

NO. 17

**JOURNAL**  
**of the**  
**HOUSE OF REPRESENTATIVES**  
**of the**  
**STATE OF SOUTH CAROLINA**



**REGULAR SESSION BEGINNING TUESDAY, JANUARY 13, 2015**

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**TUESDAY, FEBRUARY 9, 2016**  
**(STATEWIDE SESSION)**

**Tuesday, February 9, 2016**  
**(Statewide Session)**

~~Indicates Matter Stricken~~

Indicates New Matter

The House assembled at 12:00 noon.

Deliberations were opened with prayer by Rev. Charles E. Seastrunk, Jr., as follows:

Our thought for today is from Psalm 37:5: "Commit your ways to the Lord; trust in Him, and He will act."

Let us pray. Almighty God, You have entrusted to these men and women to provide for the welfare of this State. Keep them in focus to carry out the duties You have called them to do. Provide for them the needed trust in You for guidance. Bless our Nation, President, State, Governor, Speaker, staff, and all who contribute to this great cause. Protect our defenders of freedom at home and abroad as they protect us. Heal the wounds, those seen and those hidden, of our brave warriors. Lord, in Your mercy, hear our prayers. Amen.

Pursuant to Rule 6.3, the House of Representatives was led in the Pledge of Allegiance to the Flag of the United States of America by the SPEAKER.

After corrections to the Journal of the proceedings of Friday, the SPEAKER ordered it confirmed.

**MOTION ADOPTED**

Rep. BAMBERG moved that when the House adjourns, it adjourn in memory of Beverly Ann Blackmon Powers of Lancaster, mother of Representative Norrell, which was agreed to.

**SILENT PRAYER**

The House stood in silent prayer for Walter Scott.

**SILENT PRAYER**

The House stood in silent prayer for Representative Putnam, his family, and newborn child.

**TUESDAY, FEBRUARY 9, 2016**

**REGULATIONS RECEIVED**

The following were received and referred to the appropriate committee for consideration:

Document No. 4635

Agency: Department of Natural Resources

Statutory Authority: 1976 Code Sections 50-1-200, 50-1-220, 50-11-10, 50-11-96, 50-11-105, 50-11-310, 50-11-335, 50-11-350, 50-11-390, 50-11-520, 50-11-530, 50-11-854, 50-11-2200 and 50-11-2210

Wildlife Management Area Regulations; and Turkey Hunting Rules and Seasons

Received by Speaker of the House of Representatives

February 5, 2016

Referred to Regulations and Administrative Procedures Committee

Legislative Review Expiration January 11, 2017

Document No. 4634

Agency: Department of Natural Resources

Statutory Authority: 1976 Code Sections 50-11-2200, 50-11-2210 and 50-11-2215

Additional Regulations Applicable to Specific Properties

Received by Speaker of the House of Representatives

February 5, 2016

Referred to Regulations and Administrative Procedures Committee

Legislative Review Expiration January 11, 2017

**HOUSE RESOLUTION**

The following was introduced:

H. 4848 -- Rep. G. A. Brown: A HOUSE RESOLUTION TO EXTEND THE PRIVILEGE OF THE FLOOR OF THE SOUTH CAROLINA HOUSE OF REPRESENTATIVES TO THE ROBERT E. LEE ACADEMY VARSITY FOOTBALL TEAM OF LEE COUNTY WITH THE TEAM COACHES AND SCHOOL OFFICIALS, AT A DATE AND TIME TO BE DETERMINED BY THE SPEAKER, FOR THE PURPOSE OF BEING RECOGNIZED AND COMMENDED FOR CAPTURING THE 2015 SOUTH CAROLINA INDEPENDENT

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SCHOOL ASSOCIATION CLASS A STATE CHAMPIONSHIP TITLE.

Be it resolved by the House of Representatives:

That the privilege of the floor of the South Carolina House of Representatives be extended to the Robert E. Lee Academy varsity football team of Lee County with the team coaches and school officials, at a date and time to be determined by the Speaker, for the purpose of being recognized and commended for capturing the 2015 South Carolina Independent School Association Class A State Championship title.

The Resolution was adopted.

### **HOUSE RESOLUTION**

The following was introduced:

H. 4849 -- Reps. G. A. Brown, Alexander, Allison, Anderson, Anthony, Atwater, Bales, Ballentine, Bamberg, Bannister, Bedingfield, Bernstein, Bingham, Bowers, Bradley, Brannon, R. L. Brown, Burns, Chumley, Clary, Clemmons, Clyburn, Cobb-Hunter, Cole, Collins, Corley, H. A. Crawford, Crosby, Daning, Delleney, Dillard, Douglas, Duckworth, Erickson, Felder, Finlay, Forrester, Fry, Funderburk, Gagnon, Gambrell, George, Gilliard, Goldfinch, Govan, Hamilton, Hardee, Hart, Hayes, Henderson, Henegan, Herbkersman, Hicks, Hill, Hiott, Hixon, Hodges, Horne, Hosey, Howard, Huggins, Jefferson, Johnson, Jordan, Kennedy, King, Kirby, Knight, Limehouse, Loftis, Long, Lowe, Lucas, Mack, McCoy, McEachern, McKnight, M. S. McLeod, W. J. McLeod, Merrill, Mitchell, D. C. Moss, V. S. Moss, Murphy, Nanney, Neal, Newton, Norman, Norrell, Ott, Parks, Pitts, Pope, Putnam, Quinn, Ridgeway, Riley, Rivers, Robinson-Simpson, Rutherford, Ryhal, Sandifer, Simrill, G. M. Smith, G. R. Smith, J. E. Smith, Sottile, Southard, Spires, Stavrinakis, Stringer, Tallon, Taylor, Thayer, Tinkler, Toole, Weeks, Wells, Whipper, White, Whitmire, Williams, Willis and Yow: A HOUSE RESOLUTION TO EXPRESS THE PROFOUND SORROW OF THE MEMBERS OF THE SOUTH CAROLINA HOUSE OF REPRESENTATIVES UPON THE PASSING OF JOHN SAMUEL MCCUTCHEN OF LEE COUNTY

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AND TO EXTEND THEIR DEEPEST SYMPATHY TO HIS LARGE AND LOVING FAMILY AND HIS MANY FRIENDS.

The Resolution was adopted.

**HOUSE RESOLUTION**

The following was introduced:

H. 4850 -- Reprs. G. A. Brown, Alexander, Allison, Anderson, Anthony, Atwater, Bales, Ballentine, Bamberg, Bannister, Bedingfield, Bernstein, Bingham, Bowers, Bradley, Brannon, R. L. Brown, Burns, Chumley, Clary, Clemmons, Clyburn, Cobb-Hunter, Cole, Collins, Corley, H. A. Crawford, Crosby, Daning, Delleney, Dillard, Douglas, Duckworth, Erickson, Felder, Finlay, Forrester, Fry, Funderburk, Gagnon, Gambrell, George, Gilliard, Goldfinch, Govan, Hamilton, Hardee, Hart, Hayes, Henderson, Henegan, Herbkersman, Hicks, Hill, Hiott, Hixon, Hodges, Horne, Hosey, Howard, Huggins, Jefferson, Johnson, Jordan, Kennedy, King, Kirby, Knight, Limehouse, Loftis, Long, Lowe, Lucas, Mack, McCoy, McEachern, McKnight, M. S. McLeod, W. J. McLeod, Merrill, Mitchell, D. C. Moss, V. S. Moss, Murphy, Nanney, Neal, Newton, Norman, Norrell, Ott, Parks, Pitts, Pope, Putnam, Quinn, Ridgeway, Riley, Rivers, Robinson-Simpson, Rutherford, Ryhal, Sandifer, Simrill, G. M. Smith, G. R. Smith, J. E. Smith, Sottile, Southard, Spires, Stavrinakis, Stringer, Tallon, Taylor, Thayer, Tinkler, Toole, Weeks, Wells, Whipper, White, Whitmire, Williams, Willis and Yow: A HOUSE RESOLUTION TO RECOGNIZE AND HONOR THE ROBERT E. LEE ACADEMY VARSITY FOOTBALL TEAM, COACHES, AND SCHOOL OFFICIALS FOR AN OUTSTANDING SEASON AND TO CONGRATULATE THEM FOR WINNING THE 2015 SOUTH CAROLINA INDEPENDENT SCHOOL ASSOCIATION CLASS A STATE CHAMPIONSHIP TITLE.

The Resolution was adopted.

**HOUSE RESOLUTION**

The following was introduced:

H. 4852 -- Reprs. J. E. Smith, Alexander, Allison, Anderson, Anthony, Atwater, Bales, Ballentine, Bamberg, Bannister, Bedingfield, Bernstein, Bingham, Bowers, Bradley, Brannon, G. A. Brown, R. L. Brown,

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Burns, Chumley, Clary, Clemmons, Clyburn, Cobb-Hunter, Cole, Collins, Corley, H. A. Crawford, Crosby, Daning, Delleney, Dillard, Douglas, Duckworth, Erickson, Felder, Finlay, Forrester, Fry, Funderburk, Gagnon, Gambrell, George, Gilliard, Goldfinch, Govan, Hamilton, Hardee, Hart, Hayes, Henderson, Henegan, Herbkersman, Hicks, Hill, Hiott, Hixon, Hodges, Horne, Hosey, Howard, Huggins, Jefferson, Johnson, Jordan, Kennedy, King, Kirby, Knight, Limehouse, Loftis, Long, Lowe, Lucas, Mack, McCoy, McEachern, McKnight, M. S. McLeod, W. J. McLeod, Merrill, Mitchell, D. C. Moss, V. S. Moss, Murphy, Nanney, Neal, Newton, Norman, Norrell, Ott, Parks, Pitts, Pope, Putnam, Quinn, Ridgeway, Riley, Rivers, Robinson-Simpson, Rutherford, Ryhal, Sandifer, Simrill, G. M. Smith, G. R. Smith, Sottile, Southard, Spires, Stavrinakis, Stringer, Tallon, Taylor, Thayer, Tinkler, Toole, Weeks, Wells, Whipper, White, Whitmire, Williams, Willis and Yow: A HOUSE RESOLUTION TO RECOGNIZE AND HONOR SC WHITMORE SCHOOL FOR THE SIGNIFICANT WORK OF EDUCATING STUDENTS ACROSS THE STATE WHO ARE SEEKING AN ALTERNATIVE LEARNING STYLE AND TO CONGRATULATE THE FACULTY, STAFF, AND ADMINISTRATORS FOR FIVE YEARS OF PROVIDING OUTSTANDING VIRTUAL EDUCATION.

The Resolution was adopted.

**HOUSE RESOLUTION**

The following was introduced:

H. 4853 -- Rep. Bingham: A HOUSE RESOLUTION TO HONOR BARBARA G. HOLLIS, COMMISSIONER OF THE SOUTH CAROLINA VOCATIONAL REHABILITATION DEPARTMENT, UPON THE OCCASION OF HER RETIREMENT, TO EXTEND DEEP APPRECIATION FOR HER YEARS OF SERVICE, AND TO OFFER BEST WISHES FOR A SATISFYING AND REWARDING RETIREMENT.

The Resolution was adopted.

