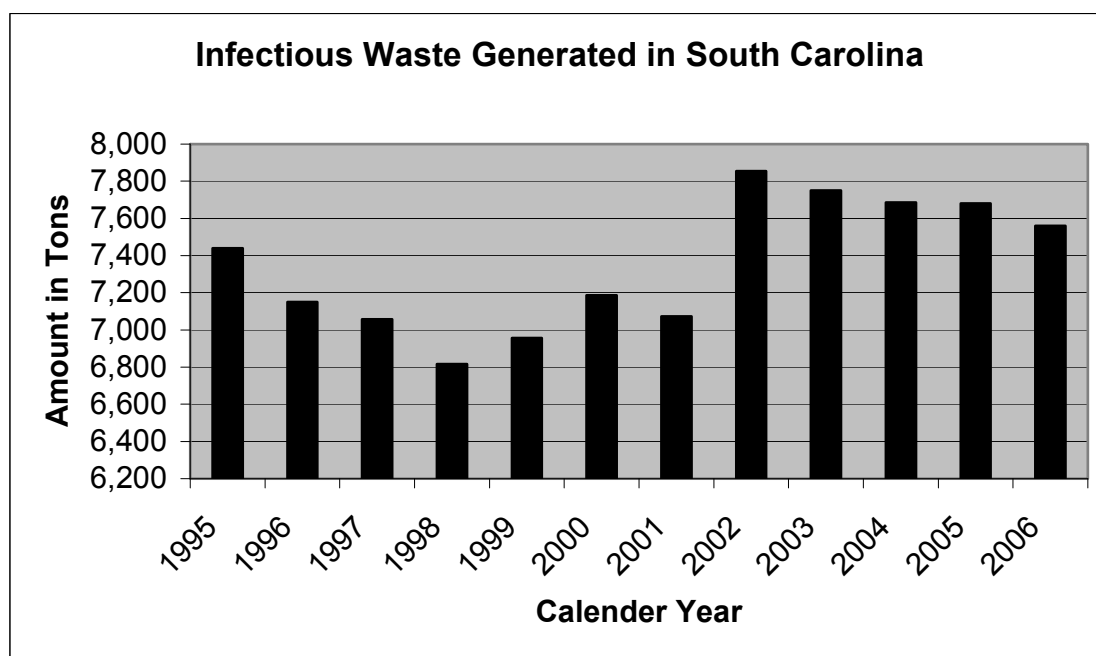
Project Cost: \$3,815,047

DEPARTMENT OF HEALTH AND ENVIRONMENTAL CONTROL

Section 44-93-210, Act Number 134 of 1989, as amended, the Infectious Waste Management Act, requires that beginning November 1, 1990, and annually thereafter, the Department

"shall estimate and publish the amount of infectious waste it expects to be generated within this State during the succeeding calendar year."

In accordance with this provision, the Department estimates that the amount of infectious waste it expects to be generated within this State during Calendar Year 2007 is 7,559.28 tons or 629.94 tons per month. When compared to the following table, 7,559.28 tons is a decrease amount of infectious waste generated in 2005. Please note this is only an estimate based upon the information available to the Department as of October 3, 2006. An analysis of how the estimate was derived is available from the Bureau of Land and Waste Management. For further information, please contact Mr. Michael Moore, Bureau of Land and Waste Management, 2600 Bull Street, Columbia, South Carolina, 29201, at (803) 896-4181.



Infectious Waste Generated in South Carolina by Category as of October 3, 2006

Category	Pounds Per Month
SHARPS: Needles, syringes, lancets and scalpel blades.	249,817.46
MICROBIOLOGICALS: Specimens, cultures and stocks of human pathogenic agents.	154,189.31
BLOOD AND BLOOD PRODUCTS: Unabsorbed human blood, or blood products, or absorbed blood and bloody body fluids.	500,422.71
PATHOLOGICAL: Tissues, organs, limbs, products of conception and other body parts removed from the whole body.	112,799.49
ANIMAL: Animal carcasses, body parts and bedding of animals intentionally exposed to human pathogens during research.	24,821.50
ISOLATION: Biosafety Level Four, highly communicable diseases classified by the Centers for Disease Control and Prevention.	130,958.10
OTHER: Other waste material designated by the generator as infectious waste.	86,871.66
TOTALS OF ALL WASTE STREAMS	1,259,880.23 (629.94 tons)
TOTAL NUMBER OF GENERATORS	4,655

32 NOTICES

REGISTERED	
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DEPARTMENT OF HEALTH AND ENVIRONMENTAL CONTROL

PUBLIC NOTICE

Section IV of R.61-98, the State Underground Petroleum Environmental Response Bank (SUPERB) Site Rehabilitation and Fund Access Regulation, requires that the Department of Health and Environmental Control evaluate and certify site rehabilitation contractors to perform site rehabilitation of releases from underground storage tanks under the State Underground Petroleum Environmental Response Bank (SUPERB) Act.

Class I Contractors perform work involving the collection and interpretation of investigative data; the evaluation of risk; and/or the design and implementation of corrective action plans. Class I applicants must satisfy registration requirements for a Professional Engineer or Geologist in South Carolina. Class II Contractors perform work involving routine investigative activities (e.g., soil or ground water sampling, well installation, aquifer testing) where said activities do not require interpretation of the data and are performed in accordance with established regulatory or industry standards.

Pursuant to Section IV.B.1. the Department is required to place a list of those contractors requesting certification on public notice and accept comments from the public for a period of thirty (30) days. If you wish to provide comments regarding the companies and/or individuals listed below, please submit your comments in writing, no later than December 8, 2006 to:

Contractor Certification Program
South Carolina Department of Health and Environmental Control
Bureau of Land and Waste Management - Underground Storage Tank Program
Attn: Michelle Dennison
2600 Bull Street
Columbia, SC 29201

The following companies and/or individuals have applied for certification as Underground Storage Tank Site Rehabilitation Contractors:

Class I

Class II.

Navel Weapons Station Charleston
Attn: Earle H. Folger
2316 Red Bank Rd, Bldg 36
Goose Creek, SC 29445-8601

DEPARTMENT OF HEALTH AND ENVIRONMENTAL CONTROL

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Contractor Certification Program
South Carolina Department of Health and Environmental Control
Bureau of Land and Waste Management - Underground Storage Tank Program
Attn: Michelle Dennison
2600 Bull Street
Columbia, SC 29201

The following companies and/or individuals have applied for certification as Underground Storage Tank Site Rehabilitation Contractors:

Class I

Class II

Green Dragon
Attn: Lawrence H. Mattila
159 Barony Place
Pawleys Island, SC 29585

**DEPARTMENT OF LABOR, LICENSING AND REGULATION
BUILDING CODES COUNCIL**

NOTICE OF GENERAL PUBLIC INTEREST

Notice is hereby given that, in accordance with Section 6-9-40 of the 1976 Code of Laws of South Carolina, as amended, the South Carolina Building Codes Council intends to adopt the following building codes for use in the state of South Carolina:

2006 Edition of the International Building Code;
2006 Edition of the International Residential Code;
2006 Edition of the International Fire Code;
2006 Edition of the International Plumbing Code;
2006 Edition of the International Mechanical Code;
2006 Edition of the International Fuel Gas Code;
2006 Edition of the International Energy Conservation Code.
2006 Edition of the International Property Maintenance Code;
2006 Edition of the International Existing Building Code.

The Council specifically requests comments concerning sections of the proposed editions, which may be unsuitable for enforcement in South Carolina. Written comments may be submitted on or before December 1, 2006 to Gary F. Wiggins, Administrator, Post Office Box 11329, Columbia, SC 29211-1329.

34 DRAFTING

DEPARTMENT OF HEALTH AND ENVIRONMENTAL CONTROL

CHAPTER 61

Statutory Authority: Section 44-7-260, *et. seq.*,

Notice of Drafting:

The Department of Health and Environmental Control proposes to revise Regulation 61-17, Standards For Licensing Nursing Homes. Interested persons may submit written comments to Dennis L. Gibbs, Director, Division of Health Licensing, S.C. Department of Health and Environmental Control, 2600 Bull Street, Columbia, S.C. 29201. To be considered, all comments must be received no later than 5:00 p.m., December 28, 2006, the close of the drafting comment period.

