

## Session 121 - (2015-2016)

**H 3579 General Bill, By Simrill, White, Lucas, Allison, Henderson, Limehouse, Newton, Ott, Clary, Collins, Delleney, Forrester, Gambrell, Hardwick, Hiott, Horne, Merrill, D.C. Moss, V.S. Moss, Murphy, Pitts, Sandifer, G.M. Smith, Sottile, Spires, Wells, Whitmire, Yow, Jefferson, Erickson, Funderburk, Hosey, Hixon, Clyburn, Knight, Herbkersman, H.A. Crawford, Felder, Willis, McCoy, Bradley, Douglas, Norrell, Long, Bales, Daning, Loftis, Tallon, Anthony, Howard, Gagnon, Riley, Williams, Hayes, G.A. Brown, R.L. Brown, Hart, Weeks, Whipper, Pope, Tinkler, Hicks, Brannon, Corley, Clemmons, Johnson, George, Alexander, Anderson and Duckworth**

***Similar (H 3661, H 4484, H 4635, H 4948)***

**Summary:** Transportation Infrastructure Bank

A BILL TO AMEND THE CODE OF LAWS OF SOUTH CAROLINA, 1976, SO AS TO ENACT THE "SOUTH CAROLINA INFRASTRUCTURE FINANCE REFORM AND TAX RELIEF ACT"; TO AMEND SECTIONS 57-1-310, 57-1-320, 57-1-325, AND 57-1-330, ALL AS AMENDED, CODE OF LAWS OF SOUTH CAROLINA, 1976, RELATING TO THE COMMISSION OF THE DEPARTMENT OF TRANSPORTATION, SO AS TO PROVIDE THAT ALL THE COMMISSIONERS MUST BE APPOINTED BY THE GOVERNOR AND SERVE AT THE PLEASURE OF THE GOVERNOR, TO PROVIDE THAT APPOINTEES MUST BE SCREENED BY THE JOINT TRANSPORTATION REVIEW COMMITTEE, AND TO PROVIDE THAT NO PERSON MAY SERVE AS A COMMISSIONER FOR MORE THAN TWELVE YEARS AND NO COUNTY MAY HAVE A RESIDENT COMMISSIONER FOR MORE THAN TWELVE CONSECUTIVE YEARS; TO AMEND SECTION 57-1-410, AS AMENDED, RELATING TO THE SECRETARY OF THE DEPARTMENT OF TRANSPORTATION, SO AS TO PROVIDE THAT THE COMMISSION OF THE DEPARTMENT OF TRANSPORTATION, INSTEAD OF THE GOVERNOR, SHALL APPOINT THE SECRETARY; TO AMEND SECTIONS 57-1-730 AND 57-1-740, AS AMENDED, RELATING RESPECTIVELY TO THE DUTIES OF THE JOINT TRANSPORTATION REVIEW COMMITTEE, BOTH SO AS TO REQUIRE THE COMMITTEE TO SCREEN APPOINTEES TO THE COMMISSION OF THE DEPARTMENT OF TRANSPORTATION IN A SIMILAR MANNER AS CURRENTLY ELECTED COMMISSIONERS ARE SCREENED; BY ADDING SECTION 57-1-95 SO AS TO PROHIBIT THE COMMENCEMENT OF ANY NEW ROAD CONSTRUCTION PROJECTS IN THIS STATE UNTIL JULY 1, 2020, AND TO PROVIDE EXCEPTIONS; TO AMEND SECTION 11-43-140, RELATING TO THE BOARD OF DIRECTORS OF THE SOUTH CAROLINA TRANSPORTATION INFRASTRUCTURE BANK, SO AS TO INCREASE THE BOARD TO THIRTEEN MEMBERS AND TO SET FORTH THE MEMBERSHIP, AND TO PROVIDE THAT NO MEMBER MAY SERVE MORE THAN TWELVE YEARS; TO AMEND SECTION 11-43-180, RELATING TO FINANCIAL ASSISTANCE GIVEN BY THE INFRASTRUCTURE BANK, SO AS TO PROHIBIT THE BANK FROM PROVIDING ANY LOANS OR OTHER FINANCIAL ASSISTANCE TO ANY PROJECT UNLESS THE ELIGIBLE COSTS OF THE PROJECT