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**HOUSE RESOLUTION**

The following was introduced:

H. 4855 -- Rep. Bingham: A HOUSE RESOLUTION TO RECOGNIZE AND HONOR DAVID COOK OF LEXINGTON COUNTY AND TO CONGRATULATE HIM FOR HIS MANY ACCOMPLISHMENTS AND RECENT INDUCTION INTO THE AIRPORT HIGH SCHOOL ATHLETIC HALL OF FAME.

The Resolution was adopted.

**CONCURRENT RESOLUTION**

The following was introduced:

H. 4851 -- Reps. G. M. Smith and Weeks: A CONCURRENT RESOLUTION TO REQUEST THAT THE DEPARTMENT OF TRANSPORTATION NAME THE OVERPASS LOCATED ALONG LAFAYETTE DRIVE IN THE CITY OF SUMTER "SCHP PATROLMAN JIMMY A. TRAYLOR MEMORIAL BRIDGE" AND ERECT APPROPRIATE MARKERS OR SIGNS ALONG THIS PORTION OF HIGHWAY THAT CONTAIN THIS DESIGNATION.

The Concurrent Resolution was ordered referred to the Committee on Invitations and Memorial Resolutions.

**CONCURRENT RESOLUTION**

The following was introduced:

H. 4854 -- Rep. Huggins: A CONCURRENT RESOLUTION TO DECLARE FEBRUARY 9, 2016, AS "MS AWARENESS DAY" IN THE PALMETTO STATE AND TO ENCOURAGE ALL SOUTH CAROLINIANS TO LEARN MORE ABOUT MULTIPLE SCLEROSIS AND WHAT THEY CAN DO TO SUPPORT MS PATIENTS AND THEIR FAMILIES.

The Concurrent Resolution was agreed to and ordered sent to the Senate.

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**CONCURRENT RESOLUTION**

The following was introduced:

H. 4856 -- Reps. Hardee and Johnson: A CONCURRENT RESOLUTION TO RECOGNIZE AND HONOR HELEN STEPHENS FOR HER SIGNIFICANT CONTRIBUTION TO AND PARTICIPATION IN THE HORRY ELECTRIC COOPERATIVE, INC., AND TO CONGRATULATE HER UPON BEING NAMED THE COOPERATIVE'S 2016 RURAL LADY OF THE YEAR.

The Concurrent Resolution was agreed to and ordered sent to the Senate.

**INTRODUCTION OF BILLS**

The following Bills were introduced, read the first time, and referred to appropriate committees:

H. 4857 -- Reps. Hiott, Clary and Collins: A BILL TO AMEND THE CODE OF LAWS OF SOUTH CAROLINA, 1976, BY ADDING SECTION 58-27-255 SO AS TO REQUIRE COAL COMBUSTION RESIDUALS RESULTING FROM THE PRODUCTION OF ELECTRICITY TO BE PLACED IN A CLASS 3 LANDFILL AND TO PROVIDE EXCEPTIONS.

On motion of Rep. HIOTT, with unanimous consent, the Bill was ordered placed on the Calendar without reference.

S. 850 -- Senator Hayes: A BILL TO AMEND SECTION 38-9-180, CODE OF LAWS OF SOUTH CAROLINA, 1976, RELATING TO STANDARD VALUATION, SO AS TO DEFINE NECESSARY TERMS, TO PRESCRIBE NEW REQUIREMENTS FOR THE DIRECTOR OR HIS DESIGNEE CONCERNING VALUING RESERVE LIABILITIES FOR OUTSTANDING INSURANCE POLICIES BASED UPON THE EFFECTIVE DATE OF THE POLICY OR CONTRACT, TO ALTER THE ACTUARIAL OPINION REQUIREMENTS FOR ALL LIFE INSURANCE POLICIES, TO UPDATE REFERENCES TO REQUIRE THAT THE COMMISSIONER'S RESERVE VALUATION METHOD BE USED FOR POLICIES ISSUED AFTER MARCH 23, 1960, AND POLICIES ISSUED AFTER THE EFFECTIVE DATE OF THIS ACT, TO PROVIDE A NEW FORMULA TO COMPUTE THE CALENDAR

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YEAR STATUTORY INTEREST RATE, TO UPDATE REFERENCES TO REFLECT THE COMMISSIONER'S RESERVE VALUATION METHODS, TO PROVIDE THE MINIMUM RESERVE REQUIRED IF THE PREMIUM CHARGED BY A COMPANY IS LESS THAN THE VALUATION NET PREMIUM FOR THE POLICY OR CONTRACT, TO PRESCRIBE THE MINIMUM STANDARD OF VALUATION FOR ACCIDENT AND HEALTH INSURANCE CONTRACTS ISSUED ON OR AFTER THE OPERATIVE DATE OF THE OPERATION MANUAL, TO PRESCRIBE THE OPERATIVE DATE FOR THE VALUATION MANUAL AND WHAT THE VALUATION MANUAL MUST SPECIFY, TO ESTABLISH REQUIREMENTS FOR A COMPANY THAT USES A PRINCIPLE-BASED VALUATION, TO DEFINE CONFIDENTIAL INFORMATION AND TO PROVIDE PRIVILEGE FOR AND CONFIDENTIALITY OF CONFIDENTIAL INFORMATION, AND TO PROVIDE EXEMPTIONS IN CERTAIN CIRCUMSTANCES; TO AMEND SECTION 38-63-510, RELATING TO STANDARD NONFORFEITURE LAW FOR LIFE INSURANCE, SO AS TO DEFINE THE TERM "OPERATIVE DATE OF THE VALUATION MANUAL"; AND TO AMEND SECTION 38-63-600, RELATING TO THE BASIS FOR CALCULATING ADJUSTED PREMIUMS AND PRESENT VALUES OF POLICIES ISSUED ON OR AFTER JANUARY 1, 1989, SO AS TO PROVIDE THAT THE COMMISSIONERS' STANDARD MORTALITY TABLE SHALL BE USED TO DETERMINE THE MINIMUM NONFORFEITURE STANDARD FOR POLICIES ISSUED ON OR AFTER THE OPERATIVE DATE OF THE VALUATION MANUAL.

Referred to Committee on Labor, Commerce and Industry

S. 976 -- Senator Hayes: A BILL TO AMEND SECTION 38-1-20, CODE OF LAWS OF SOUTH CAROLINA, 1976, RELATING TO INSURANCE DEFINITIONS, SO AS TO ADD REFERENCES TO CERTAIN PRODUCERS; TO AMEND SECTION 38-43-50, RELATING TO LIMITED LINE AND SPECIAL PRODUCER LICENSING, SO AS TO ESTABLISH THAT A PRODUCER LICENSED FOR PROPERTY AND CASUALTY INSURANCE IS NOT REQUIRED TO BECOME APPOINTED BY THE SURPLUS LINES INSURER WHEN PLACING SURPLUS LINES INSURANCE THROUGH A LICENSED BROKER; AND TO AMEND SECTION 38-45-10, RELATING TO INSURANCE BROKERS AND SURPLUS LINES INSURANCE DEFINITIONS, SO AS TO PROVIDE THAT

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AN INSURANCE BROKER'S LICENSE IS NOT REQUIRED OF A PRODUCER LICENSED FOR PROPERTY AND CASUALTY INSURANCE WHO PLACES SURPLUS LINES INSURANCE THROUGH A LICENSED INSURANCE BROKER AND TO UPDATE REFERENCES.

Referred to Committee on Labor, Commerce and Industry

**ROLL CALL**

The roll call of the House of Representatives was taken resulting as follows:

Alexander	Anderson	Anthony
Bales	Ballentine	Bamberg
Bannister	Bernstein	Bingham
Bowers	Brannon	G. A. Brown
R. L. Brown	Clary	Clemmons
Clyburn	Cobb-Hunter	Cole
Collins	Corley	Crosby
Daning	Delleney	Dillard
Duckworth	Felder	Forrester
Fry	Gagnon	Gilliard
Goldfinch	Hardee	Hart
Hayes	Henderson	Henegan
Herbkersman	Hill	Hiott
Hixon	Hodges	Horne
Hosey	Howard	Jefferson
Johnson	Jordan	King
Kirby	Limehouse	Loftis
Long	Lowe	Lucas
Mack	McCoy	McEachern
M. S. McLeod	W. J. McLeod	Merrill
Mitchell	V. S. Moss	Murphy
Nanney	Norman	Parks
Pitts	Rivers	Robinson-Simpson
Rutherford	Ryhal	Sandifer
Simrill	G. M. Smith	J. E. Smith
Sottile	Southard	Spires
Stavrinakis	Stringer	Thayer
Tinkler	Weeks	Wells
Whipper	Whitmire	Williams
Willis	Yow	

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**STATEMENT OF ATTENDANCE**

I came in after the roll call and was present for the Session on Tuesday, February 9.

Merita Allison	Todd Atwater
Eric Bedingfield	J.A. Bradley
M. Burns	Bill Chumley
MaryGail Douglas	Laurie Funderburk
Mike Gambrell	Wayne George
Jerry Govan	Dan Hamilton
Donna Hicks	Chip Huggins
Ralph Kennedy	Patsy Knight
Cezar McKnight	Dennis Moss
Joseph Neal	Weston Newton
Russell L. Ott	Thomas "Tommy" Pope
Richard "Rick" Quinn	Robert Ridgeway
Robert Riley	Garry R. Smith
Edward "Eddie" Tallon	William "Bill" Taylor
Brian White	

**Total Present--118**

**STATEMENT OF ATTENDANCE**

Rep. GOVAN signed a statement with the Clerk that he came in after the roll call of the House and was present for the Session on Wednesday, February 3.

**STATEMENT OF ATTENDANCE**

Rep. GEORGE signed a statement with the Clerk that he came in after the roll call of the House and was present for the Session on Thursday, February 4.

**LEAVE OF ABSENCE**

The SPEAKER granted Rep. TOOLE a leave of absence for the day due to medical reasons.

**LEAVE OF ABSENCE**

The SPEAKER granted Rep. PUTNAM a leave of absence for the day due to the birth of a child.

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**LEAVE OF ABSENCE**

The SPEAKER granted Rep. NORRELL a leave of absence for the day due to the death of a family member.

**LEAVE OF ABSENCE**

The SPEAKER granted Rep. H. A. CRAWFORD a temporary leave of absence.

**DOCTOR OF THE DAY**

Announcement was made that Dr. Todd Schlesinger of Charleston was the Doctor of the Day for the General Assembly.

**CO-SPONSORS ADDED**

In accordance with House Rule 5.2 below:

"5.2 Every bill before presentation shall have its title endorsed; every report, its title at length; every petition, memorial, or other paper, its prayer or substance; and, in every instance, the name of the member presenting any paper shall be endorsed and the papers shall be presented by the member to the Speaker at the desk. A member may add his name to a bill or resolution or a co-sponsor of a bill or resolution may remove his name at any time prior to the bill or resolution receiving passage on second reading. The member or co-sponsor shall notify the Clerk of the House in writing of his desire to have his name added or removed from the bill or resolution. The Clerk of the House shall print the member's or co-sponsor's written notification in the House Journal. The removal or addition of a name does not apply to a bill or resolution sponsored by a committee."