Synopsis:

The Department proposes to revise the regulation to include, but not be limited to; update and expand definitions; clarify licensing requirements; update licensing fee amounts; describe inspection and reporting requirements; add reference to Departmental consultations; update enforcement action procedures; add facility policy/procedures and quality improvement standards; clarify admission and retention standards; add resident restraints and safety precaution standards; update staff training requirements; update sections related to treatment, services, and care; update sections regarding resident record content and maintenance; add quality initiatives related to the resident's experience of care; update physical examination and tuberculin screening requirements; add infection control standards; add standards related to advancing technology and electronic records; update medication management standards; add reporting requirements; add resident rights and assurances standards; update dietary and meal service requirements; add emergency procedures/disaster preparedness and facility evacuation standards; amend design, construction, and fire prevention requirements; add exceptions related to the operation of nursing homes; and add a severability clause.

Legislative review will be required.

DEPARTMENT OF LABOR, LICENSING AND REGULATION

BUILDING CODES COUNCIL

CHAPTER 8

Statutory Authority: 1976 Code Section 6-9-40

Notice of Drafting:

The South Carolina Building Codes Council proposes to modify the National Electrical Code, 2005 Edition, in accordance with the statutory amendments to acts governing the Building Codes Council, including proposed modifications. These provisions will be established in regulations by adding Article 5-National Electrical Code. Written comments may be submitted to Gary Wiggins, Building Codes Council Administrator, Department of Labor, Licensing and Regulation, at 110 Centerview Drive, 2nd Floor, Columbia, South Carolina, 29211-1329, (803) 896-4620.

Synopsis:

The purpose of the modification is to provide an additional exception to allow the omission of arc-fault protectors on dedicated circuits in bedrooms serving smoke detectors only. These provisions will be established in regulations designated under Article 5-National Electrical Code.

**DEPARTMENT OF LABOR, LICENSING AND REGULATION
DIVISION OF LABOR**

CHAPTER 71

Statutory Authority: 1976 Code Section 41-15-210, 41-15-220

Notice of Drafting:

The South Carolina Department of Labor, Licensing and Regulation, Division of Labor, Office of Occupational Safety and Health proposes revisions to Chapter 71, subarticle 3, to amend the requirements for reporting fatalities and multiple hospitalization incidents to OSHA as required by the United States Department of Labor. The amendment changes the telephone number for reporting occupational catastrophes and fatalities. Written comments may be submitted to Gwendolyn Thomas, OSHA Standards Office, Department of Labor, Licensing and Regulation, at P.O. Box 11329, Columbia, S.C. 29211-1329.

Synopsis:

The purpose of the amendment is to revise the telephone number for reporting occupational catastrophes and fatalities that occur in South Carolina as required by the United States Department of Labor.

36 PROPOSED REGULATIONS

Document No. 3098
STATE BOARD OF EDUCATION

Chapter 43

Statutory Authority: 20 U.S.C. § 7844 (Supp. 2003)

43-272.2. Review Process for Homeless Children and Unaccompanied Youth

Preamble: This proposed regulation addresses a finding and recommendation made by a monitoring team from the United States Department of Education (USED) in June 2006. Pursuant to section 9304 of the Elementary and Secondary Education Act of 1965, as amended (20 U.S.C. § 7844 (Supp. 2003)), the USED is requiring that the State Department of Education (SDE) “make necessary revisions regarding dispute resolution procedures to allow the SDE to provide oversight and state-level review of local dispute resolution decisions for families of homeless children and youth.”

Section-by-Section

Not required because regulation is being promulgated pursuant to federal law.

The Notice of Drafting was published in the *State Register* on September 22, 2006.

Notice of Public Hearing and Opportunity for Public Comment

Interested members of the public and regulated community are invited to make oral or written comments on the proposed regulation at a public hearing to be conducted by the State Board of Education at its meeting on January 9, 2007, at 10:00 a.m. at the State Department of Education, Rutledge Building, 1429 Senate Street, Columbia, South Carolina. Persons desiring to make oral comments at the hearing are asked to limit their statements to five minutes or less, and as a courtesy are asked to provide written copies of their presentation for the record.

Interested persons also may submit written comments on the proposed amendments by writing to Brenda J. Myers, McKinney-Vento State Coordinator, Office of Safe Schools and Youth Services, 1429 Senate Street, Room 808-B, Columbia, South Carolina 29201 or e-mail bmyers@ed.sc.gov. Comments must be received no later than 5:00 p.m. on December 28, 2006. Comments received by the deadline shall be submitted to the Board in a summary of public comments and department responses for consideration at the public hearing.

Preliminary Fiscal Impact Statement: Fiscal impact to be determined

Statement of Need and Reasonableness:

DESCRIPTION OF REGULATION: R 43-272.2, Review Process for Homeless Children and Unaccompanied Youth

Purpose: To promulgate a regulation that establishes a state-level process for the review of school district-level enrollment decisions affecting homeless children and unaccompanied youth.

Legal Authority: 20 U.S.C. § 7844 (Supp. 2003)

Plan for Implementation: The proposed new regulation will be posted on the State Department of Education’s Web site for review and comment. The new regulation is being promulgated to comply with federal law. General Assembly review is not required. The regulation will be submitted by the State Department of Education for publication in the *State Register* as final and will be effective upon the date of publication.

DETERMINATION OF NEED AND REASONABLENESS OF THE PROPOSED REGULATION BASED ON ALL FACTORS HEREIN AND EXPECTED BENEFITS: Promulgation of this regulation is needed, based on staff analysis, to bring the state into compliance with the federal Elementary and Secondary Education Act, as amended.

DETERMINATION OF COSTS AND BENEFITS: None

UNCERTAINTIES OF ESTIMATES: None

EFFECT ON ENVIRONMENT AND PUBLIC HEALTH: This regulation does not have any effect on the environment or public health.

DETRIMENTAL EFFECT ON THE ENVIRONMENT AND PUBLIC HEALTH IF THE REGULATION IS NOT IMPLEMENTED: There will be no detrimental effect on the environment or public health if this regulation is not implemented.

Statement of Rationale

A copy of the Statement of Rationale is available upon request in the Office of Safe Schools and Youth Services, 1429 Senate Street, Rutledge Building, Room 808-B, Columbia, South Carolina 29201.

Text

The full text of this regulation is available on the South Carolina General Assembly Home Page: <http://www.scstatehouse.net/regnsrch.htm>. Full text may also be obtained from the promulgating agency.

Document No. 3095

DEPARTMENT OF HEALTH AND ENVIRONMENTAL CONTROL

CHAPTER 61

Statutory Authority: S.C. Code Ann. Section 44-56-30 (2002)

R.61-79. Hazardous Waste Management Regulations

Preamble:

The Department proposes to amend Regulation 61-79 to adopt required federal amendments through June 30, 2005. Adoption of federal amendments to 40 CFR 260 through 265, 268, and 270 will ensure federal compliance. These amendments will not be more stringent than the federal equivalent, and neither a legislative review, a preliminary assessment report, nor fiscal impact statement is required.

The United States Environmental Protection Agency (EPA) has promulgated amendments to 40 CFR 260 through 265, 268, and 270. Recent federal amendments affect certain wastewater dyes, the new Hazardous Waste Management Manifest Rule, and corrections.

These rules have been published at 70 FR 9138 on February 24, 2005; 70 FR 10776 on March 4, 2005; 70 FR 35032 and FR 35034 on June 16, 2005. In addition, one minor correction will be made to conform to the intent of previous federal amendments. Past State language stipulated that "owners or operators" were required to have permits; the language is now amended to reflect the federal language "owners and operators" are required to have permits.

A Notice of Drafting for the proposed amendments was published in the *State Register* on May 26, 2006. Notice was also published on the Department's Regulatory Information Internet site in its monthly Regulation

38 PROPOSED REGULATIONS

Development Update, and on the DHEC Land and Waste Management Internet site. No comments were received. See Discussion and Table of Proposed Revisions below and Statement of Need and Reasonableness, Attachment A.

Discussion of Proposed Revisions:

Revisions are made to conform R.61-79 to reflect federal amendments to 40 CFR 260 through 270 as of June 30, 2005.

