

Session 112 - (1997-1998)

H*3819 (Rat #0265, Act #0149 of 1997) General Bill, By Harrell, Allison, Altman, Barrett, J.M. Baxley, Beck, Boan, H. Brown, Campsen, Cato, Chellis, Cobb-Hunter, Cooper, Dantzler, Edge, J.G. Felder, Fleming, Gourdine, Harvin, Haskins, J. Hines, M. Hines, Hinson, J.H. Hodges, Jennings, B.L. Jordan, Keegan, Kelley, Kennedy, M.H. Kinon, Kirsh, Klauber, Knotts, Lanford, Leach, L.H. Limbaugh, Limehouse, Littlejohn, Mason, McKay, McMahan, Phillips, Riser, Robinson, Sandifer, Seithel, Sharpe, Simrill, J. Smith, R. Smith, Stuart, Townsend, Walker, Whatley, Wilder, Wilkins, Witherspoon, Woodrum, W.J. Young and Young-Brickell

A BILL TO AMEND THE CODE OF LAWS OF SOUTH CAROLINA, 1976, BY ADDING CHAPTER 44 TO TITLE 12 SO AS TO ENACT THE "FEE IN LIEU OF TAX SIMPLIFICATION ACT OF 1997" SO AS TO PROVIDE FOR SIMPLIFICATION OF FEE IN LIEU OF PROPERTY TAX TRANSACTIONS; TO DEFINE CERTAIN TERMS, INCLUDING "ECONOMIC DEVELOPMENT PROPERTY"; TO PROVIDE FOR APPROVAL BY LOCAL COUNTY COUNCILS OF FEE AGREEMENTS; TO PROVIDE FOR CALCULATION OF THE REQUIRED FEE PAYMENTS; TO PROVIDE FOR APPLICATION OF THE FEE TO REPLACEMENT PROPERTY AND A CREDIT AGAINST THE FEE FOR COSTS OF CERTAIN IMPROVEMENTS; TO PROVIDE FOR DISTRIBUTION OF THE FEE, PENALTIES FOR FAILING TO COMPLY WITH THE PROVISIONS OF THIS CHAPTER OR THE FEE AGREEMENTS, CONSEQUENCES OF TRANSFERS OF ECONOMIC DEVELOPMENT PROPERTY AND OF TERMINATION OF FEE AGREEMENTS, QUALIFICATION AS ECONOMIC DEVELOPMENT PROPERTY OF PROPERTY PREVIOUSLY SUBJECT TO PROPERTY TAX, AND REQUIREMENTS FOR AFFILIATE SPONSORS; AND TO AMEND SECTION 12-37-220, AS AMENDED, RELATING TO EXEMPTIONS OF CERTAIN CLASSES OF PROPERTY FROM AD VALOREM TAXATION, SO AS TO INCLUDE ECONOMIC DEVELOPMENT PROPERTY AS AN EXEMPTION; TO PROVIDE FOR ELECTION OF THE NEW FEE IN LIEU ARRANGEMENT AFTER THE EFFECTIVE DATE; TO AMEND SECTION 4-1-175, RELATING TO USE AND PLEDGING OF FEE IN LIEU REVENUES, SO AS TO ALLOW USE AND PLEDGING WITHOUT ISSUING BONDS OR MEETING CERTAIN REQUIREMENTS UNDER CERTAIN CONDITIONS; TO AMEND SECTION 4-12-30, RELATING TO FEE IN LIEU FILINGS, SO AS TO REQUIRE CERTAIN FILINGS OF COPIES; TO AMEND SECTION 4-29-67, AS AMENDED, RELATING TO INDUSTRIAL DEVELOPMENT PROJECT FILINGS, SO AS TO REQUIRE CERTAIN FILINGS; TO REQUIRE IMPOSITION OF A PENALTY AS NEEDED TO COVER THE DEBT OBLIGATION; TO AMEND SECTION 12-43-220, AS AMENDED, RELATING TO EQUALIZATION AND REASSESSMENT OF AGRICULTURAL PROPERTY, SO AS TO DISALLOW APPLICATION OF PROPERTY TAX ROLLBACK TO EXEMPT PROPERTY; TO AMEND SECTIONS 4-10-20 AND 12-36-2110, RELATING TO THE LOCAL OPTION SALES AND USE TAX, SO AS TO DEFINE "MACHINERY" USED FOR RESEARCH AND DEVELOPMENT FOR PURPOSES OF SALES AND USE TAX AND TO IMPOSE AN EFFECTIVE DATE OF DECEMBER 1, 1992; TO AMEND SECTION 12-6-3360, AS AMENDED, RELATING TO JOBS TAX CREDIT, SO AS TO INCREASE THE POPULATION FLOOR TO TWENTY-FIVE THOUSAND FOR RECEIPT OF INCREASED CREDIT DESIGNATION; AND TO REENACT CHAPTER 41, TITLE 2, RELATING TO THE CREATION OF A TAX STUDY COMMISSION, SO AS TO RECREATE A TAX STUDY COMMISSION.-AMENDED TITLE

04/03/97	House	Introduced and read first time HJ-2
04/03/97	House	Referred to Committee on Ways and Means HJ-3
04/17/97	House	Committee report: Favorable with amendment Ways and Means HJ-16
04/29/97	House	Amended HJ-42
04/29/97	House	Read second time HJ-46
04/29/97	House	Roll call Yeas-110 Nays-0 HJ-46
04/30/97	House	Read third time and sent to Senate HJ-16
05/01/97	Senate	Introduced and read first time SJ-31
05/01/97	Senate	Referred to Committee on Finance SJ-31
05/21/97	Senate	Committee report: Favorable with amendment Finance SJ-27
06/03/97	Senate	Amended SJ-147
06/03/97	Senate	Read second time SJ-147
06/03/97	Senate	Unanimous consent for third reading on next legislative day SJ-147
06/04/97	Senate	Read third time and returned to House with amendments SJ-86
06/04/97	House	Non-concurrence in Senate amendment HJ-56
06/04/97	Senate	Senate insists upon amendment and conference committee appointed Sens. Leatherman, Leventis, Matthews SJ-24
06/04/97	House	Conference committee appointed Reps. R. Smith, Allison & Harrell HJ-140
06/05/97	House	Free conference powers granted HJ-215

06/05/97	House	Free conference committee appointed Reps. Harrell, R. Smith & Allison HJ-217
06/05/97	House	Free conference report received and adopted HJ-217
06/05/97	Senate	Free conference powers granted SJ-188
06/05/97	Senate	Free conference committee appointed Sens. Leatherman, Leventis, Matthews SJ-188
06/05/97	Senate	Free conference report received and adopted SJ-188
06/17/97	House	Ordered enrolled for ratification HJ-13
06/18/97		Ratified R 265
06/24/97		Signed By Governor
06/24/97		Effective date 06/24/97
07/09/97		Copies available
07/09/97		Act No. 149