~~Indicates Matter Stricken~~

Indicates New Matter

AMENDED

March 25, 2009

**H. 3084**

Introduced by Reps. Toole, Wylie and Hamilton

S. Printed 3/25/09--H.

Read the first time January 13, 2009.

**STATEMENT OF ESTIMATED FISCAL IMPACT**

ESTIMATED FISCAL IMPACT ON GENERAL FUND EXPENDITURES:

$0 (No additional expenditures or savings are expected)

ESTIMATED FISCAL IMPACT ON FEDERAL & OTHER FUND EXPENDITURES:

See Below

**EXPLANATION OF IMPACT:**

Under current law, SCDOT is reimbursed $500 from the appropriate local “C” fund account for each road, bridge, or facility that is named by the General Assembly. Subsection (B), as amended, prohibits public funds from being used to reimburse SCDOT for these cost unless the structure is dedicated and named in honor of either a serviceman or law enforcement officer killed in the line of duty. Although subsection (A) specifies that SCDOT is to be reimbursed for expenses associated with such a dedication, it does not specify the source from which the department is to be reimbursed.

**SPECIAL NOTES:**

The cost associated with dedicating a road or structure would impact the State Highway Fund if the SCDOT is not reimbursed for such expenses from another source.

*Approved By:*

Harry Bell

Office of State Budget

**A** **BILL**

TO AMEND SECTION 57‑3‑610, CODE OF LAWS OF SOUTH CAROLINA, 1976, RELATING TO THE NAMING OF A HIGHWAY FACILITY IN HONOR OF AN INDIVIDUAL, SO AS TO PROVIDE THAT UNLESS THE HIGHWAY FACILITY IS DEDICATED AND NAMED IN HONOR OF EITHER A SERVICEMAN OR LAW ENFORCEMENT OFFICER KILLED IN THE LINE OF DUTY, PUBLIC FUNDS MAY NOT BE USED TO REIMBURSE THE DEPARTMENT OF TRANSPORTATION FOR THE EXPENSES IT INCURS TO NAME AND DEDICATE THE HIGHWAY FACILITY.

Amend Title To Conform

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

SECTION 1. Section 57‑3‑610 of the 1976 Code, is amended to read:

“Section 57‑3‑610. (A) Whenever a road, bridge, or other highway facility is dedicated and named in honor of an individual by act or resolution of the General Assembly, the Department of Transportation must be reimbursed for all expenses it ~~incurred by the department~~ incurs to implement the dedication.

(B) ~~Reimbursement~~ Unless the highway facility is dedicated and named in honor of either a serviceman, law enforcement officer, or fireman killed in the line of duty, public funds may not be used to reimburse the department for expenses it incurs ~~incurred by the department must first be approved by a majority of each county legislative delegation of the county in which the road, bridge, or facility is located. Reimbursement must be from the State Secondary “C” Apportionment Fund of the county or counties in which the road, bridge, or facility is located, and expenses under this section are limited to five hundred dollars~~. If money to fund the erection of a sign is raised privately, signs may be erected in honor of an individual.

(C) Reimbursement for expenses incurred by the department to name and dedicate a highway facility pursuant to a request from other than the General Assembly must be by agreement between the requesting entity and the department.”

SECTION 2. Article 7, Chapter 3, Title 57 of the 1976 Code is amended by adding:

“Section 57‑3‑612. Before June 30, 2010, no ‘C’ Fund or General Fund revenues may be used to defray the costs of purchasing or erecting signing for traffic generators, except as contained in the Department of Transportation Guideline Number TG‑14, approved July 7, 2007. Subsequent to June 30, 2010, no ‘C’ Fund or General Fund revenues may be used to defray the costs of purchasing or erecting signing for traffic generators, except as shall be contained in Department of Transportation regulation enacted for this purpose pursuant to this section.

SECTION 3. This act takes effect upon approval by the Governor.

‑‑‑‑XX‑‑‑‑