

## Session 125 - (2023-2024)

**H\*3681 (Rat #0046, Act #0038 of 2023) General Bill, By West, Long, Rutherford, Bannister, Bradley, Chumley, Hiott, Hixon, Atkinson and Kilmartin**

**Similar (S 0414, H 3483)**

AN ACT TO AMEND THE SOUTH CAROLINA CODE OF LAWS BY ADDING SECTION 44-95-45 SO AS TO PROVIDE THAT POLITICAL SUBDIVISIONS OF THIS STATE MAY NOT ENACT ANY LAWS, ORDINANCES, OR RULES PERTAINING TO INGREDIENTS, FLAVORS, OR LICENSING OF CIGARETTES, ELECTRONIC SMOKING DEVICES, E-LIQUID, VAPOR PRODUCTS, OR TOBACCO PRODUCTS AND TO PROVIDE THAT SUCH LAWS, ORDINANCES, AND RULES ENACTED BY A POLITICAL SUBDIVISION PRIOR TO DECEMBER 31, 2020, ARE NOT SUBJECT TO THE PREEMPTION IMPOSED BY THIS ACT; BY AMENDING SECTIONS 16-17-500, 16-17-501, 16-17-502, 16-17-503, 16-17-504, AND 16-17-506, RELATING TO THE PREVENTION OF YOUTH ACCESS TO TOBACCO AND OTHER NICOTINE PRODUCTS, SO AS TO CHANGE THE DEFINITION OF "TOBACCO PRODUCT" AND ADD DEFINITIONS FOR "TOBACCO RETAIL ESTABLISHMENT" AND "TOBACCO RETAILER"; TO PROHIBIT MINORS FROM ENTERING A TOBACCO RETAIL ESTABLISHMENT; TO CHANGE CERTAIN PENALTIES FOR TOBACCO RETAILER VIOLATIONS; TO REQUIRE TOBACCO RETAILERS TO SECURE AND DISPLAY A TOBACCO RETAIL SALES LICENSE FROM THE DEPARTMENT OF REVENUE AND TO ESTABLISH AN ASSOCIATED FEE AND PENALTY FOR VIOLATIONS; TO MAKE TECHNICAL CORRECTIONS; AND FOR OTHER PURPOSES; BY AMENDING SECTION 59-1-380, RELATING TO THE MANDATORY PUBLIC SCHOOL TOBACCO-FREE CAMPUS POLICY, SO AS TO MAKE CONFORMING CHANGES; AND BY ADDING SECTION 12-36-511 SO AS TO REQUIRE RETAILERS TO PROVIDE THE DEPARTMENT OF REVENUE CERTAIN TOBACCO-RELATED INFORMATION IN THEIR RETAIL LICENSE APPLICATIONS. - RATIFIED TITLE

**01/12/23 House Introduced and read first time (House Journal-page 335)**  
**01/12/23 House Referred to Committee on Medical, Military, Public and Municipal Affairs (House Journal-page 335)**  
**03/30/23 House Committee report: Favorable Medical, Military, Public and Municipal Affairs (House Journal-page 15)**  
**04/03/23 Scrivener's error corrected**  
**04/05/23 House Member(s) request name added as sponsor: Atkinson, Kilmartin**  
**04/05/23 House Read second time (House Journal-page 212)**  
**04/05/23 House Roll call Yeas-90 Nays-2 (House Journal-page 212)**  
**04/06/23 House Read third time and sent to Senate (House Journal-page 30)**  
**04/06/23 House Roll call Yeas-98 Nays-4 (House Journal-page 31)**  
**04/06/23 Senate Introduced and read first time (Senate Journal-page 36)**  
**04/06/23 Senate Referred to Committee on Medical Affairs (Senate Journal-page 36)**  
**04/27/23 Senate Polled out of committee Medical Affairs (Senate Journal-page 8)**  
**04/27/23 Senate Committee report: Favorable Medical Affairs (Senate Journal-page 8)**  
**05/02/23 Senate Debate adjourned (Senate Journal-page 34)**  
**05/02/23 Senate Roll call Ayes-32 Nays-9 (Senate Journal-page 34)**  
**05/03/23 Senate Amended (Senate Journal-page 183)**  
**05/03/23 Senate Read second time (Senate Journal-page 183)**  
**05/03/23 Senate Roll call Ayes-26 Nays-16 (Senate Journal-page 183)**  
**05/04/23 Senate Read third time and returned to House with amendments (Senate Journal-page 47)**  
**05/04/23 Scrivener's error corrected**  
**05/10/23 House Concurred in Senate amendment and enrolled (House Journal-page 32)**  
**05/10/23 House Roll call Yeas-95 Nays-5 (House Journal-page 33)**  
**05/11/23 Ratified R 46**  
**05/16/23 Signed By Governor**  
**05/25/23 Effective date See Act for Effective Date**  
**05/25/23 Act No. 38**