**South Carolina General Assembly**

121st Session, 2015-2016

**H. 4446**

**STATUS INFORMATION**

General Bill

Sponsors: Reps. Hamilton, V.S. Moss, Atwater, Yow, Gambrell and Gagnon

Document Path: l:\council\bills\nbd\11130cz16.docx

Companion/Similar bill(s): 4508

Introduced in the House on January 12, 2016

Currently residing in the House Committee on **Judiciary**

Summary: South Carolina Pastor Protection Act

**HISTORY OF LEGISLATIVE ACTIONS**

Date Body Action Description with journal page number

12/3/2015 House Prefiled

12/3/2015 House Referred to Committee on **Judiciary**

1/12/2016 House Introduced and read first time ([House Journal‑page 67](file:///h:\HJ%20Archive\2016\01-12-16.docx))

1/12/2016 House Referred to Committee on **Judiciary** ([House Journal‑page 67](file:///h:\HJ%20Archive\2016\01-12-16.docx))

1/13/2016 House Member(s) request name added as sponsor: Yow

2/2/2016 House Member(s) request name added as sponsor: Gambrell, Gagnon

View the latest [legislative information](http://www.scstatehouse.gov/billsearch.php?billnumbers=4446&session=121&summary=B) at the website

**VERSIONS OF THIS BILL**

[12/3/2015](file:///p:\pprever\2015-16\4446_20151203.docx)

**A** **BILL**

TO AMEND THE CODE OF LAWS OF SOUTH CAROLINA, 1976, BY ADDING SECTION 20‑1‑25 SO AS TO ENACT THE “SOUTH CAROLINA PASTOR PROTECTION ACT”; TO PROVIDE THAT A RELIGIOUS ORGANIZATION, AN ORGANIZATION SUPERVISED BY A RELIGIOUS ORGANIZATION, AN INDIVIDUAL EMPLOYED BY A RELIGIOUS ORGANIZATION OR A MINISTER OR OTHER MEMBER OF THE CLERGY MAY NOT BE REQUIRED TO PERFORM A MARRIAGE CEREMONY IF IT WOULD CAUSE THE ORGANIZATION OR INDIVIDUAL TO VIOLATE A SINCERELY HELD RELIGIOUS BELIEF; AND TO ESTABLISH THAT A REFUSAL TO PERFORM A MARRIAGE CEREMONY IS NOT A BASIS FOR A CAUSE OF ACTION BY THE STATE OR POLITICAL SUBDIVISION AGAINST THE INDIVIDUAL OR ORGANIZATION.

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

SECTION 1. This act must be cited as the ‘South Carolina Pastor Protection Act’.

SECTION 2. Article 1, Chapter 1, Title 20 of the 1976 Code is amended by adding:

“Section 20‑1‑25. (A) A religious organization, an organization supervised or controlled by, or established in connection with, a religious organization, an individual employed by a religious organization acting within the scope of employment, or a minister or other member of the clergy may not be required to administer a marriage ceremony or provide services, accommodations, facilities, goods, or privileges for a purpose related to a marriage ceremony if the action would cause the organization or individual to violate a sincerely held religious belief.

(B) A person who refuses to provide services, accommodations, facilities, goods, or privileges pursuant to this section is not liable in a civil or criminal cause of action. Any other action by this State or a political subdivision of this State to penalize or withhold benefits or privileges from a protected organization or individual, including tax exemptions or governmental contracts, grants, or licenses is prohibited.”

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

‑‑‑‑XX‑‑‑‑