ARE AT LEAST TWENTY FIVE MILLION DOLLARS; BY ADDING SECTION 11-43-265 SO AS TO REQUIRE THE INFRASTRUCTURE BANK TO PRIORITIZE ALL PROJECTS IN ACCORDANCE WITH THE PRIORITIZATION CRITERIA ESTABLISHED IN ACT 114 OF 2007, AND TO PROVIDE AN EXCEPTION; BY ADDING SECTION 57-1-100 SO AS TO SET FORTH THE OPTIONAL PROCESS BY WHICH THE DEPARTMENT OF TRANSPORTATION TRANSFERS CERTAIN STATE ROADS TO THE COUNTIES OF THIS STATE, TO INCREASE THE AMOUNT DISTRIBUTED TO THE PARTICIPATING COUNTIES OVER TIME, TO PROVIDE THAT EACH PARTICIPATING COUNTY MUST RECEIVE ONE MILLION DOLLARS BEFORE THE FUNDS ARE DISTRIBUTED BASED ON A FORMULA, TO AMEND SECTION 12-28-2740, RELATING TO THE DISTRIBUTION OF THE GASOLINE USER FEE TO THE COUNTIES OF THIS STATE, TO ABOLISH THE CURRENT COUNTY TRANSPORTATION COMMITTEES AND THEN RECONSTITUTE THEM WITH THE ADDITION OF MUNICIPAL REPRESENTATION, AND TO SPECIFY THE MANNER IN WHICH "C" FUNDS MUST BE EXPENDED; TO AMEND SECTIONS 56-5-4210 AND 56-5-4220, BOTH RELATING TO ROAD RESTRICTIONS, SO AS TO SPECIFY CERTAIN RESTRICTIONS ON LOCALITIES; TO AMEND SECTION 12-28-310, RELATING TO THE USER FEE ON GASOLINE, SO AS TO REDUCE THE FEE TO TEN CENTS A GALLON; TO AMEND SECTION 56-11-410, RELATING TO THE ROAD TAX, SO AS TO REDUCE THE TAX TO TEN CENTS A GALLON; TO AMEND SECTION 56-11-450, RELATING TO THE CREDIT AGAINST ROAD TAX, SO AS TO REDUCE THE CREDIT TO TEN CENTS A GALLON; TO AMEND SECTION 12-36-2110, RELATING TO THE MAXIMUM TAX, SO AS TO INCREASE THE MAXIMUM TAX FROM THREE HUNDRED TO FIVE HUNDRED DOLLARS ON THE SALE OR LEASE OF A MOTOR VEHICLE; TO AMEND SECTION 12-36-2647, RELATING TO THE TAX REVENUES COLLECTED FROM THE SALE OR LEASE OF A MOTOR VEHICLE, SO AS TO CREDIT ALL THE REVENUES TO THE STATE HIGHWAY FUND EXCEPT FOR CERTAIN AMOUNTS THAT ARE USED FOR THE EDUCATION IMPROVEMENT ACT; BY ADDING ARTICLE 4 TO CHAPTER 28, TITLE 12 SO AS TO IMPOSE AN EXCISE TAX ON THE WHOLESALE PRICE OF MOTOR FUEL EQUAL TO THE CUMULATIVE STATE SALES TAX RATE, TO PROVIDE THAT THE REVENUE MUST BE CREDITED TO THE STATE HIGHWAY FUND, TO PROVIDE THAT THE EXCISE TAX MAY NOT EXCEED THE EQUIVALENT OF SIXTEEN CENTS A GALLON, AND TO PROVIDE THE MANNER IN WHICH THE EXCISE TAX IS

CALCULATED AND ADMINISTERED; BY ADDING ARTICLE 9 TO CHAPTER 11, TITLE 57 SO AS TO IMPOSE AN EXCISE TAX ON MOTOR CARRIERS IN THE SAME MANNER AS THE EXCISE TAX ON MOTOR FUEL; AND TO AMEND SECTION 12-6-510, RELATING TO TAX RATES FOR INDIVIDUALS, ESTATES, AND TRUSTS, SO AS TO INCREASE THE SIZE OF THE TAX BRACKETS FOR EACH TAX RATE; AND TO AMEND SECTION 12-6-520, RELATING TO THE ANNUAL ADJUSTMENT OF INCOME TAX BRACKETS, SO AS PROVIDE THE BRACKETS SHALL NOT BE ADJUSTED IN TAX YEARS 2016 AND 2017.

