

**SOUTH CAROLINA**  
**HOUSE AMENDMENT**

AMENDMENT NO. \_\_\_\_\_

Samantha Allen  
March 27, 2024

ADOPTED	REJECTED	TABLED	ADJOURN DEBATE	RECONSIDERED	ROO

\_\_\_\_\_  
Clerk of the House

ADOPTION NO. \_\_\_\_\_

**BILL NO: H. 5230**

(Reference is to the original version)

Rep. Rutherford proposes the following amendment (LC-5230.SA0001H):

Amend the bill, as and if amended, SECTION 2, Section 9-8-40(1), by adding an item to read:

(b) All magistrate judges on July 1, 2024, who have not retired may elect to become a member of the system. Magistrate judges making that election may transfer prior service into the system as provided in Section 9-8-50, and to the extent the service thus transferred occurred after the member took office as an magistrate judge, that service is deemed earned service in the system.

Amend the bill further, by adding an appropriately numbered SECTION to read:

SECTION X. Section 9-8-10(16) of the S.C. Code is amended to read:

(16) “Judge” means a justice of the Supreme Court or a judge of the court of appeals, circuit or family court of the State of South Carolina. Subject to the provisions of Section 9-8-40, “judge” also means an administrative law judge or a magistrate judge. For all purposes of this chapter including, but not limited to, employer and employee contributions, calculation of a retirement or other benefits, and adjustment of benefits paid to a retiree or beneficiary, wherever mention is made of the salary of a judge, in the case of a magistrate judge, the salary referred to is the higher of the salary provided by law for magistrate judge or an administrative law judge of this State.

Renumber sections to conform.  
Amend title to conform.