

NO. 64

JOURNAL
OF THE
SENATE
OF THE
STATE OF SOUTH CAROLINA



REGULAR SESSION BEGINNING TUESDAY, JANUARY 12, 2016

FRIDAY, APRIL 29, 2016

Friday, April 29, 2016
(Local Session)

~~Indicates Matter Stricken~~

Indicates New Matter

The Senate assembled at 11:00 A.M., the hour to which it stood adjourned, and was called to order by the ACTING PRESIDENT, Senator COURSON.

THIRD READING BILL

The following Bill was read the third time and ordered sent to the House of Representatives:

S. 680 -- Senators Rankin and Hembree: A BILL TO AMEND THE CODE OF LAWS OF SOUTH CAROLINA, 1976, BY ADDING SECTION 47-1-145, TO ENACT THE "PROVISIONS FOR COST OF ANIMAL CARE ACT OF 2015", TO PROVIDE THAT THE CUSTODIAN OF AN ANIMAL TAKEN INTO CUSTODY DUE TO CIVIL OR CRIMINAL VIOLATIONS BY ITS OWNER MAY PETITION THE COURT FOR EXPENSES RELATED TO PROVIDING CARE TO THE ANIMAL, TO ESTABLISH PROCEDURES FOR HEARING SUCH PETITIONS AND FOR THE COLLECTION AND USE OF FUNDS ORDERED TO BE PAID, TO PROVIDE THAT A PERSON WHO FAILS TO PAY SUCH FUNDS FORFEITS RIGHTS OF OWNERSHIP TO THE ANIMAL, TO PROVIDE FOR THE DISPOSITION OF SUCH AN ANIMAL, AND TO PROVIDE FOR THE RETURN OF FUNDS WHEN A PERSON IS NOT FOUND TO BE IN VIOLATION; TO AMEND SECTION 47-1-130, AS AMENDED, RELATING TO CRUELTY TO ANIMALS, TO PROVIDE THAT AGENTS OF THE SOUTH CAROLINA SOCIETY FOR THE PREVENTION OF CRUELTY TO ANIMALS, OR ANY OTHER SOCIETY DULY INCORPORATED FOR THAT PURPOSE, MAY ASSIST WITH A LAWFUL INVESTIGATION OF THIS CHAPTER, BUT MAY ONLY EFFECTUATE AN ARREST OF A PERSON IF THEY HAVE BEEN VESTED WITH THE POWER TO ARREST BY A SHERIFF OR THE GOVERNING BODY OF A COUNTY OR MUNICIPALITY; AND TO AMEND SECTION 47-1-140, AS AMENDED, RELATING TO NOTICE PROVIDED TO THE OWNER OF ANIMALS WHICH HAVE BEEN SEIZED FROM OTHERS UPON ARREST, TO REMOVE SPECIAL PROVISIONS FOR AGENTS OF THE SOUTH CAROLINA SOCIETY FOR THE PREVENTION OF CRUELTY TO

[SJ]

FRIDAY, APRIL 29, 2016

ANIMALS, OR ANY OTHER SOCIETY DULY INCORPORATED FOR THAT PURPOSE.

ADDENDUM TO THE JOURNAL

The following remarks by Senator SETZLER were ordered printed in the Journal of April 21, 2016:

Remarks by Senator SETZLER

Mr. PRESIDENT and members of the Senate. I would like to commend the Chairman of the Senate Finance Committee, as we spent about 2 ½ hours yesterday learning the status of the State Retirement System. We learned astounding information from the Retirement System and the Investment Commission in that they are underfunded by \$17 billion. Even though we are not dealing with this matter this year, we will certainly be faced with it next year.

Mike Hitchcock, the Executive Director of the Investment Commission, testified before the Senate Finance Committee. I have the highest respect for him, and to his credit he acknowledged the problem. I will quote him, "We have underperformed." The Investment Commission has underperformed. He also stated that they understood why they had underperformed. I asked if the \$17 billion was the responsibility of anything that state employees of South Carolina have done. His answer was no.

When we start dealing with the \$17 billion problem, do not think we are going to put it on the backs of the state employees of South Carolina. They did not create the problem. It is not their responsibility to fix it. It is our responsibility. I hope we will begin that sooner rather than later.

MOTION ADOPTED

On motion of Senator SHANE MARTIN, with unanimous consent, the Senate stood adjourned out of respect to the memory of Mr. Fred "Worry" Kirby of Pacolet, S.C. Fred was employed at Milliken Packaging-Whitestone for 41 years. He was a retired U. S. Army Reserve Veteran and served in the National Guard for 42 years. Fred was a two term member of the Pacolet Mills Town Council, member of Trough Shoals Lodge #228 AFM, Pacolet Mills Rescue Squad and the Pacolet Mills Museum Committee. He was a member of Brown's Chapel Baptist Church. Fred was a loving father and devoted grandfather who will be dearly missed.

[SJ]

FRIDAY, APRIL 29, 2016

ADJOURNMENT

At 11:03 A.M., on motion of Senator MASSEY, the Senate adjourned to meet next Tuesday, May 3, 2016, at 10:00 A.M.

* * *

FRIDAY, APRIL 29, 2016

SENATE JOURNAL INDEX

S. 680.....1