

NO. 86

JOURNAL
OF THE
SENATE
OF THE
STATE OF SOUTH CAROLINA



REGULAR SESSION BEGINNING TUESDAY, JANUARY 13, 2015

WEDNESDAY, JUNE 17, 2015

Wednesday, June 17, 2015
(Statewide Session)

~~Indicates Matter Stricken~~
Indicates New Matter

The Senate assembled at 2:00 P.M., the hour to which it stood adjourned, and was called to order by the PRESIDENT.

A quorum being present, the proceedings were opened with a devotion by the Chaplain as follows:

The Lord God, pleased with King Solomon, told the king:
“...I will give you a wise and discerning heart...” (I Kings 3:12b)

Let us pray:

We fervently pray, O Lord, that You will grant to each of these servants wisdom, wisdom that is commensurate to the challenges that are currently before them. Every South Carolinian knows that the difficulties each Senator and every staff member faces are huge; there are no “easy answers” to the hard questions with which they are wrestling. Therefore, Lord, truly, give “wise and discerning hearts” to these servants so that they can indeed overcome challenges and achieve equitable and realistic goals -- ones that are appropriate for the day and time in which we live. Bless these leaders, O God. Bless each one of them. In Your loving name we ask this, dear Lord. Amen.

The PRESIDENT called for Petitions, Memorials, Presentments of Grand Juries and such like papers.

CORRECTIONS TO THE JOURNAL

The Vice and term for the following Statewide appointments were incorrectly noted in the Journal of January 15, 2015 and April 14, 2015 and the entries are corrected as follows:

Initial Appointment, South Carolina State Agency of Vocational Rehabilitation, with the term to commence March 15, 2013, and to expire March 15, 2020

7th Congressional District:

Joseph A. Thomas, 2052 Pitch Landing Road, Conway, SC 29527
VICE Vacant (due to redistricting)

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Initial Appointment, South Carolina State Board of Financial Institutions, with the term to commence June 30, 2015, and to expire June 30, 2019

Banking:

William O. Buyck, 20 Plantation Drive, Manning, SC 29102 *VICE*
Jim Apple

Leave of Absence

On motion of Senator CAMPBELL, at 2:36 P.M., Senators HEMBREE and CLEARY were granted a leave of absence for today.

Expression of Personal Interest

Senator LARRY MARTIN rose for an Expression of Personal Interest.

INTRODUCTION OF BILLS AND RESOLUTIONS

The following were introduced:

S. 887 -- Senator Alexander: A SENATE RESOLUTION TO RECOGNIZE AND CONGRATULATE DR. ALEXANDER MACAULAY ON RECEIVING THE 2015 UNIVERSITY OF NORTH CAROLINA BOARD OF GOVERNORS AWARD FOR EXCELLENCE IN TEACHING.

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The Senate Resolution was adopted.

S. 888 -- Senator Grooms: A SENATE RESOLUTION TO RECOGNIZE AND COMMEND DR. CARL J. BROGGI FOR HIS SERVICE AS PASTOR OF COMMUNITY BIBLE CHURCH IN BEAUFORT AND TO CONGRATULATE HIM ON THE TWENTY-FIFTH ANNIVERSARY OF HIS PASTORAL MINISTRY AT COMMUNITY BIBLE CHURCH.

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The Senate Resolution was adopted.

S. 889 -- Senator Leatherman: A SENATE RESOLUTION TO RECOGNIZE AND HONOR HONDA OF SOUTH CAROLINA MANUFACTURING, INC.'S EFFORTS TO OBSERVE NATIONAL SAFETY MONTH AND ACTIVELY PROMOTE A SAFE

[SJ]

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WORKPLACE AND HOME FOR ITS ASSOCIATES DURING THE MONTH OF JUNE 2015.

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The Senate Resolution was adopted.

H. 4230 -- Rep. White: A BILL TO AMEND H. 3701 OF 2015, THE ANNUAL GENERAL APPROPRIATIONS BILL FOR FISCAL YEAR 2015-2016, SO AS TO MAKE SUPPLEMENTAL APPROPRIATIONS BY PROVIDING TARGETED INCREASES IN GENERAL FUND APPROPRIATIONS AND TO MAKE NECESSARY CONFORMING PROVISO AMENDMENTS AND PROVIDE FOR OTHER RELATED MATTERS.

Read the first time and referred to the Committee on Finance.

