**A** **BILL**

TO AMEND THE CODE OF LAWS OF SOUTH CAROLINA, 1976, BY ADDING SECTION 48-1-65 SO AS TO REQUIRE THE DEPARTMENT OF HEALTH AND ENVIRONMENTAL CONTROL TO NOTIFY THE PUBLIC WITHIN FORTY EIGHT HOURS OF A SPILL OF DOMESTIC SEWAGE INTO THE WATERS OF THIS STATE THAT EXCEEDS FIVE THOUSAND GALLONS; TO STIPULATE THE FORM AND CONTENT OF THE NOTICE; TO PROVIDE AN EXEMPTION; AND TO PROVIDE PENALTIES.

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

SECTION 1. Chapter 1, Title 48 of the 1976 Code is amended by adding:

“Section 48‑1‑65. (A) The department and any publicly or privately owned treatment works or a publicly owned satellite system treating domestic sewage shall communicate to the public within forty‑eight hours of an incident certain details of every spill of domestic sewage into the waters of this State that exceeds five thousand gallons. The department’s communication must be in the form of posting to the department’s Internet website, and email to electronic and written media. Any communication required by this subsection must include the date of the spill, the approximate location of the spill, the affected body or bodies or water, the entity that owns and operates the facility that generated the spill, the nature of the spill, and the approximate size and the duration of the spill.

(B) Manufacturing facilities that, as an ancillary component of their operations, operate a treatment works treating domestic sewage are exempt from this section.

(C) Any publicly or privately owned treatment works or publicly owned satellite system who violates this section is subject to the penalties provided for in Sections 48‑1‑320 and 48‑1‑330.”

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

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