SECTION of R.61-79

REVISIONS

260.10 Definitions	Remove "Manifest document number"; revise "Designated facility" and "Manifest"; add "Manifest tracking number"
261.4(b)(15)	Nonwastewaters from Dyes and Pigments: Revise (b)(15)(i) and (v)
261.7(b)(1)(iii)	Manifest Rule: Revise (b)(1)(iii)(A) and (B)
261.32(a)(b)(c)(d)	Nonwastewaters from Dyes and Pigments: Designate existing text and table as (a); add new entry K181 under heading "Organic Chemicals" in the table; and add new paragraphs (b), (c), and (d); add 7 new listings under (c)
261 Appendix VII	Add new listing K181 in alphanumeric order
261 Appendix VIII	Add 5 new listings in alphanumeric order
262.20(a)	Manifest Rule: Revise text at (a)(1); add new (2)
262.21	Manifest Rule: Revise heading and leadin; retain language in old (a) as leadin; remove language in (a)(1) through (9) and language in (b). Reserve (a) through (f) and add note; add new (g), (g)(1), (g)(2).
262.27	Manifest Rule: Add new Section, (a) and (b)
262.32(b)	Manifest Rule: Revise (b) and marking instructions
262.33	Manifest Rule: Revise paragraph
262.34(m)	Manifest Rule: Add new (m)
262.42(a) and (b)	Manifest Rule: Replace "Department" with "Agency"
262.54(c) and (e)	Manifest Rule: Revise (c) and (e)
262.60	Manifest Rule: Revise (c); add (d) and (e)
262 Appendix	Manifest Rule: Remove old and insert new Manifest forms and instructions as of September 6, 2006
263.20(a) and (g)	Manifest Rule: Revise heading, (a)(1) and (2); new (3); revise (g)
263.21(b)	Manifest Rule: Revise (b)(1); new through (b)(2)(ii)
264.70	Manifest Rule: Convert and Revise (a); add new (b)
264.71(a), (b)(4), new (e)	Manifest Rule: Revise (a), (a)(1) - (a)(3); revise (b)(4); add new (e)
264.72(a) through (g)	Manifest Rule: Revise (a)(1) through (2); new (3); new (b); revise (c); add new (d) through (g)
264.76(a) and (b)	Manifest Rule: Convert leadin to (a) and revise; add and reserve (b)
265.70(a)(b)	Manifest Rule: Revise leadin as (a); add new (b)
265.71(a)(b)	Manifest Rule: Revise (a) and (b); add new (e)
265.72(a) through (g)	Manifest Rule: Revise (a) through (c); add new (d) through (g)
265.76(a) through (b)	Manifest Rule: Revise (a) add and reserve (b); retain comment
268.20(a)(b)(c)	Nonwastewaters from Dyes and Pigments: add new subsection 268.20
268.21 through 268.29	Add and reserve
268.40 Treatment Standards Table	Nonwastewaters from Dyes and Pigments: Add alphanumeric entries for F039 and K181 and revise footnote 7
268.48 Universal Treatment Standards Table	Nonwastewaters from Dyes and Pigments: Add four constituents to table in alphanumeric order
270.1(c)	Correct federal error "Owner and operator".. must have permits

Notice of Staff Informational Forum:

Staff of the Department of Health and Environmental Control invite interested members of the public and regulated community to attend a staff-conducted informational forum to be held on Thursday, January 4, 2007 at 10:00 am. in Room 1043 at the Stern Business Center, Suite 102, at 8911 Farrow Road in Columbia. The purpose of the forum is to answer questions and to receive public comments from interested persons on the proposed amendment of R.61-79. Relevant comments received at the informational forum shall be submitted in a Summary of Public Comments and Department Responses for the Board's consideration at the public hearing noticed below.

Information or copies of the proposed text for public notice and comment may be obtained at <http://www.scdhec.gov/lwm/html/public.html> or by calling Carolyn McLaughlin at (803) 896-4254.

Notice of Public Hearing and Opportunity for Public Comment Pursuant to S.C. Code Ann. Sections 1-23-110 and 1-23-111:

Interested members of the public and regulated community are invited to make oral or written comments on the proposed amendments of R.61-79 at a public hearing to be conducted by the Board of Health and Environmental Control at its regularly scheduled meeting February 8, 2007. The public hearing will be held in the Board Room of the Commissioner's Suite, third floor, Aycok Building of the Department of Health and Environmental Control (DHEC) at 2600 Bull Street, Columbia, SC. The Board meeting commences at 10:00 a.m., at which time the Board will consider items in the order presented on its agenda. The Board's agenda will be published by the Department 24 hours in advance of the meeting. Persons desiring to make oral comments at the hearing are asked to limit their statements to five minutes and, as a courtesy, are asked to provide written comments of their presentations for the record.

Interested persons are also provided an opportunity to submit written comments on the proposed regulation by writing to David Scaturro, Manager of Corrective Action Engineering, Division of Waste Management, 2600 Bull Street, Columbia, SC 29201. Written comments must be received by January 4, 2007, the close of the public comment period. Comments received by the deadline shall be considered by staff in formulating the final proposed regulation for public hearing on February 8, 2007, as noticed above and submitted in a summary of Public Comments and Department Responses for the Board at the public hearing.

Information or copies of the proposed text for public notice and comment may be obtained at <http://www.scdhec.gov/lwm/html/public.html> or by calling Carolyn McLaughlin at (803) 896-4254.

Statement of Need and Reasonableness

This Statement of Need and Reasonableness complies with S. C. Code Ann. Section 1-23-115(C)(1)-(3) and (9)-(11).

DESCRIPTION OF REGULATION: Proposed amendment of R.61-79 Hazardous Waste Management Regulations

Purpose: The purpose of this amendment is to meet compliance requirements of the United States Environmental Protection Agency (EPA), which promulgated amendments to 40 CFR 260 through 265, 268, and 270 between July 1, 2004, and June 30, 2005, by publication in the *Federal Register*. The Department is required by the Resource Conservation and Recovery Act, 42 U.S.C. Section 6929, to achieve minimum federal standards.

Legal Authority: South Carolina Hazardous Waste Management Act, S. C. Code Ann. Section 44-56-10 *et seq.* (2002 & Supp. 2005) and Section 44-56-30.

40 PROPOSED REGULATIONS

Plan for Implementation: Upon final approval by the Board of Health and Environmental Control and publication in the *State Register* as a final regulation, amended regulations will be provided in hard copy and electronic formats to the community at cost through the Department's Freedom of Information Office and at the Bureau web site.

DETERMINATION OF NEED AND REASONABLENESS OF THE PROPOSED REGULATION BASED ON ALL FACTORS HEREIN AND EXPECTED BENEFITS: These amendments are needed and reasonable because adoption of the proposed amendments and corrections to R.61-79 will reflect recent federal amendments required for compliance with federal law. The nonwastewater colorant rule will better protect groundwater. The manifest rule is planned to reduce the paperwork costs of tracking hazardous wastes. See Purpose above.

DETERMINATION OF COSTS AND BENEFITS: This regulatory amendment is exempt from the requirements of a Preliminary Fiscal Impact Statement or a Preliminary Assessment Report because the changes are necessary to maintain compliance with federal regulations. In amending the federal regulations EPA estimated costs and benefits of the various amendments as summarized below. The summaries are taken from the cited *Federal Register* notices. A significant regulatory action is defined as one that (5/26/98 in 63 FR 28630) "is likely to result in a rule that may: (1) have an annual effect on the economy of \$100 million or more or adversely affect, in a material way, the economy, productivity, competition, jobs, the environment, public health or safety, or state, local, or tribal governments or communities; (2) create serious inconsistency or otherwise interfere with an action taken or planned by another agency; (3) materially alter the budgetary impact of entitlements...; or (4) raise novel legal or policy issues arising out of legal mandates..."

The nonwastewater colorant rule, by EPA's estimate, will result in costs to industry ranging from negligible to 0.238 percent, or a range of an estimated \$0.49 million to \$2.38 million a year of gross corporate revenues, and less than \$3 million dollars to government sectors. In turn the rule will improve management of wastes that have the potential to contaminate groundwater, which according to EPA would result in unacceptable risk to human health and the environment. EPA estimates that the new hazardous waste manifest rule will result in a burden reduction of 12 percent in annual hours, or reduction of between \$12 and \$20 million dollars in the public and private sectors. See Purpose above.

UNCERTAINTIES OF ESTIMATES: No known uncertainties.