**CO-SPONSOR ADDED**

Bill Number: H. 3177  
Date: ADD:  
02/09/16 NORMAN

**CO-SPONSOR ADDED**

Bill Number: H. 3523  
Date: ADD:  
02/09/16 G. M. SMITH

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**CO-SPONSORS ADDED**

Bill Number: H. 3868  
Date: ADD:  
02/09/16 GAMBRELL and GAGNON

**CO-SPONSOR ADDED**

Bill Number: H. 3989  
Date: ADD:  
02/09/16 HORNE

**CO-SPONSOR ADDED**

Bill Number: H. 4092  
Date: ADD:  
02/09/16 STAVRINAKIS

**CO-SPONSOR ADDED**

Bill Number: H. 4093  
Date: ADD:  
02/09/16 HENDERSON

**CO-SPONSOR ADDED**

Bill Number: H. 4395  
Date: ADD:  
02/09/16 GEORGE

**CO-SPONSORS ADDED**

Bill Number: H. 4548  
Date: ADD:  
02/09/16 GAGNON, LIMEHOUSE, POPE, WILLIAMS,  
G. M. SMITH, G. R. SMITH, COLE, HORNE,  
GEORGE, KNIGHT and WEEKS

**CO-SPONSOR ADDED**

Bill Number: H. 4765  
Date: ADD:  
02/09/16 CROSBY

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**CO-SPONSOR ADDED**

Bill Number: H. 4776  
Date: ADD:  
02/09/16 KENNEDY

**CO-SPONSOR ADDED**

Bill Number: H. 4777  
Date: ADD:  
02/09/16 KENNEDY

**CO-SPONSOR ADDED**

Bill Number: H. 4778  
Date: ADD:  
02/09/16 KENNEDY

**CO-SPONSOR ADDED**

Bill Number: H. 4779  
Date: ADD:  
02/09/16 KENNEDY

**CO-SPONSOR ADDED**

Bill Number: H. 4780  
Date: ADD:  
02/09/16 KENNEDY

**CO-SPONSOR ADDED**

Bill Number: H. 4781  
Date: ADD:  
02/09/16 KENNEDY

**CO-SPONSOR ADDED**

Bill Number: H. 4782  
Date: ADD:  
02/09/16 KENNEDY

**CO-SPONSOR ADDED**

Bill Number: H. 4783  
Date: ADD:  
02/09/16 KENNEDY

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**CO-SPONSOR ADDED**

Bill Number: H. 4834  
Date: ADD:  
02/09/16 BINGHAM

**H. 3878--DEBATE ADJOURNED**

The following Bill was taken up:

H. 3878 -- Reps. White, Pope, Clemmons, Duckworth, Goldfinch, Hardwick, Johnson, H. A. Crawford, George, Yow, Ryhal, Hardee, Hayes, Kirby, Bradley and Newton: A BILL TO AMEND SECTION 12-6-510, CODE OF LAWS OF SOUTH CAROLINA, 1976, RELATING TO TAX RATES FOR INDIVIDUALS, ESTATES, AND TRUSTS, SO AS TO INCREASE THE SIZE OF THE TAX BRACKETS FOR EACH TAX RATE; AND TO AMEND SECTION 12-6-520, RELATING TO THE ANNUAL ADJUSTMENT OF INCOME TAX BRACKETS, SO AS PROVIDE THE BRACKETS SHALL NOT BE ADJUSTED IN TAX YEARS 2016 AND 2017.

Rep. PITTS moved to adjourn debate on the Bill until Thursday, February 11, which was agreed to.

**H. 4532--ORDERED TO THIRD READING**

The following Bill was taken up:

H. 4532 -- Rep. Fry: A BILL TO AMEND SECTION 4-23-10, CODE OF LAWS OF SOUTH CAROLINA, 1976, RELATING TO THE BOUNDARIES OF THE MURRELL'S INLET-GARDEN CITY FIRE DISTRICT, SO AS TO REVISE THE BOUNDARIES; AND TO REPEAL SECTION 4-23-15 RELATING TO THE BOUNDARIES OF THE SAME DISTRICT.

Rep. FRY explained the Bill.

The yeas and nays were taken resulting as follows:

Yeas 83; Nays 0

Those who voted in the affirmative are:

Allison	Anderson	Anthony
Bales	Bannister	Bernstein
Bingham	Bowers	Bradley

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Brannon	G. A. Brown	Clary
Clemmons	Clyburn	Cobb-Hunter
Cole	Collins	Corley
Crosby	Daning	Delleney
Dillard	Duckworth	Felder
Forrester	Fry	Funderburk
Gagnon	George	Gilliard
Goldfinch	Hamilton	Hardee
Hart	Hayes	Henderson
Henegan	Herbkersman	Hill
Horne	Hosey	Howard
Jefferson	Johnson	King
Kirby	Knight	Limehouse
Loftis	Long	Lucas
McCoy	McEachern	M. S. McLeod
W. J. McLeod	Mitchell	Murphy
Nanney	Newton	Norman
Ott	Parks	Pitts
Riley	Rivers	Robinson-Simpson
Rutherford	Ryhal	Sandifer
Simrill	G. M. Smith	J. E. Smith
Sottile	Southard	Spires
Stavrinakis	Tallon	Taylor
Tinkler	Weeks	Whitmire
Williams	Yow	

**Total--83**

Those who voted in the negative are:

**Total--0**

So, the Bill was read the second time and ordered to third reading.

**RECORD FOR VOTING**

I was temporarily out of the Chamber, attending Franklin Graham's prayer rally on the State House grounds, and missed the vote on H. 4532. If I had been present, I would have voted in favor of the Bill.

Rep. Donna Hicks

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**H. 3685--AMENDED AND ORDERED TO THIRD READING**

The following Bill was taken up:

H. 3685 -- Reps. D. C. Moss and Pitts: A BILL TO AMEND THE CODE OF LAWS OF SOUTH CAROLINA, 1976, BY ADDING SECTION 14-1-219 SO AS TO PROVIDE THAT A FIVE DOLLAR SURCHARGE IS IMPOSED UPON ALL MONETARY PENALTIES IMPOSED BY CERTAIN COURTS FOR OFFENSES IN WHICH AN ELECTRONIC TICKET OR CITATION WAS ISSUED, AND TO PROVIDE FOR THE DISTRIBUTION OF THE SURCHARGE.

The Committee on Judiciary proposed the following Amendment No. 1 to H. 3685 (COUNCIL\GT\3685C001.GT.CM16), which was adopted:

Amend the bill, as and if amended, by striking all after the enacting words and inserting:

/ SECTION 1. Section 56-7-20 of the 1976 code, as last amended by act 1 of 2009, is further amended to read:

Section 56-7-20. Each ticket shall have a unique identifying number. Each printed copy must be labeled at the bottom with the purpose of the copy. A handwritten traffic ticket must consist of four copies, one of which must be blue and must be given to the vehicle operator who is the alleged traffic violator; one of which must be yellow and must be dispatched to the Department of Motor Vehicles for its records and for audit purposes; one of which must be white and must be dispatched to the police agency of which the arresting officer is a part; and one of which must be green and must be retained by the trial officer for his records. An electronic traffic ticket must consist of at least one printed copy that must be given to the vehicle operator who is the alleged traffic violator and as many as three additional printed copies if needed to communicate with the Department of Motor Vehicles, the police agency, and the trial officer. All tickets must be transmitted to the department electronically. Data transmissions to the department must be made pursuant to the agency's electronic specifications.

SECTION 2. Section 56-7-30 of the 1976 Code, as last amended by Act 68 of 2005, is further amended to read:

“Section 56-7-30. (A) The Department of Public Safety shall have the traffic tickets printed. Law enforcement agencies shall order tickets from the Department of Public Safety and shall record the identifying numbers of the tickets received by them. The cost of the tickets must be paid by the law enforcement agency. ~~The Department of Motor Vehicles~~

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records ~~and audit~~ copy must be forwarded electronically by the law enforcement agency to the Department of Motor Vehicles within ~~ten~~ five days of the disposition of the case by final trial court action or by nolle prosequi. ~~The head of each law enforcement agency is~~ courts are responsible for the forwarding of the ~~driver records and audit copies~~ court disposition information to the Department of Motor Vehicles ~~and for conducting an annual inventory on December thirty-first of all tickets received but not disposed of by final trial court action or by nolle prosequi, and for forwarding the results of the inventory on a form prescribed by the Department of Motor Vehicles to the Department of Motor Vehicles within ten days of the completion of the inventory.~~

(B) A law enforcement agency that issues uniform traffic tickets in an electronic format as provided in Section 56-7-10 may generate a printed copy of this ticket by using an in-car data terminal or hand held device. A copy of the ticket must be given to the offender. The agency ~~may~~ must then transmit the ticket data electronically to the Department of Motor Vehicles ~~for its records and for audit purposes, the law enforcement agency by which the arresting officer is employed, and the trial officer for his records. If any of these entities does not have the capability to accept the ticket data solely using electronic means, the arresting agency must provide the entity with a printed copy of the ticket generated by the in-car data terminal or hand held device. Data transmissions to the Department of Motor Vehicles must be made pursuant to that agency's electronic system specifications. Printed copies provided to the Department of Motor Vehicles must meet that agency's document processing requirements."~~

SECTION 3. Section 56-7-40 of the 1976 Code is amended to read:

"Section 56-7-40. Any person intentionally violating the provisions of Section 56-7-10 or 56-7-30 shall be deemed guilty of a misdemeanor and upon conviction shall be fined not less than two hundred fifty dollars nor more than fifteen hundred dollars or imprisoned for not more than six months, or both, for each ticket unaccounted for, or each use of a nonuniform ticket, or each failure to timely electronically forward the Department of Motor Vehicles records copy ~~or audit copy~~ of a ticket. If the failure to account for a ticket, or the use of a nonuniform ticket, or the failure to timely forward the Department records or audit copy of the ticket is inadvertent or unintentional, such misuse shall be triable in magistrate's court and upon conviction shall be punishable by a fine of not more than one hundred dollars. ~~Any person charged with failing to timely forward the results of the annual inventory~~

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~~shall be tried in magistrate's court and upon conviction shall be fined not more than one hundred dollars."~~

SECTION 4. Section 56-1-365 of the 1976 Code, as last amended by Act 201 of 2008 is amended to read:

"Section 56-1-365. (A) A person who forfeits bail posted for, is convicted of, or pleads guilty or nolo contendere in general sessions, municipal, or magistrate's court to an offense which requires that his driver's license be revoked or suspended shall surrender immediately or cause to be surrendered his driver's license to the clerk of court or magistrate upon the verdict or plea. The defendant must be notified at the time of arrest of his obligation to bring, and surrender his license, if convicted, to the court or magistrate at the time of his trial, and if he fails to produce his license after conviction, he may be fined in an amount not to exceed two hundred dollars. If the defendant fails subsequently to surrender his license to the clerk or magistrate immediately after conviction, he must be fined not less than fifty dollars nor more than two hundred dollars.

(B) The Department of Motor Vehicles may collect from the clerk of court or magistrate the driver's license and ticket immediately after receipt. Along with the driver's license, the clerks and magistrates must give the department's agents tickets, arrest warrants, and other documents or copies of them, including any reinstatement fee paid at the time of the verdict, guilty plea, or plea of nolo contendere, as necessary for the department to process the revocation or suspension of the licenses. If the department does not collect the license and ticket immediately, the magistrate or clerk must forward the license, ticket, and other documentation to the department within five days after receipt. A clerk or magistrate who wilfully fails or neglects to forward the driver's license and ticket as required in this section is liable to indictment and, upon conviction, must be fined not exceeding five hundred dollars.

