Session 110 - (1993-1994)

H 3025 General Bill, By J.W. Tucker

A Bill to abolish the South Carolina Alcoholic Beverage Control Commission as a separate agency or department of state government; to transfer all of the powers, duties, functions, rights, and privileges of the South Carolina Alcoholic Beverage Control Commission to the South Carolina Law Enforcement Division; to provide that the South Carolina Law Enforcement Division shall maintain and operate a Division of Alcoholic Beverage Control for the purposes of administering all of the provisions of law formerly administered by the South Carolina Alcoholic Beverage Control Commission; to provide for the termination of the terms of the members of the South Carolina Alcoholic Beverage Control Commission; to provide for the transfer from the South Carolina Alcoholic Beverage Control Commission to the South Carolina Law Enforcement Division, Division of Alcoholic Beverage Control, of all of the records, files, office equipment, and other property and all personnel considered by the State Budget and Control Board to be necessary for the proper functioning of the Division of Alcoholic Beverage Control of the South Carolina Law Enforcement Division; to provide that whenever the term South Carolina Alcoholic Beverage Control Commission appears in the 1976 Code, it must be construed to mean the South Carolina Law Enforcement Division acting through its Division of Alcoholic Beverage Control; to amend Section 61-1-40, Code of Laws of South Carolina, 1976, relating to the transfer of certain powers and duties of the Tax Commission to the Alcoholic Beverage Control Commission, so as to, among other things, delete certain language and provide that all powers and duties under the laws of this State concerning the regulation of alcoholic beverages and beer and wine are vested in the South Carolina Law Enforcement Division acting through its Division of Alcoholic Beverage Control; to amend Sections 61-1-60, 61-1-65, 61-1-70, 61-1-80, 61-1-90, and 61-1-95, relating to the Alcoholic Beverage Control Commission, so as to, among other things, replace references to the Alcoholic Beverage Control Commission with necessary references to the South Carolina Law Enforcement Division; to amend Section 61-3-20, relating to definitions under the Alcoholic Beverage Control Act, so as to conform to the changes of power; to provide that regulations promulgated by the Alcoholic Beverage Control Commission shall remain in force until modified or rescinded by the South Carolina Law Enforcement Division; and to repeal Sections 61-1-10, relating to the establishment of the South Carolina Alcoholic Beverage Control Commission and the appointment and terms of its members, 61-1-20, relating to the chairman of the South Carolina Alcoholic Beverage Control Commission, 61-1-30, relating to prohibited employments and activities for members of the South Carolina Alcoholic Beverage Control Commission, and 61-1-50, relating to the transfer of personnel, records, files, office equipment, and other property of the South Carolina Tax Commission to the Alcoholic Beverage Control Commission.

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