

## Session 116 - (2005-2006)

**H\*3304 (Rat #0070, Act #0061 of 2005) General Bill, By Witherspoon, Wilkins, Harrell, Jennings, Battle, Cotty, Cato, Barfield, Hosey, Allen, Altman, Anderson, Bales, Bowers, Brady, Branham, G.A. Brown, J. Brown, Chalk, Chellis, Clemmons, Clyburn, Coates, Dantzler, Dellaney, Duncan, Edge, Emory, Frye, Funderburk, Hardwick, Harrison, Harvin, Hayes, J. Hines, M. Hines, Kennedy, Kirsh, Lee, Littlejohn, Loftis, McCraw, McGee, McLeod, Merrill, Miller, J.M. Neal, Neilson, Ott, Phillips, M.A. Pitts, Rhoad, Rice, Rivers, Rutherford, Sandifer, Scarborough, J.R. Smith, Taylor, Umphlett, Vick, Viers, Young and Bailey**

**Similar (S 0416)**

**Summary:** Tobacco Escrow Fund enforcement

AN ACT TO AMEND TITLE 11, CODE OF LAWS OF SOUTH CAROLINA, 1976, BY ADDING CHAPTER 48 SO AS TO PROVIDE FOR FURTHER ENFORCEMENT OF THE TOBACCO ESCROW FUND ACT, INCLUDING BOTH CIVIL AND CRIMINAL PENALTIES FOR VIOLATIONS, TO AMEND SECTION 11-47-30, RELATING TO THE REQUIREMENT FOR A TOBACCO PRODUCT MANUFACTURER TO EITHER PARTICIPATE IN THE MASTER SETTLEMENT AGREEMENT OR DEPOSIT MONIES INTO A QUALIFIED ESCROW FUND, SO AS TO PROVIDE THAT ESCROW PAYMENTS REQUIRED OF A NONPARTICIPATING TOBACCO PRODUCTS MANUFACTURER AND ANY REFUND OF AN ESCROW OVERPAYMENT BY SUCH A MANUFACTURER ARE BASED ON UNITS SOLD IN THIS STATE COMPARED WITH MASTER SETTLEMENT AGREEMENT PAYMENTS RATHER THAN AN ALLOCABLE SHARE, TO AMEND SECTIONS 11-49-60 AND 11-49-150, RELATING TO THE POWERS OF THE BOARD OF THE TOBACCO SETTLEMENT REVENUE MANAGEMENT AUTHORITY ACT AND THE CONSENT TO AND APPROVED BY THE GENERAL ASSEMBLY TO THE TOBACCO MASTER SETTLEMENT AGREEMENT, SO AS TO DELETE THE REQUIREMENT THAT THE GENERAL ASSEMBLY APPROVE ANY AMENDMENT TO THE AGREEMENT BEFORE THE BOARD MAY APPROVE SUCH AN AMENDMENT AND TO ALLOW THE BOARD OF THE AUTHORITY TO APPROVE SUCH AMENDMENTS ON BEHALF OF THE STATE IF SUCH AMENDMENTS DO NOT DIMINISH THE RIGHTS AND REMEDIES OF THE AUTHORITY AND BONDHOLDERS. - ratified title

<b>01/12/05</b>	<b>House</b>	<b>Introduced and read first time HJ-78</b>
<b>01/12/05</b>	<b>House</b>	<b>Referred to Committee on Ways and Means HJ-79</b>
<b>01/18/05</b>	<b>House</b>	<b>Member(s) request name added as sponsor: Bailey</b>
<b>01/19/05</b>	<b>House</b>	<b>Committee report: Favorable Ways and Means HJ-8</b>
<b>01/20/05</b>		<b>Scrivener's error corrected</b>
<b>01/26/05</b>	<b>House</b>	<b>Debate adjourned until Thursday, January 27, 2005 HJ-31</b>
<b>01/27/05</b>	<b>House</b>	<b>Debate adjourned until Tuesday, February 1, 2005 HJ-10</b>
<b>02/01/05</b>	<b>House</b>	<b>Read second time HJ-22</b>
<b>02/01/05</b>	<b>House</b>	<b>Roll call Yeas-102 Nays-0 HJ-24</b>
<b>02/02/05</b>	<b>House</b>	<b>Read third time and sent to Senate HJ-18</b>
<b>02/02/05</b>	<b>Senate</b>	<b>Introduced and read first time SJ-21</b>
<b>02/02/05</b>	<b>Senate</b>	<b>Referred to Committee on Finance SJ-21</b>
<b>03/31/05</b>	<b>Senate</b>	<b>Committee report: Favorable with amendment Finance SJ-15</b>
<b>04/01/05</b>		<b>Scrivener's error corrected</b>
<b>04/28/05</b>	<b>Senate</b>	<b>Amended SJ-28</b>
<b>04/28/05</b>	<b>Senate</b>	<b>Read second time SJ-28</b>
<b>04/29/05</b>	<b>Senate</b>	<b>Read third time and returned to House with amendments</b>
<b>04/29/05</b>		<b>Scrivener's error corrected</b>
<b>05/05/05</b>	<b>House</b>	<b>Concurred in Senate amendment and enrolled HJ-36</b>
<b>05/11/05</b>		<b>Ratified R 70</b>
<b>05/17/05</b>		<b>Signed By Governor</b>
<b>05/19/05</b>		<b>Copies available</b>
<b>05/19/05</b>		<b>Effective date See Act for Effective Date</b>
<b>05/25/05</b>		<b>Act No. 61</b>