EFFECT ON ENVIRONMENT AND PUBLIC HEALTH: The over-all effects of these rules are expected to be beneficial to the public health and environment, particularly the wastewater colorant rule protection to groundwater contamination, while providing a flexible approach that focuses the regulation on wastes that present a risk to human health and the environment. The manifest rule will result in overall cost savings, and reflect federal provisions in State law.

DETRIMENTAL EFFECT ON THE ENVIRONMENT AND PUBLIC HEALTH IF THE REGULATION IS NOT IMPLEMENTED: The State's ability to implement federal requirements will be affected if these amendments are not adopted. The State is required to adopt, in a timely manner, certain amendments to 40 CFR 260 through 273. The failure to adopt required amendments can result in the loss of state authority to enforce R.61-79 Hazardous Waste Management rules, and in the EPA managing the South Carolina Hazardous Waste Program.

Text:

The full text of this regulation is available on the South Carolina General Assembly Home Page: <http://www.scstatehouse.net/regnsrch.htm>. Full text may also be obtained from the promulgating agency.

Document No. 3096
DEPARTMENT OF HEALTH AND ENVIRONMENTAL CONTROL
CHAPTER 61
 Statutory Authority: S.C. Code Ann. Section 44-56-30 (2002)

R.61-79. Hazardous Waste Management Regulations

Preamble:

The Department is proposing to amend R.61-79 in order to adopt a federal rule that facilitates the recycling of mercury by including mercury-containing equipment as part of the Universal Waste Rule at R.61-79.273. This rule was published in the Federal Register at 70 FR 45507 on August 5, 2005. This rule relaxes current regulation. Legislative review of this proposed provision will be required.

The United States Environmental Protection Agency (EPA) has promulgated amendments to 40 CFR 260.261, 264, 265, 268, 270 and 273 throughout the last calendar year. Recent federal amendments support mercury recycling.

A Notice of Drafting for the proposed amendment was published in the State Register on May 26, 2006. Notice was also published on the Department's Regulatory Information Internet site in its monthly Regulation Development Update, and on the DHEC Land and Waste Management Internet site. No comments were received. See Discussion and Table of Proposed Revisions below and Statement of Need and Reasonableness, Attachment A.

The Notice of Drafting also included the consideration of adoption of new alternative methods rules. The Department must postpone adoption of the methods rule because of staff and budget limitations at this time.

Discussion of Proposed Revisions:

Revisions are made to conform R.61-79 to reflect relaxed federal amendments to 40 CFR 260 through 273 as of August 5, 2005.

SECTION of R.61-79	REVISIONS
260.10 Definitions	Mercury Rule: Replace "Universal Waste"; add "Mercury-containing equipment"
261.9(c)	Mercury Rule: Revise (c)
264.1(g)(11)(iii)	Mercury Rule: Revise (iii)
265.1(c)(14)(iii)	Mercury rule: Revise (iii)
268.1(f)(3)(iii)	Mercury Rule: Revise (iii)
270.1(c)(2)(viii)(C)	Mercury Rule: Revise (C)
273.1(a)(3)	Mercury Rule: Revise (a)(3)
273.4	Mercury Rule: Revise leadin, (a), (b), and (c)
273.9	Mercury Rule: Add definitions for Ampule, Mercury-containing equipment; revise definitions for Large Quantity Handler, Small Quantity Handler, and Universal Waste
273.13	Mercury Rule: Revise (c)
273.14(d)(1) and (2)	Mercury Rule: Revise (d)
273.32	Mercury Rule: Revise (b)(4) and (5)
273.33	Mercury Rule: Revise (c), (1) and (2); add (3), revise (4)
273.34	Mercury Rule: Remove (d); add new (d)(1) and (2)

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Notice of Staff Informational Forum:

Staff of the Department of Health and Environmental Control invite interested members of the public and regulated community to attend a staff-conducted informational forum to be held on Friday, December 29, 2006, at 9:30 a.m. in room 1043 at the Stern Business Center, Suite 102, at 8911 Farrow Road in Columbia. The purpose of the forum is to answer questions and to receive public comments from interested persons on the proposed amendment of R.61-79. Relevant comments received at the informational forum shall be submitted in a Summary of Public Comments and Department Responses for the Board's consideration at the public hearing noticed below. Information or copies of the proposed text for public notice and comment may be obtained at <http://www.scdhec.gov/lwm/html/public.html> or by calling Carolyn McLaughlin at (803) 896-4254.

Notice of Public Hearing and Opportunity for Public Comment Pursuant to S.C. Code Ann. Sections 1-23-110 and 1-23-111:

Interested members of the public and regulated community are invited to make oral or written comments on the proposed amendments of R.61-79 at a public hearing to be conducted by the Board of Health and Environmental Control at its regularly scheduled meeting on February 8, 2007. The public hearing will be held in the Board Room of the Commissioner's Suite, third floor, Aycock Building of the Department of Health and Environmental Control (DHEC) at 2600 Bull Street, Columbia, S.C. The Board meeting commences at 10:00 a.m., at which time the Board will consider items in the order presented on its agenda. The Board's agenda will be published by the Department 24 hours in advance of the meeting. Persons desiring to make oral comments at the hearing are asked to limit their statements to five minutes and, as a courtesy, are asked to provide written comments of their presentations for the record.

Interested persons are also provided an opportunity to submit written comments on the proposed regulation by writing to David Scaturo, Manager of Corrective Action Engineering, Division of Waste Management, 2600 Bull Street, Columbia SC 29201. Written comments must be received by December 29, 2006, the close of the public comment period. Comments received by the deadline shall be considered by staff in formulating the final proposed regulation for public hearing noticed above. Relevant comments received by the deadline shall be submitted in a summary of Public Comments and Department Responses for the Board at the public hearing.

Information or copies of the proposed text for public notice and comment may be obtained at <http://www.scdhec.gov/lwm/html/public.html> or by calling Carolyn McLaughlin at (803) 896-4254.

Preliminary Fiscal Impact Statement:

There will be minimal cost saving to the state and its political subdivisions to facilitate recycling of mercury-containing equipment. See Statement of Need and Reasonableness.

Statement of Need and Reasonableness:

This Statement of Need and Reasonableness complies with S. C. Code Ann. Section 1-23-115(C)(1)-(3) and (9)-(11).

DESCRIPTION OF REGULATION: Proposed amendment of R.61-79 Hazardous Waste Management Regulations.

Purpose: The purpose of this amendment is to maintain State consistency with relaxed regulations of the United States Environmental Protection Agency (EPA), which promulgated an amendment to 40 CFR 260, 261, 264, 265, 268, 270 and 273 on August 5, 2005, by publication in the Federal Register.

Legal Authority: South Carolina Hazardous Waste Management Act, S. C. Code Ann. Section 44-56-10 et seq. (2002 & Supp. 2005) and Section 44-56-30.

Plan for Implementation: Upon final approval by the Board of Health and Environmental Control, review by the General Assembly, and publication in the State Register as a final regulation, amended regulations will be provided in hard copy and electronic formats to the community at cost through the Department's Freedom of Information Office and at the Bureau web site.

DETERMINATION OF NEED AND REASONABLENESS OF THE PROPOSED REGULATION BASED ON ALL FACTORS HEREIN AND EXPECTED BENEFITS: The mercury amendment enables relaxed storage requirements for generators to encourage the recycling of mercury-containing equipment by including mercury products in the Universal Waste Rule and facilitating its removal from the environment. This rule reflects relaxed current federal standards.

DETERMINATION OF COSTS AND BENEFITS: In amending the Federal regulations EPA has estimated the costs and benefits of the amendments as summarized below. The summaries are taken from the cited Federal Register notices. A significant regulatory action is defined as one that (5/26/98 in 63 FR 28630) "is likely to result in a rule that may: (1) have an annual effect on the economy of \$100 million or more or adversely affect, in a material way, the economy, productivity, competition, jobs, the environment, public health or safety, or state, local, or tribal governments or communities; (2) create serious inconsistency or otherwise interfere with an action taken or planned by another agency; (3) materially alter the budgetary impact of entitlements...; or (4) raise novel legal or policy issues arising out of legal mandates... The inclusion of mercury-containing equipment in the Universal Waste Rule will save costs to generators, particularly for storage. It will also assist the State as well as public and private generators of mercury-containing equipment to recycle and avoid landfill disposal and its subsequent problems. There will be a small cost savings to generators, and its political subdivisions to facilitate recycling of mercury-containing equipment. EPA estimated cost savings to generators of mercury-containing equipment to be about \$106 per generator per year.

