

## Session 116 - (2005-2006)

**H 3141 General Bill, By Scarborough, Duncan, M.A. Pitts, Umphlett, R.L. Brown, Whipper, Loftis and Battle**

**Similar (S 0153, S 0154, S 0770)**

**Summary:** Regulations must have affirmative approval by the General Assembly

A BILL TO AMEND SECTION 1-23-110, AS AMENDED, CODE OF LAWS OF SOUTH CAROLINA, 1976, RELATING TO AGENCY PROCEDURES FOR PROMULGATING REGULATIONS, SO AS TO INCLUDE CERTAIN REQUIREMENTS PROVIDED FOR ELSEWHERE IN THE ADMINISTRATIVE PROCEDURES ACT; TO AMEND SECTION 1-23-120, AS AMENDED, RELATING TO GENERAL ASSEMBLY REVIEW OF REGULATIONS, SO AS TO REVISE PROCEDURES GOVERNING THIS REVIEW BY, AMONG OTHER THINGS, REQUIRING AGENCIES TO STRIKE THROUGH TEXT BEING DELETED FROM EXISTING REGULATIONS AND TO UNDERLINE TEXT BEING ADDED, REQUIRING LEGISLATIVE COUNCIL TO NOTIFY ALL MEMBERS OF THE GENERAL ASSEMBLY WHEN REGULATIONS ARE SUBMITTED FOR REVIEW, PROVIDING THAT A REGULATION IS DEEMED WITHDRAWN IF IT HAS NOT BECOME EFFECTIVE BY THE END OF THE TWO-YEAR LEGISLATIVE SESSION DURING WHICH THE REGULATION WAS SUBMITTED FOR REVIEW AND TO PROVIDE EXPEDITED PROCEDURES FOR SUBMITTING THE SAME REGULATION FOR LEGISLATIVE REVIEW IN THE NEXT SESSION, AND DELETING PROVISIONS REQUIRING AGENCIES TO CONDUCT FORMAL REVIEWS OF ITS REGULATIONS EVERY FIVE YEARS; TO AMEND SECTION 1-23-125, AS AMENDED, RELATING TO THE PROHIBITION AGAINST THE GENERAL ASSEMBLY REPEALING OR AMENDING REGULATIONS, SO AS TO DELETE DUPLICATIVE PROVISIONS AND TO INCLUDE PROVISIONS PROVIDED FOR ELSEWHERE IN THE ADMINISTRATIVE PROCEDURES ACT; AND TO ADD SECTION 1-23-121 SO AS TO PROVIDE THAT AN AGENCY MAY NOT ESTABLISH, MODIFY, OR INCREASE A FEE UNLESS AUTHORIZED BY LAW OR THROUGH REGULATION.

12/08/04	House	Prefiled
12/08/04	House	Referred to Committee on Judiciary
01/11/05	House	Introduced and read first time HJ-95
01/11/05	House	Referred to Committee on Judiciary HJ-96
01/12/05	House	Member(s) request name added as sponsor: Duncan, M.A.Pitts
01/13/05	House	Member(s) request name added as sponsor: Umphlett
03/02/05	House	Member(s) request name added as sponsor: R.L.Brown
04/14/05	House	Committee report: Favorable with amendment Judiciary HJ-3
04/15/05		Scrivener's error corrected
04/19/05	House	Member(s) request name added as sponsor: Whipper, Loftis
04/19/05	House	Objection by Rep. Ott HJ-141
04/19/05	House	Requests for debate-Rep(s). Scott, Hayes, McLeod, Hosey, Ceips, Scarborough, G Brown, Hinson, Young, Coates, Anthony, R Brown, Whipper, Perry, Cato, Moody-Lawrence, GR Smith, Govan, Clemmons, Clyburn, Duncan, MA Pitts, and Mahaffey HJ-141
04/20/05	House	Member(s) request name added as sponsor: Battle
04/27/05	House	Amended HJ-226
04/27/05	House	Read second time HJ-233
04/27/05	House	Roll call Yeas-106 Nays-1 HJ-233
04/28/05	House	Read third time and sent to Senate HJ-31
05/03/05	Senate	Introduced and read first time SJ-16
05/03/05	Senate	Referred to Committee on Judiciary SJ-16