

"THE BELOW CONSTITUTED SUMMARY IS PREPARED BY THE STAFF OF THE SOUTH CAROLINA HOUSE OF REPRESENTATIVES AND IS NOT THE EXPRESSION OF THE LEGISLATION'S SPONSOR(S) OR THE HOUSE OF REPRESENTATIVES. IT IS STRICTLY FOR THE INTERNAL USE AND BENEFIT OF MEMBERS OF THE HOUSE OF REPRESENTATIVES AND IS NOT TO BE CONSTRUED BY A COURT OF LAW AS AN EXPRESSION OF LEGISLATIVE INTENT".

## REPORT OF THE GENERAL GOVERNMENT SUBCOMMITTEE

(Cobb-Hunter, Hayes, Bannister, Moss, & Willis - Staff Contact: Sarah Hearn)

---

---

### HOUSE BILL 3545

H. 3545 -- Rep. W. Newton: A BILL TO AMEND SECTION 51-7-30, CODE OF LAWS OF SOUTH CAROLINA, 1976, RELATING TO THE DEPARTMENT OF PARKS, RECREATION AND TOURISM'S AUTHORITY TO CONSTRUCT STREETS AND ROADS THROUGH HUNTING ISLAND, SO AS TO REMOVE REFERENCES TO RESIDENTIAL AREAS; TO AMEND SECTION 51-7-70, RELATING TO THE PAYMENT OF REVENUE OBLIGATIONS, SO AS TO REMOVE CERTAIN ACTIONS THE DEPARTMENT MAY UNDERTAKE TO SECURE PAYMENT OF OBLIGATIONS; AND TO REPEAL SECTION 51-7-20 RELATING TO LEASES OF RESIDENTIAL AREAS ON HUNTING ISLAND.

*Received by Ways and Means:* January 16, 2020

*Summary of Bill:* This bill revises the Department of Parks, Recreation, and Tourism code to remove references to residential areas on Hunting Island, as there are no more lot leases available on the island due to erosion and the S.C. Supreme Court has held that any existing lot leases are to expire in 2021.

*Estimated Revenue Impact:* Pending

*Other Notes/Comments:* Subcommittee reported out favorably on 3/16/2021.

**South Carolina General Assembly**  
124th Session, 2021-2022

**H. 3545**

**STATUS INFORMATION**

General Bill

Sponsors: Rep. W. Newton

Document Path: 1:\council\bills\agm\19816cz21.docx

Introduced in the House on January 12, 2021

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

Summary: PPT authority to construct roads through Hunting Island

**HISTORY OF LEGISLATIVE ACTIONS**

<u>Date</u>	<u>Body</u>	<u>Action Description with journal page number</u>
12/16/2020	House	Prefiled
12/16/2020	House	Referred to Committee on <b>Ways and Means</b>
1/12/2021	House	Introduced and read first time ( <u>House Journal-page 233</u> )
1/12/2021	House	Referred to Committee on <b>Ways and Means</b> ( <u>House Journal-page 233</u> )

View the latest legislative information at the website

**VERSIONS OF THIS BILL**

12/16/2020

1  
2  
3  
4  
5  
6  
7  
8

9 **A BILL**

10

11 TO AMEND SECTION 51-7-30, CODE OF LAWS OF SOUTH  
12 CAROLINA, 1976, RELATING TO THE DEPARTMENT OF  
13 PARKS, RECREATION AND TOURISM'S AUTHORITY TO  
14 CONSTRUCT STREETS AND ROADS THROUGH HUNTING  
15 ISLAND, SO AS TO REMOVE REFERENCES TO  
16 RESIDENTIAL AREAS; TO AMEND SECTION 51-7-70,  
17 RELATING TO THE PAYMENT OF REVENUE  
18 OBLIGATIONS, SO AS TO REMOVE CERTAIN ACTIONS  
19 THE DEPARTMENT MAY UNDERTAKE TO SECURE  
20 PAYMENT OF OBLIGATIONS; AND TO REPEAL SECTION  
21 51-7-20 RELATING TO LEASES OF RESIDENTIAL AREAS  
22 ON HUNTING ISLAND.

23

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

26

27 SECTION 1. Section 51-7-30 of the 1976 Code is amended to read:

28

29 "Section 51-7-30. The Department department may construct and  
30 maintain streets and roads throughout the island and the residential  
31 area. It may also may construct and operate a water supply  
32 system within the residential area and may establish rates and make  
33 charges for water furnished by the system island."

34

35 SECTION 2. Section 51-7-70 of the 1976 Code is amended to read:

36

37 "Section 51-7-70. In order to secure the payment of any  
38 obligations issued pursuant to the provisions of this chapter and such  
39 interest as may accrue thereon, the department may:

40 (1) Pledge all or any part of its revenues derived from the  
41 operation of said island or any facility or service furnished by it on  
42 said island; and

1       (2) Pledge revenues to be derived from the operation of the  
2 water supply system and from the leasing of lots within the  
3 residential area;

4       (3) Execute and deliver a mortgage or deed of trust on that  
5 portion of the island set aside as a residential area and vest in a  
6 trustee or trustees the right to enforce any covenant made to secure  
7 or pay its bonds or other obligations and the interest thereon;

8       (4) Provide for the powers and duties of such trustee or trustees,  
9 limit their liability and provide the terms and conditions upon which  
10 the trustee or trustees or the holders of any bonds or any amount or  
11 portion thereof may enforce any covenant; and

12       (5) Enter into any covenant and do any and all acts and things  
13 necessary or desirable to secure its obligations or which, in the  
14 discretion of the department, tend to make the obligations more  
15 marketable, notwithstanding that such covenant may restrict or  
16 interfere with the exercise of the powers herein granted, it being the  
17 intention hereof to give to the department power to do all things in  
18 the issuance of bonds for their security that a private business  
19 corporation could do under the general laws of this State."

20

21 SECTION 3. Section 51-7-20 of the 1976 Code is repealed.

22

23 SECTION 4. This act takes effect upon approval by the Governor.

24       ----XX----

25