

## REPORT OF THE

(Smith, G.R., Erickson, Rutherford & Weeks - Staff Contact: Blythe Littlefield)

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### SENATE BILL 545

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S. 545 -- Senator Alexander: A BILL TO AMEND SECTION 12-43-335(A) OF THE 1976 CODE, RELATING TO ASSESSING THE PROPERTY OF MERCHANTS AND OTHER RELATED BUSINESSES, TO REQUIRE THE DEPARTMENT OF REVENUE TO FOLLOW CERTAIN NORTH AMERICAN CLASSIFICATION SYSTEM MANUAL PROVISIONS; AND TO REPEAL SECTION 12-39-70 OF THE 1976 CODE, RELATING TO APPRAISING AND ASSESSING THE PERSONAL PROPERTY OF BUSINESSES UNDER THE JURISDICTION OF THE COUNTY AUDITOR.

***Summary of Bill:***

This bill revises requirements for appraising and assessing the personal property of businesses and other entities and states that the county auditor must use a specific form from the Department of Revenue and follow the classification of the most recent North American Industry Classification System Manual as prescribed.

***Estimated Fiscal Impact:***

Pending

**HOUSE ACTIONS:**

***Received by Ways and Means:*** 3/11/2020  
***Subcommittee Recommendation:*** Favorable  
***Full Committee Recommendation:*** Pending  
***2<sup>nd</sup> Reading:***  
***Amendments:***  
***2<sup>nd</sup> Reading Vote:***

**SENATE ACTIONS:**

***Referred to Senate Finance:*** 2/20/19  
***Full Committee Recommendation:*** Favorable with amendment  
***Amendment:*** Senate Finance Committee proposed a "strike-all" amendment and is therefore the new proposed bill.  
***Senate 2<sup>nd</sup> Reading:*** 3/4/2020  
***2<sup>nd</sup> Reading Vote:*** 46-0  
***Read 3<sup>rd</sup> time and sent to House:*** 3/10/2020

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

**S. 545**

**STATUS INFORMATION**

General Bill

Sponsors: Senator Alexander

Document Path: I:\s-res\tca\018prop.kmm.tca.docx

Introduced in the Senate on February 20, 2019

Introduced in the House on March 11, 2020

Last Amended on March 4, 2020

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

Summary: Property assessment of merchants and other businesses

**HISTORY OF LEGISLATIVE ACTIONS**

<u>Date</u>	<u>Body</u>	<u>Action Description with journal page number</u>
2/20/2019	Senate	Introduced and read first time ( <u>Senate Journal-page 7</u> )
2/20/2019	Senate	Referred to Committee on <b>Finance</b> ( <u>Senate Journal-page 7</u> )
2/5/2020	Senate	Committee report: Favorable with amendment <b>Finance</b> ( <u>Senate Journal-page 23</u> )
3/4/2020	Senate	Committee Amendment Adopted ( <u>Senate Journal-page 80</u> )
3/4/2020	Senate	Read second time ( <u>Senate Journal-page 80</u> )
3/4/2020	Senate	Roll call Ayes-46 Nays-0 ( <u>Senate Journal-page 80</u> )
3/10/2020	Senate	Read third time and sent to House ( <u>Senate Journal-page 25</u> )
3/11/2020	House	Introduced and read first time ( <u>House Journal-page 41</u> )
3/11/2020	House	Referred to Committee on <b>Ways and Means</b> ( <u>House Journal-page 41</u> )

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**VERSIONS OF THIS BILL**

[2/20/2019](#)

[2/5/2020](#)

[3/4/2020](#)

1 ~~Indicates Matter Stricken~~

2 Indicates New Matter

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4 COMMITTEE AMENDMENT ADOPTED

5 March 4, 2020

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**S. 545**

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Introduced by Senator Alexander

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11 S. Printed 3/4/20--S.

12 Read the first time February 20, 2019.

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[545-1]

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**A BILL**

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TO AMEND SECTION 12-43-335(A) OF THE 1976 CODE, RELATING TO ASSESSING THE PROPERTY OF MERCHANTS AND OTHER RELATED BUSINESSES, TO REQUIRE THE DEPARTMENT OF REVENUE TO FOLLOW CERTAIN NORTH AMERICAN CLASSIFICATION SYSTEM MANUAL PROVISIONS; AND TO REPEAL SECTION 12-39-70 OF THE 1976 CODE, RELATING TO APPRAISING AND ASSESSING THE PERSONAL PROPERTY OF BUSINESSES UNDER THE JURISDICTION OF THE COUNTY AUDITOR.

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Amend Title To Conform

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

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SECTION 1. Section 12-39-70 of the 1976 Code is amended to read:

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“Section 12-39-70. For the purpose of appraising and assessing personal property of businesses and other entities under the jurisdiction of the county auditor, the county auditor must use the department’s Form PT-100 and shall follow the classification of the most recent North American Industry Classification System Manual, as follows:

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(1) Sector 11, subsectors 111, 112, 113, 114, and 115, unless exempt;

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(2) Sector 52, subsectors 522, 523, 524, and 525; Sector 53, subsectors 531 and 533; and Sector 55, subsector 551, unless exempt;

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(3) Sector 51, subsector 512; Sector 54, subsector 541; Sector 61, subsector 611; Sector 62, subsectors 621, 622, 623, and 624; Sector 71, subsector 712; Sector 72, subsector 721; and Sector 81, subsectors 813 and 814, unless exempt.”

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2 SECTION 2. This act takes effect upon approval by the Governor  
3 and applies to property tax returns due after December 31, 2020.  
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