**South Carolina General Assembly**

119th Session, 2011-2012

**H. 4090**

**STATUS INFORMATION**

General Bill

Sponsors: Reps. Nanney, Loftis, Bowen, Atwater, Ballentine, Bedingfield, Hamilton, Hixon, Long, Sandifer, J.R. Smith, Stringer, Viers, Willis and Henderson

Document Path: l:\council\bills\ggs\22958zw11.docx

Introduced in the House on April 13, 2011

Currently residing in the House Committee on **Medical, Military, Public and Municipal Affairs**

Summary: Special purpose districts

**HISTORY OF LEGISLATIVE ACTIONS**

Date Body Action Description with journal page number

4/13/2011 House Introduced and read first time ([House Journal‑page 49](file:///h:\hj%20archive\2011\04-13-11.docx))

4/13/2011 House Referred to Committee on **Medical, Military, Public and Municipal Affairs** ([House Journal‑page 49](file:///h:\hj%20archive\2011\04-13-11.docx))

6/14/2011 House Member(s) request name removed as sponsor: Henderson

2/2/2012 House Member(s) request name added as sponsor: Henderson

**VERSIONS OF THIS BILL**

[4/13/2011](file:///p:\pprever\2011-12\4090_20110413.docx)

**A** **BILL**

TO AMEND SECTION 5‑3‑310, CODE OF LAWS OF SOUTH CAROLINA, 1976, RELATING TO CONTINUATION OF SERVICE BY SPECIAL PURPOSE DISTRICTS FOLLOWING ANNEXATION BY A MUNICIPALITY, SO AS TO PROVIDE FOR THE CONTINUED HEALTH, SAFETY, AND GENERAL WELFARE OF A PERSON AND REAL PROPERTY LOCATED WITHIN THE BOUNDARIES OF THE DISTRICT BEFORE EXTENSION OF CORPORATE LIMITS.

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

SECTION 1. Section 5‑3‑310(2) of the 1976 Code is amended to read:

“(2) ~~Until~~ Unless the municipality ~~upon reasonable written notice elects to displace the district’s service, the district must be allowed to continue providing service~~ demonstrates imminent danger to a person and property within the annexed area, the municipality may not displace the services of a special purpose district as defined in Section 6‑11‑1610, or a special taxing district created pursuant to Section 4‑9‑30 or Chapter 19, Title 4, or an assessment district created pursuant to Chapter 15, Title 6, or another special purpose district, or special taxing or assessment district, and shall allow the district to continue providing service and collecting millage within the district’s annexed area.”

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

‑‑‑‑XX‑‑‑‑