(C) The department shall notify the defendant of the suspension or revocation. Except as provided in Section 56-5-2990, if the defendant surrendered his license to the magistrate or clerk immediately after conviction, the effective date of the revocation or suspension is the date of surrender. If the magistrate or clerk wilfully fails to forward electronically the license and ticket and license surrender information to the department within five days, the suspension or revocation does not begin until the department receives and processes the license and ticket; provided that the end date of the term of suspension or revocation shall be calculated from the date of surrender and not the date the department receives and processes the ticket.

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(D) If the defendant is already under suspension for a previous offense at the time of his conviction or plea, the court shall use its judicial discretion in determining if the period of suspension for the subsequent offense runs consecutively and ~~does not commence until~~ commences upon the expiration of the suspension or revocation for the prior offense, or if the period of suspension for the subsequent offense runs concurrently with the suspension or revocation of the prior offense.

(E) If the defendant fails to surrender his license, the suspension or revocation operates as otherwise provided by law.

(F) If the defendant surrenders his license, upon conviction, and subsequently files a notice of appeal, the appeal acts as a supersedeas as provided in Section 56-1-430. Upon payment of a ten-dollar fee and presentment by the defendant of a certified or clocked-in copy of the notice of appeal, the department shall issue him a certificate which entitles him to operate a motor vehicle for a period of six months after the verdict or plea. The certificate must be kept in the defendant's possession while operating a motor vehicle during the six-month period, and failure to have it in his possession is punishable in the same manner as failure to have a driver's license in possession while operating a motor vehicle."

SECTION 5. Section 56-1-370 of the 1976 Code, as last amended by Act 381 of 2006, is further amended to read:

"Section 56-1-370. The licensee may, within ten days after notice of suspension, cancellation, or revocation, except in cases where the suspension, cancellation, or revocation is made mandatory upon the Department of Motor Vehicles, request in writing an administrative hearing with the Division of Motor Vehicle Hearings in accordance with the rules of procedure of the Administrative Law Court and the State Administrative Procedures Act, in the judicial circuit where the licensee was arrested unless the Division of Motor Vehicle Hearings and the licensee agree that the hearing may be held in another jurisdiction. The hearing must be heard by a hearing officer of the Division of Motor Vehicle Hearings. Upon the review, the hearing officer shall either rescind the department's order of suspension, cancellation, or revocation or, good cause appearing therefor, may continue, modify, or extend the suspension, cancellation, or revocation of the license. If the administrative hearing results in the continued suspension, cancellation, or revocation of the license, the term of the suspension, cancellation, or revocation of the defendant's license is deemed to commence upon the date of the administrative hearing and not on the date of the notice provided by the Department of Motor Vehicles."

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SECTION 6. Section 56-3-1972 of the 1976 Code is repealed.

SECTION 7. The repeal or amendment by this act of any law, whether temporary or permanent or civil or criminal, does not affect pending actions, rights, duties, or liabilities founded thereon, or alter, discharge, release or extinguish any penalty, forfeiture, or liability incurred under the repealed or amended law, unless the repealed or amended provision shall so expressly provide. After the effective date of this act, all laws repealed or amended by this act must be taken and treated as remaining in full force and effect for the purpose of sustaining any pending or vested right, civil action, special proceeding, criminal prosecution, or appeal existing as of the effective date of this act, and for the enforcement of rights, duties, penalties, forfeitures, and liabilities as they stood under the repealed or amended laws.

SECTION 8. This act takes effect upon approval by the Governor. /  
Renumber sections to conform.  
Amend title to conform.

Rep. HORNE explained the amendment.  
The amendment was then adopted.

The question then recurred to the passage of the Bill.

The yeas and nays were taken resulting as follows:  
Yeas 105; Nays 0

Those who voted in the affirmative are:

Allison	Anthony	Atwater
Bales	Ballentine	Bamberg
Bannister	Bedingfield	Bernstein
Bingham	Bowers	Bradley
Brannon	G. A. Brown	R. L. Brown
Clary	Clemmons	Clyburn
Cobb-Hunter	Cole	Collins
Corley	Crosby	Daning
Delleney	Dillard	Douglas
Duckworth	Felder	Forrester
Fry	Funderburk	Gagnon
Gambrell	George	Gilliard
Goldfinch	Govan	Hamilton
Hardee	Hart	Hayes
Henderson	Henegan	Hicks

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Hill	Hiott	Hixon
Hodges	Horne	Hosey
Howard	Huggins	Jefferson
Johnson	Jordan	Kennedy
King	Kirby	Knight
Limehouse	Loftis	Long
Lowe	Lucas	Mack
McCoy	McEachern	M. S. McLeod
W. J. McLeod	Mitchell	D. C. Moss
V. S. Moss	Murphy	Nanney
Newton	Norman	Ott
Parks	Pitts	Pope
Ridgeway	Riley	Rivers
Robinson-Simpson	Ryhal	Sandifer
G. M. Smith	J. E. Smith	Sottile
Southard	Spires	Stavrinakis
Stringer	Tallon	Taylor
Thayer	Tinkler	Wells
Whipper	White	Whitmire
Williams	Willis	Yow

**Total--105**

Those who voted in the negative are:

**Total--0**

So, the Bill, as amended, was read the second time and ordered to third reading.

**LEAVE OF ABSENCE**

The SPEAKER granted Rep. KING a leave of absence for the remainder of the day.

**H. 3041--DEBATE ADJOURNED**

The following Bill was taken up:

H. 3041 -- Reps. Delleney, Allison, Atwater, Ballentine, Bannister, Bedingfield, Bingham, Bradley, Brannon, Burns, Clary, Clemmons, Collins, H. A. Crawford, Daning, Duckworth, Erickson, Forrester, Goldfinch, Hamilton, Hardee, Hardwick, Henderson, Herbkersman,

[HJ]

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Hicks, Hill, Hiott, Hixon, Horne, Huggins, Kennedy, Limehouse, Loftis, Long, Lowe, Lucas, McCoy, Merrill, D. C. Moss, V. S. Moss, Murphy, Nanney, Newton, Pitts, Pope, Putnam, Ryhal, Sandifer, Simrill, G. M. Smith, G. R. Smith, Sottile, Spires, Stringer, Tallon, Taylor, Thayer, Wells, White, Whitmire, Willis, Yow, Funderburk and Corley: A JOINT RESOLUTION PROPOSING AN AMENDMENT TO SECTION 7, ARTICLE VI OF THE CONSTITUTION OF SOUTH CAROLINA, 1895, RELATING TO THE CONSTITUTIONAL OFFICERS OF THIS STATE, SO AS TO DELETE THE SUPERINTENDENT OF EDUCATION FROM THE LIST OF STATE OFFICERS WHICH THE CONSTITUTION REQUIRES TO BE ELECTED AND PROVIDE THAT THE SUPERINTENDENT OF EDUCATION MUST BE APPOINTED BY THE GOVERNOR UPON THE ADVICE AND CONSENT OF THE SENATE FOR A TERM COTERMINOUS WITH THE GOVERNOR UPON THE EXPIRATION OF THE TERM OF THE SUPERINTENDENT OF EDUCATION SERVING IN OFFICE ON THE DATE OF THE RATIFICATION OF THIS PROVISION, AND TO PROVIDE THAT THE GENERAL ASSEMBLY SHALL PROVIDE BY LAW FOR THE DUTIES, COMPENSATION, AND QUALIFICATIONS FOR OFFICE, THE PROCEDURES BY WHICH THE APPOINTMENT IS MADE, AND THE PROCEDURES BY WHICH THE SUPERINTENDENT OF EDUCATION MAY BE REMOVED FROM OFFICE.

Rep. BANNISTER moved to adjourn debate on the Bill until Wednesday, February 10, which was agreed to.

**H. 4447--ORDERED TO THIRD READING**

The following Bill was taken up:

H. 4447 -- Reps. Henegan and Yow: A BILL TO AMEND THE CODE OF LAWS OF SOUTH CAROLINA, 1976, BY ADDING SECTION 40-7-355 SO AS TO AUTHORIZE THE STATE BOARD OF BARBER EXAMINERS TO ISSUE MOBILE BARBERSHOP PERMITS, TO ESTABLISH PERMIT REQUIREMENTS, AND TO FURTHER PROVIDE FOR THE REGULATION OF MOBILE BARBERSHOPS.

Rep. JEFFERSON explained the Bill.

[HJ]

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The yeas and nays were taken resulting as follows:

Yeas 53; Nays 49

Those who voted in the affirmative are:

Alexander	Anthony	Bamberg
Bedingfield	Bernstein	Brannon
Clyburn	Cobb-Hunter	Collins
Douglas	Duckworth	Fry
Gilliard	Govan	Hamilton
Hardee	Hart	Henegan
Hill	Hodges	Hosey
Howard	Jefferson	Jordan
Kennedy	Kirby	Knight
Limehouse	Lucas	Mack
McEachern	M. S. McLeod	W. J. McLeod
Mitchell	Ott	Parks
Pitts	Ridgeway	Riley
Robinson-Simpson	Rutherford	Ryhal
G. R. Smith	J. E. Smith	Southard
Spires	Stavrinakis	Tinkler
White	Whitmire	Williams
Willis	Yow	

**Total--53**

Those who voted in the negative are:

Allison	Atwater	Bales
Ballentine	Bannister	Bowers
Bradley	G. A. Brown	R. L. Brown
Burns	Clary	Clemmons
Cole	Corley	Crosby
Daning	Delleney	Felder
Forrester	Funderburk	George
Goldfinch	Hayes	Henderson
Hicks	Hiott	Hixon
Horne	Huggins	Johnson
Loftis	Lowe	McCoy
Merrill	D. C. Moss	Nanney
Norman	Pope	Rivers
Sandifer	Simrill	G. M. Smith
Sottile	Stringer	Tallon

[HJ]

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Taylor Weeks Wells  
Whipper

**Total--49**

So, the Bill was read the second time and ordered to third reading.

**H. 3420--ORDERED TO THIRD READING**

The following Bill was taken up:

H. 3420 -- Reps. Crosby, Daning, Sottile, Mack, Gilliard, Yow, Williams, Stavrinakis, Whipper, Jefferson, R. L. Brown, Goldfinch and Sandifer: A BILL TO AMEND SECTION 59-39-115, CODE OF LAWS OF SOUTH CAROLINA, 1976, RELATING TO ISSUANCE OF HIGH SCHOOL DIPLOMAS TO CERTAIN VETERANS OF THE UNITED STATES MILITARY, SO AS TO INCLUDE VETERANS OF THE ERAS ENCOMPASSING THE KOREAN WAR AND VIETNAM WAR.

Rep. STRINGER explained the Bill.

