**South Carolina General Assembly**

118th Session, 2009-2010

**A112, R10, S473**

**STATUS INFORMATION**

General Bill

Sponsors: Senator Leventis

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Introduced in the Senate on February 24, 2009

Introduced in the House on March 3, 2009

Last Amended on February 26, 2009

Passed by the General Assembly on March 5, 2009

Became law without Governor's signature, April 9, 2009

Summary: Sumter County

**HISTORY OF LEGISLATIVE ACTIONS**

 Date Body Action Description with journal page number

 2/24/2009 Senate Introduced, read first time, placed on local & uncontested calendar [SJ](file:///h%3A%5CSJ%20Archive%5C2009%5C02-24-09.docx)‑9

 2/25/2009 Senate Read second time [SJ](file:///h%3A%5CSJ%20Archive%5C2009%5C02-25-09.docx)‑24

 2/26/2009 Senate Amended [SJ](file:///h%3A%5CSJ%20Archive%5C2009%5C02-26-09.docx)‑10

 2/26/2009 Senate Read third time and sent to House [SJ](file:///h%3A%5CSJ%20Archive%5C2009%5C02-26-09.docx)‑10

 3/3/2009 House Introduced, read first time, placed on calendar without reference [HJ](file:///h%3A%5CHJ%20Archive%5C2009%5C03-03-09.docx)‑7

 3/4/2009 House Read second time [HJ](file:///h%3A%5CHJ%20Archive%5C2009%5C03-04-09.docx)‑73

 3/5/2009 House Read third time and enrolled [HJ](file:///h%3A%5CHJ%20Archive%5C2009%5C03-05-09.docx)‑15

 4/2/2009 Ratified R 10

 4/9/2009 Became law without Governor's signature

 4/17/2009 Effective date See Act for Effective Date

 7/21/2009 Act No. 112

**VERSIONS OF THIS BILL**

[2/24/2009](file:///p%3A%5Cpprever%5C2009-10%5C473_20090224.docx)

[2/24/2009-A](file:///p%3A%5Cpprever%5C2009-10%5C473_20090224A.docx)

[2/26/2009](file:///p%3A%5Cpprever%5C2009-10%5C473_20090226.docx)

[3/3/2009](file:///p%3A%5Cpprever%5C2009-10%5C473_20090303.docx)

(A112, R10, S473)

**AN ACT TO AMEND ACT 387 OF 2008, RELATING TO THE SUMTER COUNTY CONSOLIDATED SCHOOL DISTRICT, SO AS TO PROVIDE THAT A MEMBER OF THE SUMTER CONSOLIDATION TRANSITION COMMITTEE WHO HAS BEEN DISMISSED, SUSPENDED FROM HIS POSITION, OR DEMOTED, OR FORCED TO ACCEPT A CHANGE IN THE TERMS AND CONDITIONS AT HIS CURRENT EMPLOYMENT, OR RECEIVES ANY DIRECT OR INDIRECT THREATS IN CONNECTION WITH HIS DECISIONS OR ACTIONS ON BEHALF OF THE COMMITTEE MAY INSTITUTE A NONJURY CIVIL ACTION AGAINST SUMTER SCHOOL DISTRICT 2 OR SUMTER SCHOOL DISTRICT 17 OR THEIR SUCCESSORS FOR CERTAIN DAMAGES.**

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

**Cause of action, damages**

SECTION 1. Section 8 of Act 387 of 2008 is amended by adding an appropriately designated subsection at the end to read:

 “( ) If a member of the Sumter Consolidation Transition Committee is dismissed, suspended from his position, demoted, or forced to accept a change in the terms and conditions at his current employment, or if he receives any threats, direct or indirect, in connection with his decisions or actions on behalf of the committee, the member may institute a nonjury civil action against Sumter School District 2 or Sumter School District 17 or their successors for:

 (1) reinstatement to his former position;

 (2) lost wages from positions of employment other than his service as a member of the Sumter Consolidation Transition Committee;

 (3) actual damages;

 (4) treble damages;

 (5) reasonable attorney’s fees as determined by the court; and

 (6) injunctive relief from a change in the terms and conditions of his employment.

 This cause of action exists for any such retaliatory action that takes place during a member’s employment or term of service with Sumter School District 2 or 17. The action must be brought in the court of common pleas of Sumter County.”

**Time effective**

SECTION 2. This act takes effect upon approval by the Governor and applies to any action taken during a member’s term of service on the committee.

Ratified the 2nd day of April, 2009.

Became law without the signature of the Governor -- 4/9/09.

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