H. 4349 -- Reps. Huggins, 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, Funderburk, Gagnon, Gambrell, George, Gilliard, Goldfinch, Govan, Hamilton, Hardee, Hart, Hayes, Henderson, Henegan, Herbkersman, Hicks, Hill, Hiott, Hixon, Hodges, Horne, Hosey, Howard, 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 A. DAVID MASTERS OF LEXINGTON COUNTY, CPA, CEO-PARTNER OF DERRICK, STUBBS & STITH, L.L.P., ON THE OCCASION OF HIS RETIREMENT, TO COMMEND HIM FOR HIS MANY YEARS OF DEDICATED SERVICE, AND TO WISH HIM MUCH SUCCESS AND FULFILLMENT IN ALL HIS FUTURE ENDEAVORS.

The Concurrent Resolution was adopted, ordered returned to the House.

[SJ]

WEDNESDAY, JUNE 17, 2015

H. 4350 -- Rep. Anderson: A CONCURRENT RESOLUTION TO AUTHORIZE THE ANNUAL YOUTH LEGISLATIVE CONFERENCE TO USE THE SENATE AND HOUSE CHAMBERS, AT A DATE AND TIME TO BE DETERMINED BY THE PRESIDENT PRO TEMPORE AND THE SPEAKER, FOR THE PURPOSE OF ITS ANNUAL MOCK SESSION AND TO CONGRATULATE THE CONFERENCE FOR CONTINUING TO PROVIDE THIS MOST WORTHWHILE OPPORTUNITY TO THE YOUNG PEOPLE PARTICIPATING.

The Concurrent Resolution was introduced and referred to the Committee on Invitations.

H. 4351 -- Reprs. Simrill, Lucas, Bannister, Rutherford, J. E. Smith, Alexander, Allison, Anderson, Anthony, Bales, Ballentine, Bamberg, Bernstein, Bingham, Bowers, G. A. Brown, R. L. Brown, Clary, Clemmons, Clyburn, Cole, H. A. Crawford, Delleney, Dillard, Douglas, Duckworth, Felder, Finlay, Funderburk, Gambrell, George, Goldfinch, Govan, Hardee, Hayes, Henderson, Henegan, Hicks, Hiott, Hixon, Hodges, Hosey, Howard, Huggins, Jefferson, Jordan, Kennedy, Kirby, Knight, Limehouse, Loftis, Lowe, Mack, McCoy, McKnight, M. S. McLeod, W. J. McLeod, Merrill, Mitchell, D. C. Moss, Murphy, Neal, Newton, Norman, Norrell, Ott, Parks, Pitts, Pope, Quinn, Ridgeway, Riley, Robinson-Simpson, Ryhal, Sandifer, G. M. Smith, Sottile, Spires, Stavrinakis, Tallon, Taylor, Tinkler, Weeks, White, Whitmire, Whipper and Williams: A CONCURRENT RESOLUTION TO PROVIDE THAT IN ADDITION TO THE MATTERS WHICH MAY BE CONSIDERED BY THE GENERAL ASSEMBLY AFTER JUNE 4, 2015, PURSUANT TO H. 4274 OF 2015, H. 3579 ALSO MAY BE RECEIVED AND CONSIDERED BY EACH BODY OF THE GENERAL ASSEMBLY PRIOR TO SINE DIE ADJOURNMENT.

The Concurrent Resolution was introduced and referred to the Committee on Judiciary.

Message from the House

Columbia, S.C., June 16, 2015

Mr. President and Senators:

The House respectfully informs your Honorable Body that it has overridden the veto by the Governor on R. 119, H. 3670 by a vote of 54 to 23:

[SJ]

