**South Carolina General Assembly**

125th Session, 2023-2024

**H. 4610**

**STATUS INFORMATION**

General Bill

Sponsors: Reps. Hixon, Carter, Clyburn and Guffey

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Introduced in the House on January 9, 2024

Currently residing in the House Committee on **Education and Public Works**

Summary: Highway transfers to the state highway system

**HISTORY OF LEGISLATIVE ACTIONS**

Date Body Action Description with journal page number

11/16/2023 House Prefiled

11/16/2023 House Referred to Committee on **Education and Public Works**

1/9/2024 House Introduced and read first time ([House Journal‑page 98](h:\hj\20240109.docx))

1/9/2024 House Referred to Committee on **Education and Public Works** ([House Journal‑page 98](h:\hj\20240109.docx))

View the latest  [legislative information](https://www.scstatehouse.gov/billsearch.php?billnumbers=4610&session=125&summary=B)  at the website

**VERSIONS OF THIS BILL**

[11/16/2023](https://www.scstatehouse.gov/sess125_2023-2024/prever/4610_20231116.docx)

A bill

TO AMEND THE SOUTH CAROLINA CODE OF LAWS BY AMENDING SECTION 57-5-70, RELATING TO HIGHWAY TRANSFERS TO THE STATE HIGHWAY SYSTEM, SO AS TO PROVIDE THE DEPARTMENT OF TRANSPOrTATION MUST PROPERLY MAINTAIN ROADS TRANSFERRED INTO THE STATE HIGHWAY SYSTEM.

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

SECTION 1. Section 57-5-70 of the S.C. Code is amended to read:

Section 57-5-70. (A) A county or municipality and the department may by mutual consent agree to transfer a road from the county or municipal road system to the state highway system. The transfer may be of the road “as is”, without further improvement to the road or upon such terms and conditions as the parties mutually agree. Notification of the transfer must be given to the county's legislative delegation. If the department determines that a road in the county or municipal road system is necessary for the interconnectivity of the state highway system, and the municipality or county does not consent to the transfer, the department may initiate a condemnation action to acquire the road, or a portion of it, and the county or municipality is not required to make any further improvements to it.

(B) The department must properly maintain, repair, replace, abate, and when appropriate, upgrade the roads, and the infrastructure, preexisting conditions and all related responsibilities for the roads transferred from the county or municipal road system to the state highway system.

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

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