UNCERTAINTIES OF ESTIMATES: No known uncertainties.

EFFECT ON ENVIRONMENT AND PUBLIC HEALTH: Regulating spent mercury-containing equipment as a universal waste will lead to better management of this equipment and will facilitate compliance with hazardous waste management requirements, preventing these items from entering municipal trash and thereby reducing emissions of mercury to the environment.

DETRIMENTAL EFFECT ON THE ENVIRONMENT AND PUBLIC HEALTH IF THE REGULATION IS NOT IMPLEMENTED: Less incentive to recycle mercury containing equipment, resulting in higher mercury content in municipal solid waste streams and waters of the state.

PRELIMINARY FISCAL IMPACT STATEMENT: There will be a slight saving to generators, including the state and its political subdivisions, to facilitate recycling of mercury-containing equipment. EPA estimated cost savings of about \$106 per generator.

STATEMENT OF RATIONALE: This amendment reflects relaxation of current federal requirements, which the EPA encourages states to adopt, although states are not required to do so. Mercury-containing equipment was added to the universal waste rule to provide flexibility for its management so that it may be collected and recycled rather than handled as municipal trash or tested prior to hazardous waste disposal. This amendment continues to protect human health and the environment.

Text:

The full text of this regulation is available on the South Carolina General Assembly Home Page: <http://www.scstatehouse.net/regnsrch.htm>. Full text may also be obtained from the promulgating agency.

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Document No. 3093
DEPARTMENT OF MOTOR VEHICLES
Chapter 90
Statutory Authority: 1976 Code Section 56-23-100
Article 3
DRIVER TRAINING SCHOOLS

Preamble:

The Department proposes to add Article 3 to Chapter 90. These regulations were previously codified as Chapter 38, Article 3, Subarticle 7. The proposed regulations revise specifications for Driver Training Schools. A Notice of Drafting for the proposed regulations was published in the State Register on October 27, 2006. A discussion of the proposed regulations with reference to revisions from the original text and Statement of Need and Reasonableness is contained herein.

Section-by-Section Discussion

- 90-160. Provides definitions. Previously R.38-160. Changes department definition from South Carolina Department of Public Safety to South Carolina Department of Motor Vehicles.
- 90-161. Discusses General Application Requirements. Previously R.38.161. New text allows for a person to hold a license to teach classroom only or to teach behind the wheel training only or both. A licensee must also have a permanent location in this State and all motor vehicles used for behind the wheel instruction must be registered in this State. If licensed for classroom training only, then the motor vehicle requirement shall be waived. Applications to secure a driver training school business license shall be submitted to a new Department location.
- 90-162. Outlines Driver Training School License Applicants Requirements. Previously R.38.162. Item C is deleted. If an instructor is licensed for classroom only, then the motor vehicle requirement shall be waived.
- 90-163. Defines Driver School Requirements. Previously R.38.163. Existing text will remain the same.
- 90-164. Discusses Driver Training School License Requirements. Previously R.38.164. Adds new text to require each licensed driver training school to obtain a corporate surety bond in the amount of ten thousand (\$10,000) dollars prior to operation. When any driving school ceases to do business, the owner of the school must surrender the driving school license to the Department within 10 days.
- 90-165. Explains Driver Training School Motor Vehicle Liability Insurance Minimums. Previously R.38.165. Deletes need for liability insurance for classroom only training.
- 90-166. Outlines Liability Insurance Coverage Requirements; Notice of Cancellation. Previously R.38.166. Existing text will remain the same.
- 90-167. Defines Driver Training School Instructor Qualifications. Previously R.38.167. Amends language for which an instructor must have no record of suspension of driving privileges for moving violations for the past three (3) years. An instructor must also have three (3) years of driving experience and no suspension for three (3) years.
- 90-168. Discusses Driver Instructors License Application Requirements. Previously R.38.168. Minor editorial changes made.

- 90-169. Defines Driver Training Instructor Licensing. Previously R.38.169. Existing text will remain the same.
- 90-170. Explains Registration, Inspection, and Required Equipment for Motor Vehicles Operated by Driver Training Schools. Previously R.38.170. Changes registration of a driver training school vehicle with the Department to be submitted annually for safety inspections.
- 90-171. Identifies Driver Training School Motor Vehicle Safety and Identification Requirements. Previously R.38.171. Deletes example of hand controls for the accelerator and brake for a student requiring special equipment training. Changes the location of the lettering "Driver Training" on the driving school vehicle.
- 90-172. Describes Driver Training School Facilities. Previously R.38.172. Each licensed driving school facility and any branch office must have an office which contains adequate facilities to conduct business, deletes a business only having access to the facility.
- 90-173. Defines Driver Training School Physical Facilities, Hours of Operation, etc. Previously R.38.173. The classroom of a Driver Training School Business must provide adequate materials to complete the course of instruction for the specific driver training course being administered.
- 90-174. Outlines Driver Training School Course of Instruction. Previously R.38.174. Existing text will remain the same.
- 90-175. Outlines Driver Training School Student Instruction Record. Previously R.38.175. Minor grammatical changes.
- 90-176. Discusses Instruction Records and Files. Previously R.38.176. Removes defining a driver training student record from being permanent.
- 90-177. Describes Receipts for Fees Paid for Instruction. Previously R.38.177. Existing text will remain the same.
- 90-178. Terms of Driver Training School Contracts. Previously R.38.178. Contracts shall differentiate Classroom and Behind the Wheel training.
- 90-179. Explanation of Driver Training School Contracts, Permanent Records. Previously R.38.179. Deletes allowing copies of written contracts and agreements in the school files for inspection.
- 90-180. Outlines Items Required for Display in Driver Training School Facility. Previously R.38.180. Existing text will remain the same.
- 90-181. Describes Inspection of School Facilities. Previously R.38.181. Changes the name of representatives to agents and also includes other minor editorial changes.
- 90-182. Handling Driver Training School Complaints. Previously R.38.182. Existing text will remain the same.
- 90-183. Driver Training School Advertising. Previously R.38.183. Existing text will remain the same.
- 90-184. Procedure for Suspension, Revocation, Refusal to Renew Driver Training School License. Previously R.38.184. Existing text will remain the same.

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90-185. Procedure for Suspension, Revocation, Refusal to Issue or Renew a Driver Training Instructor's License. Previously R.38.185. Existing text will remain the same.

90-186. Judicial Review Procedures. Previously R.38.186. Existing text will remain the same.

Notice of Public Hearing and Opportunity for Public Comment:

The South Carolina Department of Motor Vehicles will conduct a public hearing for the purpose of receiving oral comments, data, views or arguments on Thursday, January 18, 2007 at 10:00 a.m. if requested in accordance with the provisions of Section 1-23-110 by twenty-five persons, by a governmental sub-division or agency or by an association having not less than twenty-five members. Requests for a hearing must be in writing and received by the Department of Motor Vehicles by 5:00 p.m. on Thursday, January 4, 2007. The public hearing will be held at the Administrative Law Judge Court, 1205 Pendleton Street, Brown Building, Second Floor, Suite 224, Columbia, South Carolina 29201. Please submit comments and hearing requests to Mr. John H. Caldwell, South Carolina Department of Motor Vehicles, 10311 Wilson Boulevard, Blythewood, South Carolina 29016.

Preliminary Fiscal Impact:

The Department of Motor Vehicles estimates the costs incurred by the State and its political subdivisions in complying with the proposed regulation will be minimal.

Statement of Rationale:

The basis of the proposed regulation is to transfer authority from the Department of Public Safety to the Department of Motor Vehicles. The Department of Motor Vehicles shall promulgate regulations contained in this chapter.

All changes to the existing regulation text have been proposed based on the passage of Act No. 0328 of 2006.

Statement of Need and Reasonableness:

The statement of need and reasonableness was determined by staff analysis pursuant to S.C. Code Section 1-23-115(C)(1) through (3) and (9) through (11).

DESCRIPTION OF REGULATION: 90-160. Driver Training Schools.

Purpose: The Department of Motor Vehicles proposes to draft new regulations previously promulgated in Chapter 38, Article 3, Subarticle 7, to revise the regulation specifications for Driver Training Schools.

