

**Session 116 - (2005-2006)**

**H\*3381 (Rat #0233, Act #0235 of 2006) General Bill, By Cato, Skelton, Jennings, W.D. Smith, Townsend, Merrill, Ott, Rice, Mack, Viers and Walker**

**Similar (S 0420)**

**Summary:** Landowner and Advertising Protection and Property Act

AN ACT TO AMEND THE CODE OF LAWS OF SOUTH CAROLINA, 1976, BY ADDING CHAPTER 14 TO TITLE 39 SO AS TO ENACT THE "SOUTH CAROLINA LANDOWNER AND ADVERTISING PROTECTION AND PROPERTY VALUATION ACT", TO DEFINE THE TERMS "LOCAL GOVERNING BODY", "OFF-PREMISES OUTDOOR ADVERTISING SIGN", "JUST COMPENSATION", AND "SIGN OWNER", TO AUTHORIZE LOCAL GOVERNMENTS TO REQUIRE THE REMOVAL OF NONCONFORMING OFF-PREMISES OUTDOOR ADVERTISING SIGNS AND TO REGULATE THE USE OF THEM, TO ALLOW LOCAL GOVERNING BODIES TO ENTER INTO AGREEMENTS WITH SIGN OWNERS TO RELOCATE AND RECONSTRUCT SIGNS, TO PROVIDE FOR THE PAYMENT OF JUST COMPENSATION WHEN A SIGN IS REMOVED WITHOUT AN AGREEMENT BETWEEN THE PARTIES, AND TO PROVIDE FOR ARBITRATION BETWEEN THE PARTIES WHEN THEY FAIL TO REACH AN AGREEMENT; BY ADDING SECTION 57-25-145 SO AS TO RESTRICT THE USE OF OFF-PREMISES OUTDOOR ADVERTISING SIGNS FOR ADULT OR SEXUALLY-ORIENTED BUSINESSES WITHIN ONE MILE OF A PUBLIC HIGHWAY AND TO PROVIDE A CRIMINAL PENALTY FOR A VIOLATION OF THIS RESTRICTION; TO AMEND SECTION 57-25-120, AS AMENDED, RELATING TO DEFINITIONS FOR THE PURPOSES OF THE HIGHWAY ADVERTISING CONTROL ACT, SO AS TO ADD THE TERMS "ADULT BUSINESS", "SEMI-NUDITY", "SEXUALLY-ORIENTED BUSINESS", AND "SEXUALLY-ORIENTED MATERIALS"; AND TO AMEND SECTION 57-25-130, AS AMENDED, RELATING TO THE DECLARATION OF THE PURPOSE OF THE HIGHWAY ADVERTISING CONTROL ACT, SO AS TO INCLUDE MITIGATING THE SECONDARY EFFECTS OF SEXUALLY-ORIENTED BUSINESSES AND LIMITING HARM TO MINORS. - ratified title

- 01/26/05 House Introduced and read first time HJ-8**
- 01/26/05 House Referred to Committee on Labor, Commerce and Industry HJ-9**
- 02/01/05 House Member(s) request name added as sponsor: Viers**
- 02/23/05 House Member(s) request name removed as sponsor: Scarborough**
- 02/23/05 House Committee report: Majority favorable with amend., minority unfavorable Labor, Commerce and Industry HJ-4**
- 02/24/05 House Member(s) request name removed as sponsor: Barfield**
- 02/24/05 House Member(s) request name added as sponsor: Walker**
- 02/24/05 Scrivener's error corrected**
- 03/01/05 House Member(s) request name removed as sponsor: Ceips**
- 03/02/05 House Amended HJ-16**
- 03/02/05 House Read second time HJ-41**
- 03/02/05 House Roll call Yeas-90 Nays-24 HJ-41**
- 03/03/05 House Read third time and sent to Senate HJ-49**
- 03/03/05 Senate Introduced and read first time SJ-20**
- 03/03/05 Senate Referred to Committee on Judiciary SJ-20**
- 03/03/05 Scrivener's error corrected**
- 05/04/05 Senate Committee report: Majority favorable with amend., minority unfavorable Judiciary SJ-12**
- 05/05/05 Scrivener's error corrected**
- 05/24/05 Senate Special order, set for May 24, 2005 SJ-25**
- 05/31/05 Senate Debate interrupted SJ-74**
- 06/01/05 Senate Debate interrupted**
- 01/10/06 Senate Debate interrupted SJ-54**
- 01/11/06 Senate Debate interrupted SJ-19**
- 01/12/06 Senate Debate interrupted SJ-14**
- 01/17/06 Senate Debate interrupted SJ-13**
- 01/18/06 Senate Amended SJ-16**
- 01/18/06 Senate Read second time SJ-16**
- 01/19/06 Scrivener's error corrected**
- 01/25/06 Senate Amended SJ-22**
- 01/25/06 Senate Read third time and returned to House with amendments SJ-22**

01/26/06		Scrivener's error corrected
02/01/06	House	Senate amendment amended HJ-38
02/01/06	House	Returned to Senate with amendments HJ-47
02/07/06	Senate	Concurred in House amendment and enrolled SJ-22
02/15/06		Ratified R 233
02/21/06		Vetoed by Governor
02/22/06	House	Veto overridden by originating body Yeas-78 Nays-25 HJ-39
02/22/06	Senate	Veto overridden Yeas-28 Nays-13 SJ-8
02/24/06		Copies available
02/24/06		Effective date See Act for Effective Date
02/27/06		Act No. 235