**South Carolina General Assembly**

120th Session, 2013-2014

**A199, R251, H3626**

**STATUS INFORMATION**

General Bill

Sponsors: Reps. Lucas, Williams, Munnerlyn, Lowe, Bannister, Finlay and Weeks

Document Path: l:\council\bills\dka\3078sd13.docx

Companion/Similar bill(s): 478, 4661

Introduced in the House on February 27, 2013

Introduced in the Senate on April 15, 2014

Last Amended on May 22, 2014

Passed by the General Assembly on May 29, 2014

Governor's Action: June 2, 2014, Signed

Summary: Motorsports entertainment complex

**HISTORY OF LEGISLATIVE ACTIONS**

 Date Body Action Description with journal page number

 2/27/2013 House Introduced and read first time ([House Journal‑page 2](file:///H%3A%5CHJ%20Archive%5C2013%5C02-27-13.docx))

 2/27/2013 House Referred to Committee on **Judiciary** ([House Journal‑page 2](file:///H%3A%5CHJ%20Archive%5C2013%5C02-27-13.docx))

 2/27/2013 House Member(s) request name added as sponsor: Bannister

 3/7/2013 House Member(s) request name added as sponsor: Finlay

 3/19/2014 House Member(s) request name added as sponsor: Weeks

 3/20/2014 House Committee report: Favorable with amendment **Judiciary** ([House Journal‑page 10](file:///H%3A%5CHJ%20Archive%5C2014%5C03-20-14.docx))

 3/26/2014 House Requests for debate‑Rep(s). Daning, Loftis, Crosby, Sabb, Owens, Hiott ([House Journal‑page 57](file:///H%3A%5CHJ%20Archive%5C2014%5C03-26-14.docx))

 4/9/2014 House Amended ([House Journal‑page 90](file:///H%3A%5CHJ%20Archive%5C2014%5C04-09-14.docx))

 4/9/2014 House Read second time ([House Journal‑page 90](file:///H%3A%5CHJ%20Archive%5C2014%5C04-09-14.docx))

 4/9/2014 House Roll call Yeas‑111 Nays‑0 ([House Journal‑page 94](file:///H%3A%5CHJ%20Archive%5C2014%5C04-09-14.docx))

 4/10/2014 House Read third time and sent to Senate ([House Journal‑page 114](file:///H%3A%5CHJ%20Archive%5C2014%5C04-10-14.docx))

 4/10/2014 Scrivener's error corrected

 4/15/2014 Senate Introduced and read first time ([Senate Journal‑page 9](file:///H%3A%5CSJ%20Archive%5C2014%5C04-15-14.docx))

 4/15/2014 Senate Referred to Committee on **Judiciary** ([Senate Journal‑page 9](file:///H%3A%5CSJ%20Archive%5C2014%5C04-15-14.docx))

 5/8/2014 Senate Referred to Subcommittee: Rankin (ch), Hutto, Bennett

 5/21/2014 Senate Committee report: Favorable with amendment **Judiciary** ([Senate Journal‑page 13](file:///H%3A%5CSJ%20Archive%5C2014%5C05-21-14.docx))

 5/22/2014 Senate Committee Amendment Adopted ([Senate Journal‑page 47](file:///H%3A%5CSJ%20Archive%5C2014%5C05-22-14.docx))

 5/22/2014 Senate Read second time ([Senate Journal‑page 47](file:///H%3A%5CSJ%20Archive%5C2014%5C05-22-14.docx))

 5/22/2014 Senate Roll call Ayes‑34 Nays‑3 ([Senate Journal‑page 47](file:///H%3A%5CSJ%20Archive%5C2014%5C05-22-14.docx))

 5/27/2014 Senate Read third time and returned to House with amendments ([Senate Journal‑page 13](file:///H%3A%5CSJ%20Archive%5C2014%5C05-27-14.docx))

 5/28/2014 House Debate adjourned until Thur., 5‑29‑14 ([House Journal‑page 41](file:///H%3A%5CHJ%20Archive%5C2014%5C05-28-14.docx))