Legal Authority: Section 56-23-100 allows the Department of Motor Vehicles to promulgate regulations on this matter.

Plan for Implementation: The proposed regulations will take effect upon approval by the General Assembly and publication in the *State Register*. The proposed regulations will be implemented pursuant to the procedures outlined in the Implementation Guide.

DETERMINATION OF NEED AND REASONABLENESS OF THE PROPOSED REGULATION BASED ON ALL FACTORS HEREIN AND EXPECTED BENEFITS:

The proposed regulation will place the responsibility for administering Driver Training Schools under the proper regulatory authority.

The proposed regulation will allow changes to include the issuance of a license to an instructor for classroom only or behind the wheel training only, require a ten thousand dollar (\$10,000) surety bond, require records be made available at a permanent location in South Carolina for review and increases the temporary instructor fee to twenty dollars. Private secondary school instructors are also exempt from fees for an instructor permit.

DETERMINATION OF COSTS AND BENEFITS:

The Department of Motor Vehicles, Driver Training Schools and the general public will benefit from the proposed regulations.

UNCERTAINTIES OF ESTIMATES:

None.

EFFECT ON ENVIRONMENT AND PUBLIC HEALTH:

None.

DETRIMENTAL EFFECTS ON THE ENVIRONMENT AND PUBLIC HEALTH IF THE REGULATIONS ARE NOT IMPLEMENTED:

None.

Text:

The full text of this regulation is available on the South Carolina General Assembly Home Page: <http://www.scstatehouse.net/regnsrch.htm>. Full text may also be obtained from the promulgating agency.

Document No. 3094
DEPARTMENT OF MOTOR VEHICLES
Chapter 90
Statutory Authority: 1976 Code Section 56-23-100
Article 2
TRUCK DRIVER TRAINING SCHOOLS

Preamble:

The Department proposes to add Article 2 to Chapter 90. These regulations were previously codified as Chapter 38, Article 3, Subarticle 9. The proposed regulations revise specifications for Truck Driver Training Schools. A Notice of Drafting for the proposed regulations was published in the State Register on October 27, 2006. A discussion of the proposed regulations with reference to revisions from the original text and Statement of Need and Reasonableness is contained herein.

Section-by-Section Discussion

90-100. Provides definitions. Previously R.38.200. Changes the definition of behind-the-wheel instruction. Creates "Class B" definition. Adds new definition of "commercial vehicle" to a vehicle with a gross vehicle weight rating of 10,001 pounds or more, used in commerce. Changes department definition from South Carolina Department of Public Safety to South Carolina Department of Motor Vehicles. New language added to "fail to complete" definition. An "hour" is modified to an instructional period of sixty (60) minutes. Adds definition of instructor and range. Includes "Class B/Straight Truck or Passenger Bus Training" to Truck Driver School definition.

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- 90-101. Outlines Requirements and Application for Truck Driver Training School. Previously R.38.201. Existing text will remain the same.
- 90-102. Describes Management, Foreign Applicant, and Application Requirements; Naming Restrictions. Previously R.38.202. Each application for a truck driver training school license shall include a bond in the amount of ten thousand dollars (\$10,000.00). Minor paragraph structuring.
- 90-103. Explains Truck Driver Training School License Renewal Application. Previously R.38.203. Existing text will remain the same.
- 90-104. Discusses Application Information Changes. Previously R.38.204. Adds “Classroom Only” in classification changes.
- 90-105. Identifies Truck Driver Training School Branch Offices. Previously R.38.205. Existing text will remain the same.
- 90-106. Requires Truck Driver Training School License Required. Previously R.38.206. Existing text will remain the same.
- 90-107. Defines Truck Driver Training School Location, Physical Facilities and Courses of Instruction. Previously R.36.207. Amends DMV Division language to Department.
- 90-108. Discusses Facilities, Inspections, Course of Instruction, and Student Requirements. Previously R.36.208. CVSA inspections must be completed on all vehicles used in training. Extends amount of time records must be retained to least three (3) years from the date of course completion. Item E adds language for Class A vehicles. If any changes are made to logs a student must initial the change. Item F includes new text for Truck Driver Training Course of Instruction for Class B or Straight Truck/Passenger Bus Instruction. Refresher Training and Records of Training shall be added to the Truck Driver Training School Requirements.
- 90-109. Describes Motor Vehicles Used in Instruction. Previously R.38.209. Changes include all vehicles used for the purpose of demonstration and practice must be equipped with seat belts for the operator and all passengers. If a school operates with trucks crossing the borders into another state, schools are required to have USDOT numbers on all trucks.
- 90-110. Explains Truck Driver Training Motor Vehicles – Identification and Restrictions on Use. Previously R.38.210. Adds weight, as in a dummy load, in the trailer for training purposes.
- 90-111. Identifies Truck Driver Training School Motor Vehicle Registration, Insurance, and Inspection. Previously R.38.211. Existing text will remain the same.
- 90-112. Discusses Insurance and Inspection Requirements. Previously R.38.212. Each motor vehicle used by a school for behind the wheel instruction must be insured against liability, by a licensed and certified insurance company. The amount changed to three hundred thousand dollars (\$300,000.00) because of bodily injury or death to one (1) person in any one (1) accident, and subject to such limit for one (1) person and five hundred thousand dollars (\$500,000.00) because of bodily injury or death of two (2) or more persons in any (1) accident, and three hundred thousand dollars (\$300,000.00) because of injury to or destruction of property of others in any one (1) accident. Each motor vehicle used for training must be listed and CVSA inspected.
- 90-113. Defines Cancellation and Refund Policy. Previously R.38.213. Changes a reserved section to include cancellation and refund policies.

- 90-114. Outlines Special Requirements. Previously R.38.214. New text requires at least one (1) motor vehicle used in a truck driver training school must be a tractor-trailer combination unit for class of training which is offered for a Class A CDL or a straight truck or bus meeting definition of other commercial vehicles to carry out the instructional program of the school. This covers vehicles for Class A or Class B/Straight Truck Training.
- 90-115. Outlines Requirements for Application for Truck Driver Training School Instructor. Previously R.38.215. The minimum hours for behind-the-wheel training to be a certified truck driver training school instructor is sixteen (16). Language change in referencing crimes which are automatic disqualification. An instructor shall have no convictions for traffic offenses involving moving violations totaling six (6) points in the year immediately preceding the date of application. New text is added for further requirements.
- 90-116. Discusses Original Application for Truck Driver Training Instructor's License. Previously R.38.216. Existing text will remain the same.
- 90-117. Identifies BTW Truck Driver Training Instructor's License Renewal Application. Previously R.38.217. Existing text will remain the same.
- 90-118. Surrender of Truck Driver Training Instructor's License. Previously R.38.218. Existing text will remain the same.
- 90-119. Explanation of Truck Driver Training School Enrollment Contract Requirements. Previously R.38.219. Existing text will remain the same.
- 90-120. Outlines Contracts. Previously R.38.220. Change in address location for grievances for Truck Driver Training School.
- 90-121. Describes Advertising. Previously R.38.221. New text is added to prevent a school from advertising free deals; they must follow Federal Trade Commission Guidelines. No school may guarantee employment in its advertising.
- 90-122. Procedure for Suspension, Revocation, Refusal to Issue or Renew Truck Driver Training School Instructor's License. Previously R.38.222. Minor editorial changes are made.
- 90-123. Procedure for Suspension, Revocation, Refusal to Issue or Renew a Truck Driver Training School Instructor's License. Previously R.39.223. Hearing granted by Administrated Procedures Act included.

Notice of Public Hearing and Opportunity for Public Comment:

The South Carolina Department of Motor Vehicles will conduct a public hearing for the purpose of receiving oral comments, data, views or arguments on January 16, 2007 at 10:00 a.m. if requested in accordance with the provisions of Section 1-23-110 by twenty-five persons, by a governmental sub-division or agency or by an association having not less than twenty-five members. Requests for a hearing must be in writing and received by the Department of Motor Vehicles by 5:00 p.m. on January 2, 2007. The public hearing will be held at the Administrative Law Judge Court, 1205 Pendleton Street, Brown Building, Second Floor, Suite 224, Columbia, South Carolina 29201. Please submit comments and hearing requests to Mr. John H. Caldwell, South Carolina Department of Motor Vehicles, 10311 Wilson Boulevard, Blythewood, South Carolina 29016.

