**South Carolina General Assembly**

119th Session, 2011-2012

**S. 1324**

**STATUS INFORMATION**

General Bill

Sponsors: Senator Ryberg

Document Path: l:\s-res\wgr\005comm.rem.wgr.docx

Introduced in the Senate on March 8, 2012

Introduced in the House on April 17, 2012

Currently residing in the House Committee on **Labor, Commerce and Industry**

Summary: Real Estate Commission, Residential Builders Commission, State Athletic Commission

**HISTORY OF LEGISLATIVE ACTIONS**

Date Body Action Description with journal page number

3/8/2012 Senate Introduced and read first time

3/8/2012 Senate Referred to Committee on **Labor, Commerce and Industry**

4/3/2012 Senate Polled out of committee **Labor, Commerce and Industry** ([Senate Journal‑page 9](file:///h:\sj%20archive\2012\04-03-12.docx))

4/3/2012 Senate Committee report: Favorable **Labor, Commerce and Industry** ([Senate Journal‑page 9](file:///h:\sj%20archive\2012\04-03-12.docx))

4/11/2012 Senate Read second time ([Senate Journal‑page 36](file:///h:\sj%20archive\2012\04-11-12.docx))

4/11/2012 Senate Roll call Ayes‑43 Nays‑0 ([Senate Journal‑page 36](file:///h:\sj%20archive\2012\04-11-12.docx))

4/12/2012 Senate Read third time and sent to House ([Senate Journal‑page 13](file:///h:\sj%20archive\2012\04-12-12.docx))

4/17/2012 House Introduced and read first time ([House Journal‑page 10](file:///h:\hj%20archive\2012\04-17-12.docx))

4/17/2012 House Referred to Committee on **Labor, Commerce and Industry** ([House Journal‑page 10](file:///h:\hj%20archive\2012\04-17-12.docx))

**VERSIONS OF THIS BILL**

[3/8/2012](file:///p:\pprever\2011-12\1324_20120308.docx)

[4/3/2012](file:///p:\pprever\2011-12\1324_20120403.docx)

~~Indicates Matter Stricken~~

Indicates New Matter

POLLED OUT OF COMMITTEE

MAJORITY FAVORABLE

April 3, 2012

**S. 1324**

Introduced by Senator Ryberg

S. Printed 4/3/12--S.

Read the first time March 8, 2012.

**THE COMMITTEE ON**

**LABOR, COMMERCE AND INDUSTRY**

To whom was referred a Bill (S. 1324) to amend Section 40‑57‑40, relating to the South Carolina Real Estate Commission, to add a commissioner to be appointed from the seventh congressional district; to amend , etc., respectfully

**REPORT:**

Has polled the Bill out majority favorable.

**A** **BILL**

TO AMEND SECTION 40‑57‑40, RELATING TO THE SOUTH CAROLINA REAL ESTATE COMMISSION, TO ADD A COMMISSIONER TO BE APPOINTED FROM THE SEVENTH CONGRESSIONAL DISTRICT; TO AMEND SECTION 40‑59‑10, RELATING TO THE SOUTH CAROLINA RESIDENTIAL BUILDERS COMMISSION, TO ADD A MEMBER TO BE APPOINTED FROM THE SEVENTH CONGRESSIONAL DISTRICT; TO AMEND SECTION 40‑81‑50, RELATING TO THE STATE ATHLETIC COMMISSION, TO ADD A COMMISSIONER TO BE APPOINTED FROM THE SEVENTH CONGRESSIONAL DISTRICT; AND TO AMEND SECTION 41‑43‑30, RELATING TO THE South Carolina Jobs Economic Development Authority, TO ADD A COMMISSIONER TO BE APPOINTED FROM THE SEVENTH CONGRESSIONAL DISTRICT.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Section 40‑57‑40 of the 1976 Code is amended to read:

“Section 40‑57‑40. (A) The South Carolina Real Estate Commission consists of ~~nine~~ ten members elected or appointed as follows:

(1) ~~Six~~ seven members who are professionally engaged in the active practice of real estate, one elected from each of the ~~six~~ seven congressional districts by a majority of house members and senators, representing the house and senate districts located within each of the congressional districts~~.~~;

(2) ~~Two~~ two members representing the public who are not professionally engaged in the practice of real estate, each appointed by the Governor with the advice and consent of the Senate~~.~~;

(3) ~~The eight~~ the nine elected and appointed members shall elect from the State at large~~,~~ one additional member who must be in the active practice of real estate.

(B) Commission members serve a term of four years and until their successors are elected or appointed and qualify. A vacancy on the commission must be filled in the manner of the original election or appointment for the remainder of the unexpired term.

(C) Before entering upon the discharge of the duties of the office, a member’s election or appointment must be certified by and the member shall take and file with the Secretary of State, in writing, an oath to perform the duties of the office as a member of the commission and to uphold the Constitutions of this State and the United States.

(D) A member’s term commences on the date election or appointment is certified by the Secretary of State.

(E) A member may be removed from office in accordance with Section 1‑3‑240.”

SECTION 2. Section 40‑59‑10(A) of the 1976 Code is amended to read:

“(A) There is created the South Carolina Residential Builders Commission which must be composed of ~~seven~~ eight persons who shall have been residents of the State for at least five years and two of whom must be consumers not engaged in the business of residential building, four of whom have been actively engaged in residential building for a period of at least five years before the date of their appointment, and who must be recommended to the Governor by the South Carolina Home Builders Association and one of whom has been actively engaged in residential specialty contracting for a period of at least five years before the date of appointment. One member must be appointed from each congressional district, and one must be appointed from the State at large. Members of the commission must be appointed by the Governor with the advice and consent of the Senate for a term of four years or until their successors are appointed and qualify. A vacancy occurring by reason of death, resignation, removal for cause, or otherwise must be filled for the remainder of the unexpired term in the manner of the original appointment. The Governor may remove any member of the commission in accordance with Section 1‑3‑240.”

SECTION 3. Section 40‑81‑50(A) of the 1976 Code is amended to read:

“(A) There is created the State Athletic Commission consisting of ~~eight~~ nine members appointed by the Governor with the advice and consent of the Senate to regulate boxing, kickboxing, wrestling, mixed martial arts, and other combative sports in this State. One member must be appointed from each congressional district of the State and two from the State at large. One of the at‑large appointments shall be a physician licensed and in good standing in the State. The terms of the members are for four years and until their successors are appointed and qualified. Vacancies must be filled by the Governor for the remainder of an unexpired term. The commissioners of the State Athletic Commission may not have any financial interest, direct or indirect, in the promotion, management, or result of any boxing, kickboxing, mixed martial arts, or wrestling event or exhibition.”

SECTION 4. Section 41‑43‑30 of the 1976 Code is amended to read:

“Section 41‑43‑30. There is created the South Carolina Jobs‑Economic Development Authority, a public body corporate and politic and an agency of the State, with the responsibility of effecting the public purposes of this act. The authority is governed by a Board of Directors (board) which consists of ~~nine~~ ten members.”

SECTION 5. This act takes effect upon approval by the Governor.

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