**South Carolina General Assembly**

122nd Session, 2017-2018

**A202, R220, S928**

**STATUS INFORMATION**

General Bill

Sponsors: Senators Scott, Jackson, McLeod, Campbell and Johnson

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Introduced in the Senate on January 24, 2018

Introduced in the House on March 22, 2018

Last Amended on May 9, 2018

Passed by the General Assembly on May 10, 2018

Governor's Action: May 18, 2018, Signed

Summary: Special purpose districts, transfer of art to nonprofits

**HISTORY OF LEGISLATIVE ACTIONS**

 Date Body Action Description with journal page number

 1/24/2018 Senate Introduced and read first time ([Senate Journal‑page 4](file:///h%3A%5Csj%5C20180124.docx))

 1/24/2018 Senate Referred to Committee on **Judiciary** ([Senate Journal‑page 4](file:///h%3A%5Csj%5C20180124.docx))

 2/8/2018 Senate Referred to Subcommittee: Talley (ch), McLeod, Senn

 3/14/2018 Senate Committee report: Favorable with amendment **Judiciary** ([Senate Journal‑page 10](file:///h%3A%5Csj%5C20180314.docx))

 3/20/2018 Senate Committee Amendment Adopted ([Senate Journal‑page 31](file:///h%3A%5Csj%5C20180320.docx))

 3/20/2018 Senate Read second time ([Senate Journal‑page 31](file:///h%3A%5Csj%5C20180320.docx))

 3/20/2018 Senate Roll call Ayes‑43 Nays‑0 ([Senate Journal‑page 31](file:///h%3A%5Csj%5C20180320.docx))

 3/21/2018 Senate Read third time and sent to House ([Senate Journal‑page 20](file:///h%3A%5Csj%5C20180321.docx))

 3/22/2018 House Introduced and read first time ([House Journal‑page 4](file:///h%3A%5Chj%5C20180322.docx))

 3/22/2018 House Referred to Committee on **Judiciary** ([House Journal‑page 4](file:///h%3A%5Chj%5C20180322.docx))

 5/3/2018 House Committee report: Favorable with amendment **Judiciary** ([House Journal‑page 44](file:///h%3A%5Chj%5C20180503.docx))

 5/4/2018 Scrivener's error corrected

 5/9/2018 House Amended ([House Journal‑page 82](file:///h%3A%5Chj%5C20180509.docx))

 5/9/2018 House Read second time ([House Journal‑page 82](file:///h%3A%5Chj%5C20180509.docx))

 5/9/2018 House Roll call Yeas‑99 Nays‑0 ([House Journal‑page 83](file:///h%3A%5Chj%5C20180509.docx))

 5/10/2018 House Read third time and returned to Senate with amendments ([House Journal‑page 15](file:///h%3A%5Chj%5C20180510.docx))

 5/10/2018 Senate Concurred in House amendment and enrolled ([Senate Journal‑page 51](file:///h%3A%5Csj%5C20180510.docx))

 5/10/2018 Senate Roll call Ayes‑41 Nays‑0 ([Senate Journal‑page 51](file:///h%3A%5Csj%5C20180510.docx))

 5/14/2018 Ratified R 220

 5/18/2018 Signed By Governor

 5/24/2018 Effective date 05/18/18

 5/31/2018 Act No. 202

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**VERSIONS OF THIS BILL**

[1/24/2018](file:///p%3A%5Cpprever%5C2017-18%5C928_20180124.docx)

[3/14/2018](file:///p%3A%5Cpprever%5C2017-18%5C928_20180314.docx)

[3/20/2018](file:///p%3A%5Cpprever%5C2017-18%5C928_20180320.docx)

[5/3/2018](file:///p%3A%5Cpprever%5C2017-18%5C928_20180503.docx)

[5/4/2018](file:///p%3A%5Cpprever%5C2017-18%5C928_20180504.docx)

[5/9/2018](file:///p%3A%5Cpprever%5C2017-18%5C928_20180509.docx)

(A202, R220, S928)

**AN ACT TO AMEND THE CODE OF LAWS OF SOUTH CAROLINA, 1976, BY ADDING SECTION 6‑1‑180 SO AS TO DELINEATE THE CONDITIONS UNDER WHICH SPECIAL PURPOSE DISTRICTS MAY TRANSFER OWNERSHIP OF WORKS OF ART ACQUIRED BY GIFT, BEQUEST, PURCHASE, OR BY OTHER MEANS TO NONPROFIT CORPORATIONS ORGANIZED FOR THE PURPOSE OF DISPLAYING WORKS OF ART.**

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

**Conditions under which special purpose districts may transfer works of art**

SECTION 1. Article 1, Chapter 1, Title 6 of the 1976 Code is amended by adding:

 “Section 6‑1‑180. (A) Notwithstanding another provision of law, a special purpose district that has acquired a work of art by gift, bequest, purchase, or other means, may transfer ownership of the object:

 (1) to a nonprofit corporation organized for the purpose of displaying works of art for the public; and

 (2) for the consideration and upon the terms the governing body of the special purpose district, in its discretion, finds to be sufficient and appropriate.

 (B) A transfer of a work of art by a special purpose district to a nonprofit corporation pursuant to this section must be documented by written agreement in which the nonprofit corporation must covenant that money proceeds, if any, which arise from its subsequent transfer of a work of art must be held by the nonprofit corporation and expended solely in furtherance of its purpose of displaying works of art for the public.”

**Time effective**

SECTION 2. This act takes effect upon approval by the Governor.

Ratified the 14th day of May, 2018.

Approved the 18th day of May, 2018.

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