02/11/15	House	Introduced and read first time (House Journal-page 64)
02/11/15	House	Referred to Committee on Ways and Means (House Journal-page 64)
02/17/15	House	Member(s) request name removed as sponsor: Duckworth, Hardee
02/18/15	House	Member(s) request name added as sponsor: Tinkler, Hicks
02/19/15	House	Member(s) request name added as sponsor: Brannon
03/02/15		Scrivener's error corrected
03/03/15	House	Member(s) request name added as sponsor: Corley
03/04/15	House	Member(s) request name removed as sponsor: Kirby, Stavrinakis
03/25/15	House	Member(s) request name added as sponsor: Clemmons, Duckworth, Johnson, George, Alexander
04/14/15	House	Committee report: Favorable with amendment Ways and Means (House Journal-page 11)
04/15/15	House	Requests for debate-Rep(s). Simrill, GR Smith, Tallon, McCoy, Bannister, Hiott, Clarey, Hodges, Stringer, Mack, Felder, Norman, Weeks, Spires, Collins, Bradley, Erickson, Whitmire, Jefferson (House Journal-page 12)
04/15/15	House	Member(s) request name added as sponsor: Anderson
04/15/15	House	Amended (House Journal-page 53)
04/15/15	House	Read second time (House Journal-page 53)
04/15/15	House	Roll call Yeas-87 Nays-20 (House Journal-page 102)
04/16/15	House	Read third time and sent to Senate (House Journal-page 41)
04/16/15	Senate	Introduced and read first time (Senate Journal-page 11)
04/16/15	Senate	Referred to Committee on Finance (Senate Journal-page 11)
04/29/15	Senate	Committee report: Majority favorable with amend., minority unfavorable Finance (Senate Journal-page 25)
04/30/15	Senate	Motion For Special Order Failed (Senate Journal-page 34)
04/30/15		Scrivener's error corrected
05/12/15	Senate	Special order, set for May 12, 2015 (Senate Journal-page 65)
05/27/15	Senate	Debate interrupted (Senate Journal-page 16)
01/21/16	Senate	Debate interrupted (Senate Journal-page 10)
02/10/16	Senate	Debate interrupted (Senate Journal-page 24)
02/11/16	Senate	Debate interrupted (Senate Journal-page 21)
02/17/16	Senate	Debate interrupted (Senate Journal-page 14)
02/18/16	Senate	Debate interrupted (Senate Journal-page 33)
02/23/16	Senate	Debate interrupted (Senate Journal-page 22)
02/24/16	Senate	Debate interrupted (Senate Journal-page 38)
02/25/16	Senate	Debate interrupted (Senate Journal-page 33)
03/02/16	Senate	Debate interrupted (Senate Journal-page 38)
03/03/16	Senate	Debate interrupted (Senate Journal-page 27)
03/08/16	Senate	Debate interrupted (Senate Journal-page 42)
03/09/16	Senate	Amended (Senate Journal-page 17)
03/09/16	Senate	Read second time (Senate Journal-page 17)
03/09/16	Senate	Roll call Ayes-30 Nays-15 (Senate Journal-page 17)
03/10/16	Senate	Read third time and returned to House with amendments (Senate Journal-page 17)
03/10/16		Scrivener's error corrected
04/13/16	House	Amended (House Journal-page 23)
04/13/16	House	Returned to Senate with amendments (House Journal-page 23)
04/19/16	Senate	Non-concurrence in House amendment (Senate Journal-page 37)
04/19/16	Senate	Roll call Ayes-0 Nays-39 (Senate Journal-page 37)

04/20/16	House	House insists upon amendment and conference committee appointed Reps. Simrill, White, Rutherford (House Journal-page 344)
04/26/16	Senate	Conference committee appointed Hutto, Grooms, Cleary (Senate Journal-page 13)
05/26/16	House	Free conference powers granted (House Journal-page 12)
05/26/16	House	Free conference committee appointed Simrill, White, Rutherford (House Journal-page 16)
05/26/16	House	Roll call Yeas-99 Nays-0 (House Journal-page 15)