 5/29/2014 House Concurred in Senate amendment and enrolled ([House Journal‑page 32](file:///H%3A%5CHJ%20Archive%5C2014%5C05-29-14.docx))

 5/29/2014 House Roll call Yeas‑90 Nays‑8 ([House Journal‑page 33](file:///H%3A%5CHJ%20Archive%5C2014%5C05-29-14.docx))

 5/29/2014 Ratified R 251

 6/2/2014 Signed By Governor

 6/6/2014 Effective date 06/02/14

 6/10/2014 Act No. 199

**VERSIONS OF THIS BILL**

[2/27/2013](file:///p%3A%5Cpprever%5C2013-14%5C3626_20130227.docx)

[3/20/2014](file:///p%3A%5Cpprever%5C2013-14%5C3626_20140320.docx)

[4/9/2014](file:///p%3A%5Cpprever%5C2013-14%5C3626_20140409.docx)

[4/10/2014](file:///p%3A%5Cpprever%5C2013-14%5C3626_20140410.docx)

[5/21/2014](file:///p%3A%5Cpprever%5C2013-14%5C3626_20140521.docx)

[5/22/2014](file:///p%3A%5Cpprever%5C2013-14%5C3626_20140522.docx)

(A199, R251, H3626)

**AN ACT TO AMEND THE CODE OF LAWS OF SOUTH CAROLINA, 1976, BY ADDING SECTION 61‑4‑515 SO AS TO PROVIDE THAT THE OWNER OF A “MOTORSPORTS ENTERTAINMENT COMPLEX” OR A “TENNIS SPECIFIC COMPLEX” LOCATED IN THIS STATE OR HIS DESIGNEE MAY APPLY FOR AND BE ISSUED A BIENNIAL LICENSE WHICH AUTHORIZES THE PURCHASE, SALE, AND CONSUMPTION OF BEER AND WINE AT ANY OCCASION HELD ON THE GROUNDS OF THE COMPLEX YEAR ROUND ON ANY DAY OF THE WEEK, TO PROVIDE FOR THE TERMS AND CONDITIONS FOR THIS BIENNIAL LICENSE, INCLUDING THE FEE, AND TO PROVIDE FOR OTHER MATTERS RELATING TO THE ADMINISTRATION OF AND QUALIFICATIONS FOR THIS LICENSE AND APPLICABLE ALCOHOLIC BEVERAGE CONTROL LAWS IN CONNECTION WITH THE USE OF THIS LICENSE; AND BY ADDING SECTION 61‑6‑2016 SO AS TO PROVIDE THAT THE OWNER OF A “MOTORSPORTS ENTERTAINMENT COMPLEX” OR A “TENNIS SPECIFIC COMPLEX”, OR HIS DESIGNEE, ALSO MAY BE ISSUED, UPON APPLICATION, AN ANNUAL LICENSE THAT AUTHORIZES THE PURCHASE, SALE, AND CONSUMPTION OF ALCOHOLIC LIQUORS BY THE DRINK AT ANY OCCASION HELD ON THE GROUNDS OF THE COMPLEX UNDER THE SAME SPECIFIED TERMS AND CONDITIONS AS PROVIDED FOR BEER AND WINE PERMITS.**

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

**Beer and wine permit for on‑premises consumption authorized**

SECTION 1. Article 5, Chapter 4, Title 61 of the 1976 Code is amended by adding:

 “Section 61‑4‑515. (A) In addition to the permits authorized pursuant to the provisions of this article, the department also may issue a biennial permit to the owner, or his designee, of a motorsports entertainment complex or tennis specific complex located in this State, which authorizes the purchase and sale for on‑premises consumption of beer and wine at any occasion held on the grounds of the complex year round on any day of the week. The nonrefundable filing fee and the fees for the motorsports or tennis complex biennial permit are the same as for other biennial permits for on‑premises consumption of beer and wine, with the revenue therefrom used for the purposes provided in Section 61‑4‑510. Notwithstanding another provision of this article, the issuance of this permit authorizes the permit holder to purchase beer and wine from licensed wholesalers in the same manner that a person with appropriate licenses issued pursuant to this title purchases beer and wine from licensed wholesalers. The department in its discretion may specify the terms and conditions of the permit, pursuant to the provisions of Chapter 4, Title 61, and other applicable provisions under Title 61.

