**South Carolina General Assembly**

125th Session, 2023-2024

**S. 200**

**STATUS INFORMATION**

General Bill

Sponsors: Senator Fanning

Companion/Similar bill(s): 198, 3770

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Introduced in the Senate on January 10, 2023

Currently residing in the Senate Committee on **Judiciary**

Summary: Wells and Septic Tanks

**HISTORY OF LEGISLATIVE ACTIONS**

 Date Body Action Description with journal page number

 11/30/2022 Senate Prefiled

 11/30/2022 Senate Referred to Committee on **Judiciary**

 1/10/2023 Senate Introduced and read first time (Senate Journal‑page 105)

 1/10/2023 Senate Referred to Committee on **Judiciary** (Senate Journal‑page 105)

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**VERSIONS OF THIS BILL**

[12/02/2022](https://www.scstatehouse.gov/sess125_2023-2024/prever/200_20221202.docx)

A bill

to amend the South Carolina Code of Laws by adding Section 5‑31‑1525 so as to PROHIBIT THE DEPARTMENT OF HEALTH AND ENVIRONMENTAL CONTROL FROM DENYING THE REPAIR, REPLACEMENT, OR CONSTRUCTION OF WELLS AND SEPTIC TANKS ON CERTAIN RURAL LANDS REGARDLESS OF THE AVAILABILITY OF MUNICIPAL WATER AND SEWER SERVICE.

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

SECTION 1. Article 15, Chapter 31, Title 5 of the S.C. Code is amended by adding:

 Section 5‑31‑1525. (A) The Department of Health and Environmental Control shall not deny a property owner of rural land of no more than five acres the right to repair and replace any well or septic tank existing on the effective date of this act because of available municipal water and sewer service.

 (B) The Department of Health and Environmental Control shall not deny a property owner of family farmland of no more than five acres on the effective date of this act the right to construct new wells and septic tanks on the property because of available municipal water and sewer service.

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

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