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Preliminary Fiscal Impact:

The Department of Motor Vehicles estimates the costs incurred by the State and its political subdivisions in complying with the proposed regulation will be minimal.

Statement of Rationale:

The basis of the proposed regulation is to transfer authority from the Department of Public Safety to the Department of Motor Vehicles. The Department of Motor Vehicles shall promulgate regulations contained in this chapter.

All changes to the existing regulation text have been proposed based on the passage of Act No. 0328 of 2006.

Statement of Need and Reasonableness:

The statement of need and reasonableness was determined by staff analysis pursuant to S.C. Code Section 1-23-115(C)(1) through (3) and (9) through (11).

DESCRIPTION OF REGULATION: 90-100. Truck Driver Training Schools.

Purpose: The Department of Motor Vehicles proposes to draft new regulations previously promulgated in Chapter 38, Article 3, Subarticle 9, to revise the regulation specifications for Truck Driver Training Schools.

Legal Authority: Section 56-23-100 allows the Department of Motor Vehicles to promulgate regulations on this matter.

Plan for Implementation: The proposed regulations will take effect upon approval by the General Assembly and publication in the *State Register*. The proposed regulations will be implemented pursuant to the procedures outlined in the Implementation Guide.

DETERMINATION OF NEED AND REASONABLENESS OF THE PROPOSED REGULATION BASED ON ALL FACTORS HEREIN AND EXPECTED BENEFITS:

The proposed regulation will place the responsibility for administering Truck Driver Training Schools under the proper regulatory authority.

The proposed regulation will allow changes to include the issuance of a license to an instructor for classroom only or behind the wheel training only, allow Class B/Straight Truck or Passenger training in truck driver schools, increases liability insurance requirements and creates a cancellation and refund policy.

DETERMINATION OF COSTS AND BENEFITS:

The Department of Motor Vehicles, Truck Driver Training Schools and the general public will benefit from the proposed regulations.

UNCERTAINTIES OF ESTIMATES:

None.

EFFECT ON ENVIRONMENT AND PUBLIC HEALTH:

None.

DETRIMENTAL EFFECTS ON THE ENVIRONMENT AND PUBLIC HEALTH IF THE REGULATIONS ARE NOT IMPLEMENTED:

None.

Text:

The full text of this regulation is available on the South Carolina General Assembly Home Page:
<http://www.scstatehouse.net/regnsrch.htm>. Full text may also be obtained from the promulgating agency.

52 EMERGENCY REGULATIONS

Filed: November 1, 2006, 8:51 am

Document No. 3097
DEPARTMENT OF NATURAL RESOURCES
CHAPTER 123

Statutory Authority: 1976 Code Sections 50-1-200, 50-1-210, 50-3-100, 50-11-10, 50-11-65, 50-11-105, 50-11-310, 50-11-335, 50-11-350, 50-11-390, 50-11-430, 50-11-500, 50-11-520, 50-11-530, 50-11-854 and 50-11-2200.

Emergency Situation:

These emergency regulations amend and supersede South Carolina Department of Natural Resources Regulation Number 123-40. These regulations set open and closed seasons, bag limits and methods of taking wildlife; define special use restrictions related to hunting and methods for taking wildlife on Department-owned Wildlife Management Areas. Because the hunting seasons on these areas continue through January 1, it is necessary to re-file these regulations as emergency.

123-40. Wildlife Management Area Regulations.

1.1 The following regulations amend South Carolina Department of Natural Resources regulation Number 123-40.

1.2. The regulations governing hunting including prescribed schedules and seasons, methods of hunting and taking wildlife, and bag limits for Wildlife Management Areas are as follows:

(G) Francis Marion National Forest

No buckshot on still gun hunts. During deer hunts when dogs are used buckshot only is permitted. On either-sex deer hunts with dogs, all deer must be checked in by one hour after legal sunset. Hogs may only be taken during deer hunts and special hog hunts.

Hellhole WMA

Deer

Archery	Aug. 15 through Sept. 30	2 deer per day, buck only, except either-sex Sept. 15 – Sept. 30. Hogs no limit.
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Still Gun Hunts	Oct. 1 through Jan. 1	2 deer per day, either-sex. Hogs no limit.
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Dog Hunts (Shotguns only, no still gun hunting)	2 nd Friday in December All deer must be checked at Hellhole Check Station.	2 deer total per day, either-sex
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Small Game No open season for fox hunting	No hunting before Sept. 1 or after Mar. 1; otherwise Game Zone 6 seasons apply. Dogs allowed during small game gun season only. Closed during scheduled deer and hog hunts with dogs.	Game Zone 6 bag limits except Quail- 8 per day
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Waterhorn WMA

Deer

Archery	Sept. 24 through Oct. 15	2 deer per day, either-sex, Hogs no limit.
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Muzzleloader	Oct. 25 through Nov 8	2 deer per day, either-sex, Hogs no limit.
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Still Gun Hunts	3 rd Fri. & Sat. in Aug. 1 st & 2 nd Fri. & Sat. in Sept. 2 nd Fri. & Sat. in Nov.	2 deer per day, buck only, Hogs no limit.
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1st full week in Dec. Dec. 26 through Dec. 31	2 deer per day, either-sex Hogs no limit.
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Small Game No open season for fox hunting.	No hunting before Sept. 1 or after Mar. 1; otherwise Game Zone 6 seasons apply. Dogs allowed during small game gun season only. Closed during scheduled deer and hog hunt periods.	Game Zone 6 bag limits except Quail- 8 per day
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Hog Hunts	Sat. only in Feb.	No limit.
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No more than 4 bay or catch dogs per party. No still or stalk hunting permitted. One shotgun per party (buck shot only). Pistols allowed. Hog hunters must have a hunting license and WMA permit. Hogs may not be transported alive. Hogs taken must be brought to the check station and a data card completed.

Hog hunters must sign a register at Elmwood Check Station upon entering and leaving Waterhorn WMA.

Wambaw WMA

Deer

Tibwin Special Use Area is closed to hunting except for special hunts published by the SCDNR.

Still Gun Hunts	Aug. 15 through Jan. 1	2 deer per day, buck only, except either-sex Sept. 15 – Jan. 1. Hogs no limit.
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Dog Hunts (Shotguns only)	Next to last Thurs-Sat. in Aug. 2 nd Wed & Thurs in Nov. 1st Sat. in Nov.	2 deer per day, buck only, Hogs no limit. 2 deer per day, either-sex. Hogs no limit.
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54 EMERGENCY REGULATIONS

On either-sex deer hunts with dogs, all deer must be checked in at Awendaw check station on Hwy 17 or Honey Hill Lookout Tower.

Still gun hunts only East of Hwy 17. Rifles allowed.

Seewee Special Use Area

Archery (no dogs)	Sept. 1 – Jan. 1	2 deer per day, buck only, except either-sex Sept. 15 – Jan. 1.
Small Game No open season for fox hunting.	No hunting before Sept. 1 or after Mar. 1; otherwise Game Zone 6 seasons apply. Dogs allowed during small game gun season only. Closed during scheduled periods using dogs to hunt deer or hogs.	Game Zone 6 bag limits except Quail- 8 per day

Northampton WMA

Deer

Still Gun Hunts	Aug. 15 through Jan. 1	2 deer per day, buck only, except either-sex Sept 15 – Jan 1. Hogs
Dog Hunts (Shotguns only)	Last Thurs. - Sat. in Sept. & 2nd Wed & Thurs in Oct. 3 rd Sat. in Oct.	2 deer per day, buck only, hogs no limit. 2 deer per day, either sex, hogs no limit.

On either-sex deer hunts with dogs, all deer must be checked in at P&C Grocery or Anglers in Jamestown.

Small Game No open season on fox hunting.	No hunting before Sept. 1 or after Mar. 1; otherwise Game Zone 6 seasons apply. Dogs allowed during small game gun season only. Closed during scheduled periods using dogs to hunt deer or hogs.	Game Zone 6 bag limits except Quail- 8 per day.
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Santee WMA**Deer**

Still Gun Hunts	Aug. 15 through Jan. 1	2 deer per day, buck only, except either-sex Sept. 15 – Jan 1. Hogs no limit.
Dog Drive Hunts (Shotguns only)	Last Wed - Sat. in Aug. & 4th Wed. & Thurs. in Oct.	2 deer per day, buck only, hogs no limit.
	First Sat. in Oct.	2 deer per day, either-sex Hogs no limit.

