

## **REPORT OF THE PROPERTY TAX SUBCOMMITTEE**

(Ballentine, Erickson, Rutherford & Weeks - Staff Contact: Devin Coleman)

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### **HOUSE BILL 3274**

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H. 3274 -- Reps. Simrill, Rutherford, Ligon and Taylor: A BILL TO AMEND THE CODE OF LAWS OF SOUTH CAROLINA, 1976, BY ADDING SECTION 44-95-45 SO AS TO PROVIDE THAT POLITICAL SUBDIVISIONS OF THIS STATE MAY NOT ENACT ANY LAWS, ORDINANCES, OR RULES PERTAINING TO INGREDIENTS, FLAVORS, OR LICENSING OF CIGARETTES, ELECTRONIC CIGARETTES, TOBACCO PRODUCTS, OR ALTERNATIVE NICOTINE PRODUCTS; AND TO PROVIDE THAT SUCH LAWS, ORDINANCES, AND RULES ENACTED BY A POLITICAL SUBDIVISION PRIOR TO JANUARY 1, 2019, ARE NOT SUBJECT TO THE PREEMPTION IMPOSED BY THIS ACT.

***Received by Ways and Means:***

January 8, 2019

***Summary of Bill:***

This bill states that local governments are not to enact any restrictions on cigarettes, tobacco, or any alternative nicotine products as it pertains to flavors or licensing. Thus, it reserves the right to enact such ordinances to the General Assembly.

This bill has no effect on such laws enacted by local governments before January 1, 2019.

***Estimated Revenue Impact:***

Pending

***Subcommittee Recommendation:***

Favorable

**South Carolina General Assembly**  
123rd Session, 2019-2020

**H. 3274**

**STATUS INFORMATION**

General Bill

Sponsors: Reps. Simrill, Rutherford, Ligon and Taylor

Document Path: l:\council\bills\cc\15311vr19.docx

Introduced in the House on January 8, 2019

Currently residing in the House Committee on **Ways and Means**

Summary: Not yet available

**HISTORY OF LEGISLATIVE ACTIONS**

Date	Body	Action Description with journal page number
12/18/2018	House	Prefiled
12/18/2018	House	Referred to Committee on <b>Judiciary</b>
1/8/2019	House	Introduced and read first time ( <a href="#">House Journal-page 153</a> )
1/8/2019	House	Referred to Committee on <b>Ways and Means</b> ( <a href="#">House Journal-page 153</a> )

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**VERSIONS OF THIS BILL**

[12/18/2018](#)

1  
2  
3  
4  
5  
6  
7  
8  
9 **A BILL**

10  
11 TO AMEND THE CODE OF LAWS OF SOUTH CAROLINA,  
12 1976, BY ADDING SECTION 44-95-45 SO AS TO PROVIDE  
13 THAT POLITICAL SUBDIVISIONS OF THIS STATE MAY  
14 NOT ENACT ANY LAWS, ORDINANCES, OR RULES  
15 PERTAINING TO INGREDIENTS, FLAVORS, OR LICENSING  
16 OF CIGARETTES, ELECTRONIC CIGARETTES, TOBACCO  
17 PRODUCTS, OR ALTERNATIVE NICOTINE PRODUCTS;  
18 AND TO PROVIDE THAT SUCH LAWS, ORDINANCES, AND  
19 RULES ENACTED BY A POLITICAL SUBDIVISION PRIOR  
20 TO JANUARY 1, 2019, ARE NOT SUBJECT TO THE  
21 PREEMPTION IMPOSED BY THIS ACT.

22  
23 Be it enacted by the General Assembly of the State of South  
24 Carolina:

25  
26 SECTION 1. Chapter 95, Title 44 of the 1976 Code is amended by  
27 adding:

28  
29 “Section 44-95-45. Political subdivisions of this State may not  
30 enact any laws, ordinances, or rules pertaining to ingredients,  
31 flavors, or licensing of cigarettes, electronic cigarettes, tobacco  
32 products, or alternative nicotine products.”

33  
34 SECTION 2. Laws, ordinances, or rules enacted by political  
35 subdivisions of this State prior to January 1, 2019, pertaining to  
36 ingredients, flavors, or licensing of cigarettes, electronic cigarettes,  
37 tobacco products, or alternative nicotine products are exempt from  
38 the preemption imposed by this act.

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40 SECTION 3. This act takes effect upon approval by the Governor.

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