The yeas and nays were taken resulting as follows:

Yeas 101; Nays 0

Those who voted in the affirmative are:

Alexander	Allison	Anthony
Atwater	Bales	Ballentine
Bamberg	Bannister	Bedingfield
Bernstein	Bingham	Bowers
Bradley	G. A. Brown	R. L. Brown
Burns	Chumley	Clary
Clemmons	Clyburn	Cole
Collins	Corley	Crosby
Daning	Delleney	Dillard
Douglas	Duckworth	Felder
Forrester	Fry	Funderburk
Gagnon	Gambrell	George
Goldfinch	Govan	Hamilton
Hardee	Hart	Hayes
Henderson	Henegan	Herbkersman
Hill	Hiott	Hixon

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Hodges	Horne	Hosey
Howard	Huggins	Johnson
Kennedy	Kirby	Knight
Limehouse	Loftis	Long
Lowe	McCoy	McEachern
W. J. McLeod	Merrill	D. C. Moss
V. S. Moss	Murphy	Nanney
Newton	Ott	Parks
Pitts	Pope	Ridgeway
Riley	Rivers	Robinson-Simpson
Rutherford	Sandifer	Simrill
G. M. Smith	G. R. Smith	J. E. Smith
Sottile	Southard	Spires
Stavrinakis	Stringer	Tallon
Taylor	Thayer	Tinkler
Weeks	Wells	Whipper
White	Whitmire	Williams
Willis	Yow	

**Total--101**

Those who voted in the negative are:

**Total--0**

So, the Bill was read the second time and ordered to third reading.

**RECORD FOR VOTING**

I inadvertently missed the vote on H. 3420. If I had been present, I would have voted in favor of the Bill.

Rep. Jay Jordan

**H. 4515--DEBATE ADJOURNED**

The following Bill was taken up:

H. 4515 -- Reps. Daning, V. S. Moss, Clyburn and Hosey: A BILL TO AMEND SECTION 59-112-50, AS AMENDED, CODE OF LAWS OF SOUTH CAROLINA, 1976, RELATING TO UNDERGRADUATE IN-STATE TUITION FOR PEOPLE ENTITLED TO CERTAIN FEDERAL EDUCATIONAL ASSISTANCE AS THE CHILDREN OF

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MEMBERS OF THE UNITED STATES MILITARY WHO DIED IN ACTIVE DUTY SERVICE AFTER SEPTEMBER 11, 2001, AND FOR PEOPLE ENTITLED AS THE SPOUSAL OR CHILDREN DEPENDENTS OF VETERANS TO RECEIVE CERTAIN UNUSED FEDERAL EDUCATIONAL ASSISTANCE TRANSFERRED FROM VETERANS, SO AS TO PROVIDE THEY ARE NOT SUBJECT TO A THREE-YEAR POST-DISCHARGE ENROLLMENT TIME LIMIT.

The Committee on Education and Public Works proposed the following Amendment No. 1 to H. 4515 (COUNCIL\AGM\4515C001.AGM.AB16):

Amend the bill, as and if amended, by deleting all after the enacting words and inserting:

/ SECTION 1. Section 59-112-50(C)(2)(b), as added by Act 11 of 2015, is amended to read:

“(b) a ~~person~~ recipient of transferred benefits who is entitled to and receiving assistance under Section 3311(b)(9) or 3319, Title 38 of the United States Code ~~by virtue of the person’s relationship to the veteran described in subitem (a)~~, except that the three-year post discharge enrollment limits described in item (2)(a) shall not apply.”

SECTION 2. This act takes effect upon approval by the Governor. / Renumber sections to conform.

Amend title to conform.

Rep. TAYLOR explained the amendment.

Rep. WHITE moved to adjourn debate on the Bill until Wednesday, February 10, which was agreed to.

#### **H. 4639--ORDERED TO THIRD READING**

The following Bill was taken up:

H. 4639 -- Reps. Allison and Taylor: A BILL TO AMEND THE CODE OF LAWS OF SOUTH CAROLINA, 1976, BY ADDING SECTION 59-103-47 SO AS TO PROVIDE THE COMMISSION ON HIGHER EDUCATION MAY ENTER INTERSTATE RECIPROCITY AGREEMENTS THAT AUTHORIZE ACCREDITED DEGREE-GRANTING INSTITUTIONS OF HIGHER EDUCATION IN THIS STATE TO OFFER POSTSECONDARY DISTANCE EDUCATION IN A CERTAIN MANNER, TO PROVIDE RELATED POWERS AND DUTIES OF THE COMMISSION, TO PROVIDE PARTICIPATION

[HJ]

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IN THE AGREEMENTS IS VOLUNTARY TO ELIGIBLE INSTITUTIONS OF HIGHER EDUCATION IN THIS STATE, TO PROVIDE INSTITUTIONS OF HIGHER EDUCATION IN THIS STATE THAT DO NOT PARTICIPATE IN ANY INTERSTATE RECIPROCITY AGREEMENT ENTERED INTO BY THE COMMISSION ARE NOT PROHIBITED FROM OFFERING POSTSECONDARY DISTANCE EDUCATION, AND TO CLARIFY THAT NO PROVISION OF THIS ACT PROHIBITS OR REDUCES THE AUTHORITY OF THE COMMISSION TO LICENSE INSTITUTIONS OF HIGHER EDUCATION OFFERING DISTANCE EDUCATION IN THIS STATE IF THE INSTITUTION IS NOT A PARTICIPANT IN THE INTERSTATE RECIPROCITY AGREEMENT IN WHICH THE COMMISSION PARTICIPATES.

Rep. TAYLOR explained the Bill.

The yeas and nays were taken resulting as follows:

Yeas 110; Nays 0

Those who voted in the affirmative are:

Alexander	Allison	Anderson
Anthony	Atwater	Bales
Ballentine	Bamberg	Bannister
Bedingfield	Bernstein	Bingham
Bowers	Bradley	Brannon
R. L. Brown	Burns	Chumley
Clary	Clemmons	Clyburn
Cobb-Hunter	Cole	Collins
Crosby	Daning	Delleney
Dillard	Douglas	Duckworth
Felder	Forrester	Fry
Funderburk	Gagnon	George
Gilliard	Goldfinch	Govan
Hamilton	Hardee	Hayes
Henderson	Henegan	Herbkersman
Hicks	Hill	Hiott
Hixon	Hodges	Horne
Hosey	Huggins	Jefferson
Johnson	Jordan	Kennedy
Kirby	Knight	Limehouse
Loftis	Long	Lowe

[HJ]

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Lucas	Mack	McCoy
McEachern	McKnight	M. S. McLeod
W. J. McLeod	Merrill	D. C. Moss
V. S. Moss	Murphy	Nanney
Newton	Norman	Ott
Parks	Pitts	Pope
Quinn	Ridgeway	Riley
Rivers	Robinson-Simpson	Rutherford
Ryhal	Sandifer	Simrill
G. M. Smith	G. R. Smith	J. E. Smith
Sottile	Southard	Spires
Stavrinakis	Stringer	Tallon
Taylor	Thayer	Tinkler
Weeks	Wells	Whipper
White	Whitmire	Williams
Willis	Yow	

**Total--110**

Those who voted in the negative are:

**Total--0**

So, the Bill was read the second time and ordered to third reading.

**H. 3657--ORDERED TO THIRD READING**

The following Bill was taken up:

H. 3657 -- Reps. Yow, Henegan and Lucas: A BILL TO AMEND SECTION 59-19-315, CODE OF LAWS OF SOUTH CAROLINA, 1976, RELATING TO THE MANDATORY COMMENCEMENT OF ELECTED SCHOOL BOARD TRUSTEES' TERMS ONE WEEK FOLLOWING CERTIFICATION OF ELECTION, SO AS TO PROVIDE THAT THIS REQUIREMENT APPLIES EXCEPT WHERE OTHERWISE PROVIDED BY LAW.

Rep. STRINGER explained the Bill.

The yeas and nays were taken resulting as follows:

Yeas 106; Nays 0

[HJ]

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Those who voted in the affirmative are:

Alexander	Allison	Anderson
Anthony	Atwater	Bales
Ballentine	Bamberg	Bannister
Bedingfield	Bernstein	Bingham
Bowers	Bradley	Brannon
G. A. Brown	R. L. Brown	Burns
Chumley	Clary	Clemmons
Clyburn	Cobb-Hunter	Cole
Collins	Crosby	Daning
Delleney	Dillard	Douglas
Duckworth	Felder	Forrester
Fry	Funderburk	Gagnon
Gambrell	George	Gilliard
Goldfinch	Govan	Hamilton
Hardee	Hayes	Henderson
Henegan	Hicks	Hill
Hiott	Hixon	Hodges
Horne	Hosey	Huggins
Jefferson	Johnson	Jordan
Kennedy	Kirby	Knight
Limehouse	Loftis	Lowe
Mack	McCoy	McEachern
McKnight	M. S. McLeod	W. J. McLeod
Merrill	D. C. Moss	V. S. Moss
Nanney	Newton	Norman
Ott	Parks	Pitts
Pope	Ridgeway	Riley
Rivers	Robinson-Simpson	Ryhal
Sandifer	Simrill	G. M. Smith
G. R. Smith	J. E. Smith	Sottile
Southard	Spires	Stavrinakis
Stringer	Tallon	Taylor
Thayer	Tinkler	Weeks
Wells	Whipper	White
Whitmire	Williams	Willis
Yow		

**Total--106**

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Those who voted in the negative are:

**Total--0**

So, the Bill was read the second time and ordered to third reading.

**H. 4688--AMENDED AND DEBATE ADJOURNED**

The following Bill was taken up:

H. 4688 -- Reps. Clemmons, Felder, Clary, Collins, Daning, R. L. Brown, Forrester and Rivers: A BILL TO AMEND SECTION 56-5-1030, CODE OF LAWS OF SOUTH CAROLINA, 1976, RELATING TO UNLAWFUL INTERFERENCE WITH TRAFFIC CONTROL DEVICES AND RAILROAD SIGNS AND SIGNALS, SO AS TO PROVIDE THAT THIS SECTION ALSO APPLIES TO PORTABLE ROAD CLOSURE SIGNS AND DEVICES, AND TO THE UNLAWFUL REPOSITIONING OF TRAFFIC CONTROL DEVICES AND RAILROAD SIGNS AND SIGNALS.

The Committee on Education and Public Works proposed the following Amendment No. 1 to H. 4688 (COUNCIL\GT\4688C004.GT.CM16), which was adopted:

Amend the bill, as and if amended, by STRIKING ALL AFTER THE ENACTING WORDS AND INSERTING:

/SECTION 1. This act may be cited as the "Timothy Wayne Gibson Act".

SECTION 2. Section 56-5-1030(A) of the 1976 Code is amended to read:

"(A) No person shall wilfully without lawful authority attempt to or in fact alter, deface, injure, knock down, reposition, or remove an official traffic-control device, a temporary road closure sign or device, or a railroad sign or signal, or its inscriptions, shields, or insignia."

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

Renumber sections to conform.

Amend title to conform.

Rep. DANING explained the amendment.

The amendment was then adopted.

Rep. DANING explained the Bill.

[HJ]

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Rep. G. M. SMITH moved to adjourn debate on the Bill until Wednesday, February 10, which was agreed to.

**H. 4122--RECALLED AND REFERRED TO COMMITTEE  
ON MEDICAL, MILITARY, PUBLIC AND  
MUNICIPAL AFFAIRS**

On motion of Rep. SPIRES, with unanimous consent, the following Bill was ordered recalled from the Committee on Judiciary and was referred to the Committee on Medical, Military, Public and Municipal Affairs:

H. 4122 -- Rep. Williams: A BILL TO AMEND SECTION 44-53-160, AS AMENDED, CODE OF LAWS OF SOUTH CAROLINA, 1976, RELATING TO PROCESSES FOR CHANGING CONTROLLED SUBSTANCE SCHEDULES, SO AS TO REQUIRE THE STATE BOARD OF PHARMACY TO PERFORM FUNCTIONS TO QUICKLY IDENTIFY NEW SYNTHETIC CHEMICAL FORMULAS FOR SCHEDULING AND TO AUTHORIZE THE BOARD TO ISSUE EMERGENCY RULES TO SCHEDULE SYNTHETIC CHEMICAL FORMULAS AS A CONTROLLED SUBSTANCE.

