**South Carolina General Assembly**

122nd Session, 2017-2018

**H. 3905**

**STATUS INFORMATION**

Joint Resolution

Sponsors: Regulations and Administrative Procedures Committee

Document Path: l:\council\bills\dbs\31392cz17.docx

Introduced in the House on March 7, 2017

Introduced in the Senate on March 9, 2017

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

Summary: Preservation of records in event of charge of discrimination (D. No. 4681)

**HISTORY OF LEGISLATIVE ACTIONS**

Date Body Action Description with journal page number

3/7/2017 House Introduced, read first time, placed on calendar without reference ([House Journal‑page 10](file:///h:\hj\20170307.docx))

3/8/2017 House Read second time ([House Journal‑page 38](file:///h:\hj\20170308.docx))

3/8/2017 House Roll call Yeas‑96 Nays‑0 ([House Journal‑page 38](file:///h:\hj\20170308.docx))

3/9/2017 House Read third time and sent to Senate ([House Journal‑page 10](file:///h:\hj\20170309.docx))

3/9/2017 Senate Introduced and read first time ([Senate Journal‑page 13](file:///h:\sj\20170309.docx))

3/9/2017 Senate Referred to Committee on **Judiciary** ([Senate Journal‑page 13](file:///h:\sj\20170309.docx))

View the latest [legislative information](http://www.scstatehouse.gov/billsearch.php?billnumbers=3905&session=122&summary=B) at the website

**VERSIONS OF THIS BILL**

[3/7/2017](file:///p:\pprever\2017-18\3905_20170307.docx)

[3/7/2017-A](file:///p:\pprever\2017-18\3905_20170307A.docx)

INTRODUCED

March 7, 2017

**H. 3905**

Introduced by Regulations and Administrative Procedures Committee

S. Printed 3/7/17--H.

Read the first time March 7, 2017.

**A** **JOINT RESOLUTION**

TO APPROVE REGULATIONS OF THE SOUTH CAROLINA HUMAN AFFAIRS COMMISSION, RELATING TO PRESERVATION OF RECORDS IN EVENT OF CHARGE OF DISCRIMINATION, DESIGNATED AS REGULATION DOCUMENT NUMBER 4681, PURSUANT TO THE PROVISIONS OF ARTICLE 1, CHAPTER 23, TITLE 1 OF THE 1976 CODE.

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

SECTION 1. The regulations of the South Carolina Human Affairs Commission, relating to Preservation of Records in Event of Charge of Discrimination, designated as Regulation Document Number 4681, and submitted to the General Assembly pursuant to the provisions of Article 1, Chapter 23, Title 1 of the 1976 Code, are approved.

SECTION 2. This joint resolution takes effect upon approval by the Governor.

‑‑‑‑XXX‑‑‑‑

SUMMARY AS SUBMITTED

BY PROMULGATING AGENCY.

Regulation 65‑23 requires that state agencies retain relevant personnel records during a timely investigation by the Human Affairs Commission under the Human Affairs Law, but that limitation does not reflect charges against other employers over whom the agency has jurisdiction to investigate, nor does the regulation contemplate the federal counterpart receiving files that are ultimately waived to the Agency.

Notice of Drafting for the proposed amended regulation was published in the *State Register* on September 23, 2016.

‑‑‑‑XX‑‑‑‑