On either-sex deer hunts with dogs, all deer must be checked in at Bonneau Ferry WMA entrance or M&B Alvin Community Mart.

Small Game No open season for fox hunting.	No hunting before Sept. 1 or after Mar. 1; otherwise Game Zone 6 seasons apply. Dogs allowed during small game gun season only. Closed during scheduled periods using dogs to hunt deer or hogs.	Game Zone 6 bag limits except Quail- 8 per day.
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Statement of Need and Reasonableness:

Periodically additional lands are made available to the public through the Wildlife Management Area Program. Since existing regulations only apply to specific wildlife management areas, new regulations must be filed to establish seasons, bag limits and methods of hunting and taking of wildlife on these new WMAs as well as expanding use opportunities on existing WMAs. Amendments are needed to allow additional opportunity. Because some hunts continue until January 1, it is necessary to re-file these regulations as emergency.

Fiscal Impact Statement:

This amendment of Regulation 123.40 will result in increased public hunting opportunities that should generate additional State revenue through license sales. In addition, the local economy should benefit from sales of hunting supplies, food and overnight accommodations. Sales taxes on these items will also directly benefit government.

56 FINAL REGULATIONS

Document No. 3074
CLEMSON UNIVERSITY
STATE LIVESTOCK-POULTRY HEALTH COMMISSION
CHAPTER 27
Statutory authority: 1976 Code Section 47-4-30 and 47-17-130

R.27-1023 State Meat Inspection Regulation

Synopsis:

These regulations are being promulgated to modernize, clarify and update existing regulations which govern, to the extent authorized by S. C. Code, Title 47, Chapter 4, the inspection of meat and meat food products produced for intrastate commerce. These updated regulations are necessary to comply with the Federal Meat Inspection Act (21USCA 661, Section 301) which established Federal-State Cooperative Meat Inspection Programs and the Humane Methods of Slaughter Act of 1978. This is a grant program with equal federal-state funding. A cooperating state is required to adopt regulations "at least equal to" those adopted by the federal government. This regulation will, in effect, adopt the current Federal Meat Inspection Regulations with some minor exceptions for some state specific requirements. The Notice of Drafting was published in the State Register on June 23, 2006.

Instructions:

Replace R27-1023 with the following amendment.

Text:

R.27-1023 State Meat Inspection Regulation

A. Definitions.

1. *Commission* means the State Livestock-Poultry Health Commission, Clemson University.
2. *Director* means the Director, Livestock-Poultry Health Programs, Clemson University.
3. *Custom Processor* means the custom preparation by any person of carcasses, parts thereof, meat or meat food products derived from the slaughter by any individual of cattle, sheep, swine or goats of his own raising or from game animals, delivered by the owner thereof for such custom preparation and transportation in commerce of such custom prepared article, exclusively for the use in the household by the owner and members of the owners household and the owners non-paying guests and employees in an establishment permitted by the State Meat Inspection Department for that purpose.

B. Permit required; fee; application; refusal, revocation or suspension.

1. Custom processors shall secure a permit from the Commission.
2. The permit fee is twenty-five dollars (\$25.00) annually or for part of a year. The permit year is July 1 to June 30. The fee must be retained by the Commission. The Commission by regulation may increase the fee to not more than fifty dollars (\$50.00).
3. The Commission, for cause, may refuse to grant a permit, may revoke or modify a permit, or assess a civil penalty in accordance with Section 47-4-130, South Carolina Code of Laws (1976) as amended.

C. Adoption of Federal Meat Inspection Regulations.

The United States Department of Agriculture, Food Safety and Inspection Service, Meat Inspection Regulations, 9 CFR, Chapter III, Subchapter A, Parts 300-320, 325, 329, 335, 352 and 354, and Subchapter E, Parts 416-417, 424, 430, 441 and 500 and all changes thereto in effect as of January 1, 2007 are hereby adopted as the State Meat Inspection Regulations, with exceptions as noted below.

D. Exceptions to the Federal Meat Inspection Regulations.

1. Subchapter A, Part 303 – Exemptions, Section 303.1(a)(2). The provisions of this section related to custom slaughter of livestock do not apply. Custom slaughtering is not a specified exemption in the State Meat and Meat Foods Regulations and Inspection Law of 1967.

2. Subchapter A, Part 307, Section 307.5(a) – Overtime Inspection Service. Fees and charges for overtime inspection service will be established, as required, by the Commission.

3. Subchapter A, Part 307, Section 307.5(b) – Holiday Inspection Service. State holidays as designated by the State Budget and Control Board will be utilized by the state inspection program.

4. Subchapter A, Part 312 – Official Marks, Devices and Certificates. Official state marks, devices and certificates of inspection will be utilized by the state inspection program.

5. Subchapter A, Part 352, Section 352.5 – Holiday and Overtime Inspection Services. Fees and charges for overtime and state holiday inspection services will be established, as required by the Commission.

6. Subchapter A, Part 352, Section 352.7 – Marking Inspected Products. Official state marks, devices and certificates of inspection will be utilized by the state inspection program.

E In addition to temporary suspension in whole or in part of inspection services, as provided for in this regulation, the Director may, when he determines that the operator of any official establishment or any subsidiary therein, acting within the scope of his office, employment or agency, has threatened to forcible assault or has forcibly assaulted, intimidated, harassed or interfered with any program employees in or on account of his official duties under the law, assess a civil penalty in accordance with Section 47-4-130(b), S.C. Code of Laws, (1976) as amended.

F. The complete text of these regulations is available for review at the Meat-Poultry Inspection Department, Livestock-Poultry Health Programs, Clemson University.

Document No. 3075

CLEMSON UNIVERSITY

STATE LIVESTOCK-POULTRY HEALTH COMMISSION

CHAPTER 27

Statutory Authority: 1976 Code Section 47-4-30, 47-19-30, and 47-19-170

R 27-1022 State Poultry Regulations

Synopsis:

These regulations are being promulgated to modernize, clarify and update existing regulations which govern, to the extent authorized by S.C. Code, Title 47, Chapter 4, the inspection of poultry products produced for intrastate commerce. These updated regulations are necessary to comply with the federal Poultry Products Inspection Act (21USCA 454, Section 5) which establishes Federal-State Cooperative Poultry Inspection Programs. This is a grant program with equal federal-state funding. A cooperating state is required to adopt regulations “at least equal to” those adopted by the federal government. This regulation will, in effect, adopt the current Federal Poultry Products Inspection Regulations with some minor exceptions for some state specific requirements. The Notice of Drafting was published in the State Register on January 23, 2006.

Instructions:

Replace R27-1022 to the regulations

Text:

R.27-1022 – State Poultry Inspection Regulation

58 FINAL REGULATIONS

A. Definitions.

1. *Commission* means the State Livestock-Poultry Health Commission, Clemson University.
2. *Director* means the Director, Livestock-Poultry Health Programs, Clemson University.

B. Adoption of Federal Poultry Products Regulations.

The United States Department of Agriculture, Food Safety and Inspection Service, Poultry Products Inspection Regulations, 9 CFR, Chapter III, Subchapter A, Parts 362 and 381 and Subchapter E. Parts 416-417, 424, 430, 441 and 500 and all changes thereto in effect as of January 1, 2007 are hereby adopted as the State Poultry Inspection Regulations, with exception as noted below.

C. Exceptions to the Federal Poultry Products Inspection Regulations.

1. Subchapter A, Part 362, Voluntary Poultry Inspection Regulations, Section 362.5. Fees and charges for voluntary inspection services will be established, as required, by the Commission.
 2. Subchapter A, Part 381, Subpart G, Facilities for Inspection, Section 381.38. State holidays as designated by the State Budget and Control Board will be utilized by the state inspection program.
 3. Subchapter A, Part 381, Subpart G, Facilities for Inspection, Section 381.39. Fees and charges for overtime and holiday inspection services will be established, as required, by the Commission.
- Subchapter A, Part 381, Subpart M, Official Marks, Devices and Certificates. Official state marks, devices and certificates of inspection will be utilized by the state inspection program.

D. The complete text of these regulations is available for review at the Meat-Poultry Inspection Department, Livestock-Poultry Health Programs, Clemson University.