**H. 4123--RECALLED AND REFERRED TO COMMITTEE  
ON MEDICAL, MILITARY, PUBLIC AND  
MUNICIPAL AFFAIRS**

On motion of Rep. SPIRES, with unanimous consent, the following Bill was ordered recalled from the Committee on Judiciary and was referred to the Committee on Medical, Military, Public and Municipal Affairs:

H. 4123 -- Rep. Williams: A BILL TO AMEND SECTION 44-53-190, AS AMENDED, CODE OF LAWS OF SOUTH CAROLINA, 1976, RELATING TO SCHEDULE I CONTROLLED SUBSTANCES, SO AS TO ADD CERTAIN SYNTHETIC CANNABINOID AND CATHINONE COMPOUNDS AS SCHEDULE I CONTROLLED SUBSTANCES.

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**H. 4043--RECALLED AND REFERRED TO COMMITTEE  
ON LABOR, COMMERCE AND INDUSTRY**

On motion of Rep. LOFTIS, with unanimous consent, the following Bill was ordered recalled from the Committee on Ways and Means and was referred to the Committee on Labor, Commerce and Industry:

H. 4043 -- Reps. Loftis, Burns, Erickson, Robinson-Simpson, Corley, Duckworth, Funderburk, Hodges, Huggins, Kennedy, Long, Simrill, G. R. Smith, Wells and Forrester: A BILL TO AMEND THE CODE OF LAWS OF SOUTH CAROLINA, 1976, BY ADDING CHAPTER 39 TO TITLE 6 SO AS TO ENACT THE "SOUTH CAROLINA COMMERCIAL-PROPERTY ASSESSED CLEAN ENERGY ACT" (C-PACE) TO PROVIDE THAT GOVERNING BODIES MAY ESTABLISH A DISTRICT BY ADOPTION OF AN ORDINANCE FOR THE PURPOSE OF PROMOTING, ENCOURAGING, AND FACILITATING CLEAN ENERGY IMPROVEMENTS WITHIN ITS GEOGRAPHIC AREA; TO PROVIDE REQUIREMENTS TO BE INCLUDED IN THE ORDINANCE; TO PROVIDE THAT MEMBERS OF THE DISTRICT AND OWNERS OF QUALIFYING REAL PROPERTY MAY VOLUNTARILY EXECUTE A WRITTEN AGREEMENT TO PARTICIPATE IN THE COMMERCIAL-PROPERTY ASSESSED CLEAN ENERGY PROGRAM; TO PROVIDE THAT THE GOVERNING BODY HAS THE AUTHORITY TO IMPOSE AN ASSESSMENT ON THE QUALIFYING REAL PROPERTY; TO PROVIDE THAT THE ASSESSMENT SHALL CONSTITUTE A C-PACE LIEN AGAINST THE QUALIFYING REAL PROPERTY UNTIL PAID; TO PROVIDE HOW CLEAN ENERGY IMPROVEMENTS MAY BE FINANCED; TO PROVIDE THAT CLEAN ENERGY IMPROVEMENTS MUST MEET ALL APPLICABLE SAFETY, PERFORMANCE, INTERCONNECTION, AND RELIABILITY STANDARDS; AND TO DEFINE NECESSARY TERMS.

**S. 490--RECALLED AND REFERRED TO COMMITTEE ON  
LABOR, COMMERCE AND INDUSTRY**

On motion of Rep. BEDINGFIELD, with unanimous consent, the following Bill was ordered recalled from the Committee on Regulations and Administrative Procedures and was referred to the Committee on Labor, Commerce and Industry:

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S. 490 -- Senator Alexander: A BILL TO AMEND SECTION 1-23-280 OF THE 1976 CODE, RELATING TO THE SMALL BUSINESS REGULATORY REVIEW COMMITTEE, TO PROVIDE THAT IT IS THE DUTY OF THE COMMITTEE TO REQUEST FROM AN AGENCY PROMULGATING A REGULATION BEING REVIEWED BY THE COMMITTEE A RESPONSE TO THE COMMITTEE'S REQUEST FOR INFORMATION RELATED TO THE REGULATION AND TO PROVIDE THAT THE AGENCY MUST RESPOND TO THE REQUEST WITHIN FIFTEEN DAYS, TO PROVIDE THAT THE COMMITTEE SHALL HAVE THE ABILITY TO REQUEST INFORMATION AND A REGULATORY FLEXIBILITY ANALYSIS ON A PROPOSED REGULATION AFTER THE PUBLIC HEARING DATE OR A REGULATORY FLEXIBILITY ANALYSIS ON AN EXISTING REGULATION, AND THE ABILITY TO PETITION THE STATE AGENCY OR THE GENERAL ASSEMBLY, OR BOTH, TO AMEND, REVISE, OR REVOKE A REGULATION IF THE COMMITTEE DETERMINES THERE WILL BE A SIGNIFICANT ADVERSE IMPACT ON SMALL BUSINESSES, TO PROVIDE FOR THE ADJUSTMENT OF COMMITTEE MEMBERS' TERMS TO ACHIEVE STAGGERED TERMS, AND TO PROVIDE THAT AN APPOINTED COMMITTEE MEMBER SHALL NOT SERVE CONSECUTIVELY FOR MORE THAN SIX YEARS.

**OBJECTION TO RECALL**

Rep. PITTS asked unanimous consent to recall H. 3117 from the Committee on Judiciary.

Rep. DELLENEY objected.

**MOTION PERIOD**

The motion period was dispensed with on motion of Rep. DELLENEY.

**H. 3868--DEBATE ADJOURNED**

The following Bill was taken up:

H. 3868 -- Reps. Pitts, White, Goldfinch, Hardee, Bales, Gambrell and Gagnon: A BILL TO AMEND THE CODE OF LAWS OF SOUTH CAROLINA, 1976, SO AS TO ENACT THE "WETLANDS CONSERVATION ACT"; TO AMEND SECTION 12-24-95, RELATING TO DEED RECORDING FEES, SO AS TO INCREASE

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THE PORTION OF A STATE DEED RECORDING FEE THAT MUST BE CREDITED TO THE SOUTH CAROLINA CONSERVATION BANK TRUST FUND FROM TWENTY-FIVE CENTS TO THIRTY CENTS; TO AMEND SECTION 48-59-60, RELATING TO THE SOUTH CAROLINA CONSERVATION BANK TRUST FUND, SO AS TO REQUIRE THAT ANY FUNDS COLLECTED BY THE SOUTH CAROLINA CONSERVATION BANK IN EXCESS OF THE AMOUNT AUTHORIZED IN THE ANNUAL APPROPRIATIONS BILL MUST BE TRANSFERRED TO THE DEPARTMENT OF NATURAL RESOURCES; TO AMEND SECTION 48-59-70, RELATING TO TRUST FUND GRANTS AND CONSERVATION CRITERIA, SO AS TO ADD ISOLATED WETLANDS AND CAROLINA BAYS TO THE CONSERVATION CRITERIA, TO ADD THE VALUE OF A PROPOSAL ON WILDLIFE MANAGEMENT AREAS OWNED AND MANAGED BY THE DEPARTMENT OF NATURAL RESOURCES TO THE CONSERVATION CRITERIA, AND TO ALLOW THE BOARD TO AUTHORIZE UP TO EIGHT AND THIRTY-THREE ONE HUNDREDTHS PERCENT OF THE MONIES CREDITED TO THE TRUST FUND TO APPLICATIONS THAT SOLELY MEET THE NEW CONSERVATION CRITERIA AND LIMIT THE AWARD OF MONEY TO APPLICATIONS FOR ACQUISITION OF INTERESTS IN LAND SOLELY FOR THE SITES OF HISTORICAL OR ARCHAEOLOGICAL SIGNIFICANCE; TO AMEND SECTION 48-59-75, RELATING TO RESTRICTIONS ON THE TRANSFER OF DEED RECORDING FEES TO THE TRUST FUND, SO AS TO PROVIDE THE TRANSFER OF RECORDING FEES AND OTHER APPROPRIATED FUNDS TO THE SOUTH CAROLINA CONSERVATION BANK TRUST FUND MUST BE DECREASED BY TWICE THE AVERAGE PERCENTAGE REDUCTION OF APPROPRIATIONS TO EACH AGENCY AND DEPARTMENT IN A FISCAL YEAR WHEN THE GENERAL ASSEMBLY PROVIDES LESS APPROPRIATIONS THAN WHAT WAS PROVIDED FOR IN THE PREVIOUS YEAR TO AT LEAST ONE-HALF OF ALL STATE AGENCIES OR DEPARTMENTS.

Rep. PITTS moved to adjourn debate on the Bill until Wednesday, February 10, which was agreed to.

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**H. 4457--ORDERED TO THIRD READING**

The following Bill was taken up:

H. 4457 -- Reps. Huggins and W. J. McLeod: A BILL TO AMEND SECTION 22-3-10, CODE OF LAWS OF SOUTH CAROLINA, 1976, RELATING TO THE CIVIL JURISDICTION OF THE MAGISTRATES COURT, SO AS TO INCREASE THE CIVIL JURISDICTION FROM SEVEN THOUSAND FIVE HUNDRED DOLLARS TO FIFTEEN THOUSAND DOLLARS.