WEDNESDAY, JUNE 17, 2015

(R119, H3670) -- Reps. Lowe, Williams and Kirby: AN ACT TO AMEND SECTION 4-23-1005, CODE OF LAWS OF SOUTH CAROLINA, 1976, RELATING TO THE ORIGINAL AREA OF THE WEST FLORENCE FIRE DISTRICT IN FLORENCE AND DARLINGTON COUNTIES, SO AS TO FURTHER PROVIDE FOR THE DESCRIPTION OF THE ORIGINAL FLORENCE COUNTY PORTION OF THE DISTRICT WITHOUT CHANGING THE BOUNDARIES OF THE DISTRICT AT ITS CREATION; BY ADDING SECTION 4-23-1006 SO AS TO ADD ADDITIONAL AREAS IN EITHER FLORENCE OR DARLINGTON COUNTIES TO THE ORIGINAL AREA OF THE DISTRICT; TO AMEND SECTION 4-23-1015, RELATING IN PART TO THE MILLAGE LEVY OF THE DISTRICT, SO AS TO STIPULATE WHICH REFERENDUM PROVISIONS CONTROL IN REGARD TO MILLAGE RATE LIMITATIONS; TO AMEND SECTION 4-23-1025, RELATING IN PART TO RESTRICTIONS ON DIMINISHING THE AUTHORITY OF THE DISTRICT COMMISSION OR THE AREA OF THE DISTRICT, AND TO THE REAL AND PERSONAL PROPERTY OF THE DISTRICT, SO AS TO PROVIDE THAT CERTAIN PROVISIONS OF LAW IN REGARD TO MUNICIPAL ANNEXATION OF PARTS OF A SPECIAL PURPOSE DISTRICT CONTINUE TO APPLY TO THE WEST FLORENCE FIRE DISTRICT, AND TO FURTHER PROVIDE FOR THE TRANSFER OF CERTAIN REAL AND PERSONAL PROPERTY TO THE DISTRICT; AND TO AMEND SECTION 4-23-1040, RELATING TO WHICH POLITICAL SUBDIVISION MAY IMPOSE MILLAGE LEVIES OR FIRE SERVICE FEES IN THE DISTRICT, SO AS TO CLARIFY THE BASIS FOR WHICH THE WEST FLORENCE FIRE DISTRICT ONLY MAY LEVY AD VALOREM PROPERTY TAXES IN THE DISTRICT FOR THE PROVISION OF FIRE OR FIRE PROTECTION SERVICES; AND TO PROVIDE FOR THE DURATION OF THE PROVISIONS OF THIS ACT.

Very respectfully,

Speaker of the House

Received as information.

Placed on Calendar for consideration tomorrow.

[SJ]

WEDNESDAY, JUNE 17, 2015

Message from the House

Columbia, S.C., June 17, 2015

Mr. President and Senators:

The House respectfully informs your Honorable Body that it has returned the following Joint Resolution to the Senate with amendments:

H. 3702 -- Ways and Means Committee: A JOINT RESOLUTION TO APPROPRIATE MONIES FROM THE CAPITAL RESERVE FUND FOR FISCAL YEAR 2014-2015, AND TO ALLOW UNEXPENDED FUNDS APPROPRIATED TO BE CARRIED FORWARD TO SUCCEEDING FISCAL YEARS AND EXPENDED FOR THE SAME PURPOSES.

Very respectfully,
Speaker of the House

Received as information.

NONCONCURRENCE

H. 3702 -- Ways and Means Committee: A JOINT RESOLUTION TO APPROPRIATE MONIES FROM THE CAPITAL RESERVE FUND FOR FISCAL YEAR 2014-2015, AND TO ALLOW UNEXPENDED FUNDS APPROPRIATED TO BE CARRIED FORWARD TO SUCCEEDING FISCAL YEARS AND EXPENDED FOR THE SAME PURPOSES.

The Senate proceeded to a consideration of the Joint Resolution, the question being concurrence in the House amendments.

The "ayes" and "nays" were demanded and taken, resulting as follows:

Ayes 1; Nays 34; Present 1

AYES

Massey

Total--1

NAYS

Alexander	Allen	Bennett
Bright	Bryant	Campbell
Coleman	Corbin	Courson
Cromer	Davis	Fair
Gregory	Grooms	Hayes

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Jackson	Johnson	Kimpson
Leatherman	Lourie	<i>Martin, Larry</i>
<i>Martin, Shane</i>	McElveen	Nicholson
Peeler	Reese	Sabb
Scott	Setzler	Shealy
Sheheen	Turner	Williams
Young		

Total--34

PRESENT

Thurmond

Total--1

The Senate refused to concur in the House amendments and a message was sent to the House accordingly.

THE SENATE PROCEEDED TO A CALL OF THE UNCONTESTED LOCAL AND STATEWIDE CALENDAR.

HOUSE BILL RETURNED

The following Joint Resolution was read the third time and ordered returned to the House with amendments:

H. 4266 -- Reps. Lucas and White: A JOINT RESOLUTION TO PROVIDE FOR THE CONTINUING AUTHORITY TO PAY THE EXPENSES OF STATE GOVERNMENT IF THE 2015-2016 FISCAL YEAR BEGINS WITHOUT A GENERAL APPROPRIATIONS ACT FOR THAT YEAR IN EFFECT.

Motion Adopted

On motion of Senator LEATHERMAN, the Senate agreed to stand adjourned to meet tomorrow at 10:00 A.M.

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ADJOURNMENT

At 2:37 P.M., on motion of Senator LEATHERMAN, the Senate adjourned to meet tomorrow at 10:00 A.M., pursuant to the provisions of H. 4274, the *Sine Die* Resolution.

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