**South Carolina General Assembly**

124th Session, 2021-2022

**S. 183**

**STATUS INFORMATION**

General Bill

Sponsors: Senators Hembree and Rice

Document Path: l:\council\bills\agm\19853cz21.docx

Introduced in the Senate on January 12, 2021

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

Summary: Community pool

**HISTORY OF LEGISLATIVE ACTIONS**

Date Body Action Description with journal page number

12/9/2020 Senate Prefiled

12/9/2020 Senate Referred to Committee on **Judiciary**

1/12/2021 Senate Introduced and read first time ([Senate Journal‑page 206](file:///h:\sj\20210112.docx))

1/12/2021 Senate Referred to Committee on **Judiciary** ([Senate Journal‑page 206](file:///h:\sj\20210112.docx))

1/13/2021 Senate Referred to Subcommittee: Malloy (ch), Young, Sabb, Senn, Talley

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**VERSIONS OF THIS BILL**

[12/9/2020](file:///p:\pprever\2021-22\183_20201209.docx)

**A** **BILL**

TO AMEND THE CODE OF LAWS OF SOUTH CAROLINA, 1976, BY ADDING SECTION 27‑30‑175 SO AS TO PROVIDE THAT THE OWNER AND OPERATOR OF A COMMUNITY POOL IS NOT LIABLE IN AN ACTION SEEKING DAMAGES FOR INJURY OR DEATH RESULTING FROM THE TRANSMISSION OF COVID‑19 ALLEGED TO HAVE RESULTED FROM THE REOPENING OF A COMMUNITY POOL.

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

SECTION 1. Article 1, Chapter 30, Title 27 of the 1976 Code is amended by adding:

“Section 27‑30‑175. (A) Owners and operators of a community pool and their agents are not liable in a claim or cause of action seeking damages for injury or death resulting from the transmission of Covid‑19 alleged to have resulted from the reopening of a community pool in accordance with applicable executive orders of the Governor. The immunity provided by this section does not apply to claims for injury or death resulting from gross negligence, wanton conduct, or intentional wrongdoing.

(B) This section applies to claims arising on or after January 1, 2020.

(C) As used in this section:

(1) ‘Covid‑19’ means the respiratory illness caused by the SARS‑CoV‑2 coronavirus.

(2) ‘Community pool’ means a private swimming pool that is open to members of a defined community including a swimming pool owned or operated by a multiunit apartment complex, homeowners association, or condominium unit owners association.”

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

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