The Committee on Judiciary proposed the following Amendment No. 1 to H. 4457 (COUNCIL\MS\4457C001.MS.AHB16), which was tabled:

Amend the bill, as and if amended, by striking all after the enacting words and inserting:

/ SECTION 1. Section 22-3-10 of the 1976 Code is amended to read:

“Section 22-3-10. Magistrates have concurrent civil jurisdiction in the following cases:

(1) in actions arising on contracts for the recovery of money only, if the sum claimed does not exceed ~~seven~~ twenty-five thousand ~~five hundred~~ dollars;

(2) in actions for damages for injury to rights pertaining to the person or personal or real property, if the damages claimed do not exceed ~~seven~~ twenty-five thousand ~~five hundred~~ dollars;

(3) in actions for a penalty, fine, or forfeiture, when the amount claimed or forfeited does not exceed ~~seven~~ twenty-five thousand ~~five hundred~~ dollars;

(4) in actions commenced by attachment of property, as provided by statute, if the debt or damages claimed do not exceed ~~seven~~ twenty-five thousand ~~five hundred~~ dollars;

(5) in actions upon a bond conditioned for the payment of money, not exceeding ~~seven~~ twenty-five thousand ~~five hundred~~ dollars, though the penalty exceeds that sum, the judgment to be given for the sum actually due, and when the payments are to be made by installments an action may be brought for each installment as it becomes due;

(6) in any action upon a surety bond taken by them, when the penalty or amount claimed does not exceed ~~seven~~ twenty-five thousand ~~five hundred~~ dollars;

(7) in any action upon a judgment rendered in a court of a magistrate or an inferior court when it is not prohibited by the South Carolina Rules of Civil Procedure;

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(8) to take and enter judgment on the confession of a defendant in the manner prescribed by law when the amount confessed does not exceed ~~seven~~ twenty-five thousand ~~five hundred~~ dollars;

(9) in any action for damages or for fraud in the sale, purchase, or exchange of personal property, if the damages claimed do not exceed ~~seven~~ twenty-five thousand ~~five hundred~~ dollars;

(10) in all matters between landlord and tenant and the possession of land as provided in Chapters 33 through 41 of, Title 27;

(11) in any action to recover the possession of personal property claimed, the value of which, as stated in the affidavit of the plaintiff, his agent, or attorney, does not exceed the sum of ~~seven~~ twenty-five thousand ~~five hundred~~ dollars;

(12) in all actions provided for in this section when a filed counterclaim involves a sum not to exceed ~~seven~~ twenty-five thousand ~~five hundred~~ dollars, except that this limitation does not apply to counterclaims filed in matters between landlord and tenant and the possession of land;

(13) in interpleader actions arising from real estate contracts for the recovery of earnest money, only if the sum claimed does not exceed ~~seven~~ twenty-five thousand ~~five hundred~~ dollars; and

(14) in actions for damages arising from a person's failure to return leased or rented property within seventy-two hours after the expiration of the lease or rental agreement, such damages to be based on the loss of revenue or replacement value of the property, whichever is less, if the damages claimed do not exceed ~~seven~~ twenty-five thousand ~~five hundred~~ dollars; however, the lease or rental agreement must set forth the manner in which the amount of the loss of revenue or replacement value of the item leased or rented is calculated."

SECTION 2. The repeal or amendment by this act of any law, whether temporary or permanent or civil or criminal, does not affect pending actions, rights, duties, or liabilities founded thereon, or alter, discharge, release or extinguish any penalty, forfeiture, or liability incurred under the repealed or amended law, unless the repealed or amended provision shall so expressly provide. After the effective date of this act, all laws repealed or amended by this act must be taken and treated as remaining in full force and effect for the purpose of sustaining any pending or vested right, civil action, special proceeding, criminal prosecution, or appeal existing as of the effective date of this act, and for the enforcement of rights, duties, penalties, forfeitures, and liabilities as they stood under the repealed or amended laws.

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

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Renumber sections to conform.

Amend title to conform.

Rep. POPE explained the amendment.

Rep. G. M. SMITH spoke against the amendment.

Rep. HUGGINS spoke against the amendment and moved to table the amendment.

Rep. NORMAN demanded the yeas and nays which were taken, resulting as follows:

Yeas 76; Nays 37

Those who voted in the affirmative are:

Alexander	Allison	Anthony
Atwater	Ballentine	Bannister
Bedingfield	Bingham	Bowers
Bradley	Brannon	G. A. Brown
Burns	Chumley	Clary
Clemmons	Cobb-Hunter	Cole
Collins	Crosby	Danig
Dillard	Felder	Forrester
Fry	Funderburk	Gagnon
Gambrell	George	Hamilton
Hayes	Henderson	Henegan
Herbkersman	Hicks	Hill
Hiott	Hixon	Hodges
Hosey	Huggins	Kennedy
Kirby	Knight	Limehouse
Loftis	Long	Lowe
Merrill	D. C. Moss	V. S. Moss
Murphy	Nanney	Newton
Norman	Pitts	Quinn
Ridgeway	Riley	Rivers
Robinson-Simpson	Sandifer	Simrill
G. M. Smith	G. R. Smith	Sottile
Spires	Stringer	Tallon
Taylor	Weeks	Wells

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White	Williams	Willis
Yow		

**Total--76**

Those who voted in the negative are:

Anderson	Bales	Bamberg
Bernstein	R. L. Brown	Clyburn
Corley	Delleney	Douglas
Duckworth	Gilliard	Goldfinch
Govan	Hardee	Howard
Jefferson	Johnson	Jordan
Lucas	Mack	McCoy
McEachern	McKnight	M. S. McLeod
W. J. McLeod	Ott	Parks
Pope	Rutherford	Ryhal
J. E. Smith	Southard	Stavrinakis
Thayer	Tinkler	Whipper
Whitmire		

**Total--37**

So, the amendment was tabled.

The question then recurred to the passage of the Bill.

The yeas and nays were taken resulting as follows:

Yeas 89; Nays 21

Those who voted in the affirmative are:

Allison	Anderson	Anthony
Bales	Ballentine	Bamberg
Bannister	Bedingfield	Bernstein
Bingham	Bowers	Bradley
R. L. Brown	Burns	Clemmons
Clyburn	Cobb-Hunter	Collins
Corley	Delleney	Dillard
Douglas	Duckworth	Forrester
Fry	Funderburk	Gagnon
Gambrell	Gilliard	Goldfinch
Govan	Hamilton	Hardee

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Henderson	Henegan	Herbkersman
Hicks	Hill	Hiott
Hixon	Hosey	Huggins
Jefferson	Johnson	Jordan
Kennedy	Knight	Limehouse
Loftis	Long	Lowe
McCoy	McEachern	McKnight
M. S. McLeod	W. J. McLeod	Merrill
V. S. Moss	Murphy	Nanney
Newton	Ott	Parks
Pitts	Pope	Quinn
Ridgeway	Robinson-Simpson	Rutherford
Ryhal	Sandifer	Simrill
G. R. Smith	J. E. Smith	Sottile
Southard	Spires	Stavrinakis
Stringer	Tallon	Taylor
Thayer	Tinkler	Weeks
Wells	White	Whitmire
Williams	Yow	

**Total--89**

Those who voted in the negative are:

Brannon	G. A. Brown	Clary
Cole	Crosby	Daning
Felder	George	Hayes
Hodges	Howard	Kirby
Lucas	Mack	D. C. Moss
Norman	Riley	Rivers
G. M. Smith	Whipper	Willis

**Total--21**

So, the Bill was read the second time and ordered to third reading.

**RECURRENCE TO THE MORNING HOUR**

Rep. SANDIFER moved that the House recur to the morning hour, which was agreed to.

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**REPORTS OF STANDING COMMITTEE**

Rep. BALES, from the Committee on Invitations and Memorial Resolutions, submitted a favorable report on:

H. 4768 -- Rep. Limehouse: A HOUSE RESOLUTION TO MEMORIALIZE THE COMMISSIONER OF BASEBALL TO REINSTATE "SHOELESS JOE" JACKSON AS A MEMBER IN GOOD STANDING IN PROFESSIONAL BASEBALL AND REQUEST, THAT IF REINSTATED, THE APPROPRIATE COMMITTEE NOMINATE HIM TO BE INDUCTED INTO THE NATIONAL BASEBALL HALL OF FAME.

Ordered for consideration tomorrow.

Rep. BALES, from the Committee on Invitations and Memorial Resolutions, submitted a favorable report on:

H. 4748 -- Rep. R. L. Brown: A CONCURRENT RESOLUTION TO REQUEST THE DEPARTMENT OF TRANSPORTATION NAME THE BRIDGE THAT CROSSES SIMMONS CREEK ALONG OLD POND ROAD IN CHARLESTON COUNTY "JERRY AND HANNAH BLAKE MEMORIAL BRIDGE" AND ERECT APPROPRIATE MARKERS OR SIGNS AT THIS BRIDGE THAT CONTAIN THIS DESIGNATION.

Ordered for consideration tomorrow.

**HOUSE RESOLUTION**

The following was introduced:

H. 4859 -- Reprs. Kennedy, Alexander, Allison, Anderson, Anthony, Atwater, Bales, Ballentine, Bamberg, Bannister, Bedingfield, Bernstein, Bingham, Bowers, Bradley, Brannon, G. A. Brown, R. L. Brown, Burns, Chumley, Clary, Clemmons, Clyburn, Cobb-Hunter, Cole, Collins, Corley, H. A. Crawford, Crosby, Daning, Delleney, Dillard, Douglas, Duckworth, Erickson, Felder, Finlay, Forrester, Fry, Funderburk, Gagnon, Gambrell, George, Gilliard, Goldfinch, Govan, Hamilton, Hardee, Hart, Hayes, Henderson, Henegan, Herbkersman, Hicks, Hill, Hiott, Hixon, Hodges, Horne, Hosey, Howard, Huggins, Jefferson, Johnson, Jordan, King, Kirby, Knight, Limehouse, Loftis, Long, Lowe, Lucas, Mack, McCoy, McEachern, McKnight, M. S. McLeod, W. J. McLeod, Merrill, Mitchell, D. C. Moss, V. S. Moss, Murphy, Nanney, Neal, Newton, Norman, Norrell, Ott,

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Parks, Pitts, Pope, Putnam, Quinn, Ridgeway, Riley, Rivers, Robinson-Simpson, Rutherford, Ryhal, Sandifer, Simrill, G. M. Smith, G. R. Smith, J. E. Smith, Sottile, Southard, Spires, Stavrinakis, Stringer, Tallon, Taylor, Thayer, Tinkler, Toole, Weeks, Wells, Whipper, White, Whitmire, Williams, Willis and Yow: A HOUSE RESOLUTION TO CONGRATULATE BOY SCOUT SCOTT WILLS OF GILBERT ON BEING AWARDED THE MEDAL OF MERIT BY THE BOY SCOUTS OF AMERICA AND TO COMMEND HIM FOR HIS HEROIC ACTIONS IN NOVEMBER 2014, WHEN HE RESCUED HIS FELLOW CAMPERS FROM A WATER ACCIDENT.

The Resolution was adopted.

**HOUSE RESOLUTION**

The following was introduced:

H. 4860 -- Reps. Williams, Alexander, Allison, Anderson, Anthony, Atwater, Bales, Ballentine, Bamberg, Bannister, Bedingfield, Bernstein, Bingham, Bowers, Bradley, Brannon, G. A. Brown, R. L. Brown, Burns, Chumley, Clary, Clemmons, Clyburn, Cobb-Hunter, Cole, Collins, Corley, H. A. Crawford, Crosby, Daning, Delleney, Dillard, Douglas, Duckworth, Erickson, Felder, Finlay, Forrester, Fry, Funderburk, Gagnon, Gambrell, George, Gilliard, Goldfinch, Govan, Hamilton, Hardee, Hart, Hayes, Henderson, Henegan, Herbkersman, Hicks, Hill, Hiott, Hixon, Hodges, Horne, Hosey, Howard, Huggins, Jefferson, Johnson, Jordan, Kennedy, King, Kirby, Knight, Limehouse, Loftis, Long, Lowe, Lucas, Mack, McCoy, McEachern, McKnight, M. S. McLeod, W. J. McLeod, Merrill, Mitchell, D. C. Moss, V. S. Moss, Murphy, Nanney, Neal, Newton, Norman, Norrell, Ott, Parks, Pitts, Pope, Putnam, Quinn, Ridgeway, Riley, Rivers, Robinson-Simpson, Rutherford, Ryhal, Sandifer, Simrill, G. M. Smith, G. R. Smith, J. E. Smith, Sottile, Southard, Spires, Stavrinakis, Stringer, Tallon, Taylor, Thayer, Tinkler, Toole, Weeks, Wells, Whipper, White, Whitmire, Willis and Yow: A HOUSE RESOLUTION TO DECLARE WEDNESDAY, MARCH 9, 2016, AS "UNCLAIMED PROPERTY DAY" AND, IN DOING SO, URGE ALL CITIZENS TO UTILIZE THE OFFICE OF STATE TREASURER'S DATABASE TO SEARCH FOR UNCLAIMED PROPERTY FOR THEMSELVES, THEIR FRIENDS AND FAMILY, AND THEIR BUSINESSES.