 (B) The department may require such proof of qualifications for the issuance of these permits as it considers necessary, pursuant to the provisions of Chapter 4, Title 61, and these permits may be issued whether or not the motorsports entertainment complex or tennis specific complex is located in a county or municipality which pursuant to Section 61‑6‑2010 successfully has held a referendum allowing the possession, sale, and consumption of beer or wine or alcoholic liquors by the drink for a period not to exceed twenty‑four hours.

 (C) The owner or designee of the motorsports entertainment complex or the tennis specific complex may designate particular areas within the complex where patrons of events who have paid an admission price to attend or guests who are attending private functions at the complex, whether or not a charge for attendance is made, may possess and consume beer and wine provided at their own expense or at the expense of the sponsor of the private function.

 (D) For purposes of this section:

 (1) ‘Motorsports entertainment complex’ has the same meaning as provided in Section 12‑21‑2425.

 (2) ‘Tennis specific complex’ means a tennis facility, and its ancillary grounds and facilities, which satisfies all of the following:

 (a) has at least ten thousand fixed seats for tennis patrons;

 (b) hosted one Women’s Tennis Association Premier tournament in 2013 and continues to host at least one Women’s Tennis Association Premier tournament in each year, or any successor Women’s Tennis Association tournament; and

 (c) engages in tourism promotion.”

**Alcoholic liquor license for on‑premises consumption authorized**

SECTION 2. Subarticle 5, Article 5, Chapter 6, Title 61 of the 1976 Code is amended by adding:

 “Section 61‑6‑2016. (A) In addition to the other provisions of this chapter, the owner, or his designee, of a motorsports entertainment complex or tennis specific complex that is located in this State may be issued, upon application, a biennial license that authorizes the purchase and sale for on‑premises consumption of alcoholic liquors by the drink at any occasion held on the grounds of the complex under the same terms and conditions provided in Section 61‑4‑515, and the nonrefundable filing fee and license fee are the same as for other biennial licenses issued by the department for on‑premises consumption of alcoholic liquors by the drink. In the event that the owner or his designee applies for both a permit to purchase and sell for on‑premises consumption beer and wine and a license to purchase and sell for on‑premises consumption alcoholic liquors by the drink, only one fee is required, which is the same as the fee for the fifty‑two week local option permit under Section 61‑6‑2010 with the revenue therefrom used for the same purposes as provided in Section 61‑6‑2010.

 (B) The department may require such proof of qualifications for the issuance of these licenses as it considers necessary, pursuant to the provisions of Chapter 6, Title 61, and these licenses may be issued whether or not the motorsports entertainment complex or tennis specific complex is located in a county or municipality, which pursuant to Section 61‑6‑2010 has successfully held a referendum allowing the possession, sale, and consumption of beer or wine or alcoholic liquors by the drink for a period not to exceed twenty‑four hours.

 (C) The owner or designee of the motorsports entertainment complex or the tennis specific complex may designate particular areas within the complex where patrons of events who have paid an admission price to attend or guests who are attending private functions at the complex, whether or not a charge for attendance is made, may possess and consume alcoholic liquors by the drink provided at their own expense or at the expense of the sponsor of the private function.

 (D) For purposes of this section:

 (1) ‘Motorsports entertainment complex’ has the same meaning as provided in Section 12‑21‑2425.

 (2) ‘Tennis specific complex’ means a tennis facility, and its ancillary grounds and facilities, that satisfies all of the following:

 (a) has at least ten thousand fixed seats for tennis patrons;

 (b) hosted one Women’s Tennis Association Premier tournament in 2013 and continues to host at least one Women’s Tennis Association Premier tournament in each year, or any successor Women’s Tennis Association tournament; and

 (c) engages in tourism promotion.”

**Time effective**

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

Ratified the 29th day of May, 2014.

Approved the 2nd day of June, 2014.

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