The Resolution was adopted.

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**CONCURRENT RESOLUTION**

The following was introduced:

H. 4858 -- Reprs. Allison, Forrester, Alexander, Anderson, Anthony, Atwater, Bales, Ballentine, Bamberg, Bannister, Bedingfield, Bernstein, Bingham, Bowers, Bradley, Brannon, G. A. Brown, R. L. Brown, Burns, Chumley, Clary, Clemmons, Clyburn, Cobb-Hunter, Cole, Collins, Corley, H. A. Crawford, Crosby, Daning, Delleney, Dillard, Douglas, Duckworth, Erickson, Felder, Finlay, Fry, Funderburk, Gagnon, Gambrell, George, Gilliard, Goldfinch, Govan, Hamilton, Hardee, Hart, Hayes, Henderson, Henegan, Herbkersman, Hicks, Hill, Hiott, Hixon, Hodges, Horne, Hosey, Howard, Huggins, Jefferson, Johnson, Jordan, Kennedy, King, Kirby, Knight, Limehouse, Loftis, Long, Lowe, Lucas, Mack, McCoy, McEachern, McKnight, M. S. McLeod, W. J. McLeod, Merrill, Mitchell, D. C. Moss, V. S. Moss, Murphy, Nanney, Neal, Newton, Norman, Norrell, Ott, Parks, Pitts, Pope, Putnam, Quinn, Ridgeway, Riley, Rivers, Robinson-Simpson, Rutherford, Ryhal, Sandifer, Simrill, G. M. Smith, G. R. Smith, J. E. Smith, Sottile, Southard, Spires, Stavrinakis, Stringer, Tallon, Taylor, Thayer, Tinkler, Toole, Weeks, Wells, Whipper, White, Whitmire, Williams, Willis and Yow: A CONCURRENT RESOLUTION TO CONGRATULATE DR. ELIZABETH A. FLEMING, PRESIDENT OF CONVERSE COLLEGE, UPON THE OCCASION OF HER RETIREMENT, TO COMMEND HER FOR HER MANY YEARS OF DEDICATED SERVICE AS AN EDUCATOR, AND TO WISH HER MUCH HAPPINESS AND FULFILLMENT IN ALL HER FUTURE ENDEAVORS.

The Concurrent Resolution was agreed to and ordered sent to the Senate.

**CONCURRENT RESOLUTION**

The following was introduced:

H. 4861 -- Reprs. Allison, Alexander, Anderson, Anthony, Atwater, Bales, Ballentine, Bamberg, Bannister, Bedingfield, Bernstein, Bingham, Bowers, Bradley, Brannon, G. A. Brown, R. L. Brown, Burns, Chumley, Clary, Clemmons, Clyburn, Cobb-Hunter, Cole, Collins, Corley, H. A. Crawford, Crosby, Daning, Delleney, Dillard, Douglas, Duckworth, Erickson, Felder, Finlay, Forrester, Fry, Funderburk, Gagnon, Gambrell, George, Gilliard, Goldfinch, Govan,

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Hamilton, Hardee, Hart, Hayes, Henderson, Henegan, Herbkersman, Hicks, Hill, Hiott, Hixon, Hodges, Horne, Hosey, Howard, Huggins, Jefferson, Johnson, Jordan, Kennedy, King, Kirby, Knight, Limehouse, Loftis, Long, Lowe, Lucas, Mack, McCoy, McEachern, McKnight, M. S. McLeod, W. J. McLeod, Merrill, Mitchell, D. C. Moss, V. S. Moss, Murphy, Nanney, Neal, Newton, Norman, Norrell, Ott, Parks, Pitts, Pope, Putnam, Quinn, Ridgeway, Riley, Rivers, Robinson-Simpson, Rutherford, Ryhal, Sandifer, Simrill, G. M. Smith, G. R. Smith, J. E. Smith, Sottile, Southard, Spires, Stavrinakis, Stringer, Tallon, Taylor, Thayer, Tinkler, Toole, Weeks, Wells, Whipper, White, Whitmire, Williams, Willis and Yow: A CONCURRENT RESOLUTION TO CONGRATULATE THE THIRTY-FIVE SOUTH CAROLINA TECHNICAL COLLEGE STUDENTS NAMED TO SOUTH CAROLINA'S 2016 ALL-STATE ACADEMIC TEAM BY THE PHI THETA KAPPA HONOR SOCIETY IN RECOGNITION OF THEIR SCHOLARLY ACCOMPLISHMENTS AND SERVICE TO THEIR COMMUNITIES.

The Concurrent Resolution was agreed to and ordered sent to the Senate.

**INTRODUCTION OF BILLS**

The following Bills were introduced, read the first time, and referred to appropriate committees:

H. 4862 -- Reps. Bales, Govan, R. L. Brown, Henegan, Mack, Hayes, Alexander, V. S. Moss, J. E. Smith, Bowers, Anthony, Bradley, G. A. Brown, Chumley, Daning, Forrester, Gambrell, Herbkersman, W. J. McLeod, Newton and Thayer: A BILL TO AMEND SECTION 56-3-2150, AS AMENDED, CODE OF LAWS OF SOUTH CAROLINA, 1976, RELATING TO SPECIAL LICENSE PLATES ISSUED TO CERTAIN CURRENT AND RETIRED PUBLIC OFFICIALS, SO AS TO PROVIDE THAT TWO SPECIAL LICENSE PLATES MAY BE ISSUED TO EACH OF THESE OFFICIALS, AND THAT A SPECIAL LICENSE PLATE ISSUED TO A MEMBER OF THE GENERAL ASSEMBLY WHO IS RECEIVING RETIREMENT BENEFITS MUST CONTAIN THE SEAL IMPRINTED ON SPECIAL LICENSE PLATES ISSUED TO CURRENT MEMBERS OF THE GENERAL ASSEMBLY.

On motion of Rep. BALES, with unanimous consent, the Bill was ordered placed on the Calendar without reference.

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H. 4863 -- Reps. G. M. Smith, Weeks and Dellaney: A BILL TO AMEND SECTION 40-43-86, CODE OF LAWS OF SOUTH CAROLINA, 1976, RELATING TO A PROHIBITION ON THE POSSESSION, DISPENSATION, OR DISTRIBUTION OF CERTAIN DRUGS AND DEVICES WITHOUT A PRESCRIPTION UNDER THE PHARMACY PRACTICE ACT, SO AS TO CLARIFY AN EXCEPTION PERMITTING A PERSON TO POSSESS IN A PILL BOX DRUGS PRESCRIBED TO HIM, AND TO DEFINE NECESSARY TERMINOLOGY.

Referred to Committee on Medical, Military, Public and Municipal Affairs

H. 4864 -- Reps. Williams, Anderson and Ridgeway: A BILL TO AMEND THE CODE OF LAWS OF SOUTH CAROLINA, 1976, BY ADDING SECTION 59-1-375 SO AS TO PROVIDE ALL PUBLIC SCHOOLS MUST BE CLOSED ON VETERANS DAY, TO PROVIDE EXCEPTIONS, TO PROVIDE THIS DAY MUST NOT BE CONSIDERED AS ONE OF THE REGULAR SCHOOL DAYS FOR THE YEAR OF PUBLIC SCHOOLS, AND TO EXEMPT STATE-SUPPORTED INSTITUTIONS OF HIGHER EDUCATION FROM THIS REQUIREMENT.

Referred to Committee on Education and Public Works

S. 780 -- Senators McElveen and Campsen: A BILL TO AMEND SECTION 50-13-1630 (A) THROUGH (D) OF THE 1976 CODE, RELATING TO THE SALE AND TRAFFICKING IN FISH, TO PROVIDE THAT THE SOUTH CAROLINA DEPARTMENT OF NATURAL RESOURCES MAY ISSUE PERMITS FOR THE RELEASE OR STOCKING OF STERILE WHITE AMUR, GRASS CARP, OR GRASS CARP HYBRIDS IN THIS STATE AND TO UPDATE NECESSARY TERMS.

Referred to Committee on Agriculture, Natural Resources and Environmental Affairs

S. 932 -- Senators Bennett, Grooms and Hembree: A BILL TO AMEND SECTION 12-43-220, AS AMENDED, CODE OF LAWS OF SOUTH CAROLINA, 1976, RELATING TO PROPERTY TAX ASSESSMENT RATIOS, SO AS TO REVISE AN APPLICATION DEADLINE FOR CERTAIN PROPERTY OWNED BY CERTAIN MEMBERS OF THE ARMED FORCES.

Referred to Committee on Ways and Means

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S. 984 -- Senators Campsen and Davis: A BILL TO AMEND SECTION 50-5-15, AS AMENDED, CODE OF LAWS OF SOUTH CAROLINA, 1976, RELATING TO TERMS AND THEIR DEFINITIONS CONTAINED IN THE SOUTH CAROLINA MARINE RESOURCES ACT OF 2000, SO AS TO PROVIDE A DEFINITION FOR THE TERM "SOUTHERN COBIA MANAGEMENT ZONE"; AND TO AMEND SECTION 50-5-2730, AS AMENDED, RELATING TO CERTAIN FEDERAL FISHING REGULATIONS, SO AS TO PROVIDE THAT THESE REGULATIONS DO NOT APPLY TO COBIA LOCATED IN THE SOUTHERN COBIA MANAGEMENT ZONE.

Referred to Committee on Agriculture, Natural Resources and Environmental Affairs

S. 1030 -- Senator Cromer: A BILL TO AMEND SECTION 50-13-645 OF THE 1976 CODE, RELATING TO PROTECTION OF NONGAME FISH, TO PROVIDE THAT IT IS UNLAWFUL FOR A RECREATIONAL FISHERMAN TO TAKE MORE THAN TWENTY-FIVE AMERICAN EEL A DAY AND THAT EACH AMERICAN EEL TAKEN MUST BE AT LEAST NINE INCHES LONG.

Referred to Committee on Agriculture, Natural Resources and Environmental Affairs

**RETURNED WITH CONCURRENCE**

The Senate returned to the House with concurrence the following:

H. 4723 -- Rep. Alexander: A CONCURRENT RESOLUTION TO REQUEST THE DEPARTMENT OF TRANSPORTATION NAME THE PORTION OF SOUTH CAROLINA HIGHWAY 51 IN FLORENCE COUNTY THAT RUNS TWO HUNDRED YARDS NORTH AND TWO HUNDRED YARDS SOUTH OF ELIZABETH BAPTIST CHURCH "REVEREND SOLOMON EADDY, SR. HIGHWAY" AND ERECT APPROPRIATE MARKERS OR SIGNS ALONG THIS PORTION OF HIGHWAY THAT CONTAIN THIS DESIGNATION.

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**ADJOURNMENT**

At 1:55 p.m. the House, in accordance with the motion of Rep. BAMBERG, adjourned in memory of Beverly Ann Blackmon Powers of Lancaster, mother of Representative Norrell, to meet at 10:00 a.m. tomorrow.

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