**South Carolina General Assembly**

120th Session, 2013-2014

**H. 3369**

**STATUS INFORMATION**

General Bill

Sponsors: Reps. Sandifer, Limehouse, Sottile, Clemmons, Crosby, Daning, Spires, Toole, Simrill, Putnam, Loftis, Bedingfield, Quinn, Huggins, Finlay, Kennedy, Owens, Gagnon, Gambrell, Whitmire, Herbkersman, G.R. Smith, Barfield, Hardwick, Edge, K.R. Crawford, D.C. Moss, Hiott, Forrester, Long, W.J. McLeod, Funderburk, Southard, Hixon, V.S. Moss, Anthony, Ryhal, Wells, Skelton, Taylor, Norman, Henderson, Atwater, Pitts, Lowe, Horne, Murphy, Wood and Rivers

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Companion/Similar bill(s): 229

Introduced in the House on January 17, 2013

Introduced in the Senate on May 28, 2013

Last Amended on May 22, 2013

Currently residing in the Senate Committee on **Judiciary**

Summary: Workers' Compensation

**HISTORY OF LEGISLATIVE ACTIONS**

Date Body Action Description with journal page number

1/17/2013 House Introduced and read first time ([House Journal‑page 12](file:///H:\HJ%20Archive\2013\01-17-13.docx))

1/17/2013 House Referred to Committee on **Labor, Commerce and Industry** ([House Journal‑page 12](file:///H:\HJ%20Archive\2013\01-17-13.docx))

1/24/2013 House Member(s) request name added as sponsor: Limehouse, Sottile, Clemmons, Crosby, Daning, Spires, Toole, Simrill, Putnam, Loftis, Bedingfield, Quinn, Huggins, Finlay, Kennedy, Owens, Gagnon, Gambrell, Whitmire, Herbkersman, G.R.Smith, Barfield, Hardwick, Edge, K.R.Crawford, D.C.Moss, Hiott, Forrester

3/21/2013 House Committee report: Favorable with amendment **Labor, Commerce and Industry** ([House Journal‑page 4](file:///H:\HJ%20Archive\2013\03-21-13.docx))

4/9/2013 House Member(s) request name added as sponsor: Long, W.J.McLeod, Funderburk, Southard, Hixon, V.S.Moss, Anthony, Ryhal, Wells, Skelton, Taylor, Norman, Henderson, Atwater, Pitts, Lowe, Horne, Murphy

4/10/2013 House Requests for debate‑Rep(s). Rutherford, Cobb‑Hunter, Mitchell, Stavrinakis, Sabb, Daning, Sandifer, Whitmire, Lowe, Jefferson, Williams, Govan, Bowers, Powers Norrell, McEachern, King, Douglas, Clyburn, Hosey, Anderson, RL Brown, Forrester, Cole, Gilliard, Toole, Atwater, Dilliard, Robinson‑Simpson, Bedingfield ([House Journal‑page 37](file:///H:\HJ%20Archive\2013\04-10-13.docx))

4/17/2013 House Debate adjourned until Thur., 4‑18‑13 ([House Journal‑page 96](file:///H:\HJ%20Archive\2013\04-17-13.docx))

4/25/2013 House Member(s) request name added as sponsor: Wood

4/25/2013 House Debate adjourned until Tues., 4‑30‑13 ([House Journal‑page 101](file:///H:\HJ%20Archive\2013\04-25-13.docx))

5/15/2013 House Debate adjourned until Thur., 5‑16‑13 ([House Journal‑page 22](file:///H:\HJ%20Archive\2013\05-15-13.docx))

5/22/2013 House Member(s) request name added as sponsor: Rivers

5/22/2013 House Amended ([House Journal‑page 40](file:///H:\HJ%20Archive\2013\05-22-13.docx))

5/22/2013 House Read second time ([House Journal‑page 40](file:///H:\HJ%20Archive\2013\05-22-13.docx))

5/22/2013 House Roll call Yeas‑78 Nays‑34 ([House Journal‑page 42](file:///H:\HJ%20Archive\2013\05-22-13.docx))

5/23/2013 House Read third time and sent to Senate ([House Journal‑page 34](file:///H:\HJ%20Archive\2013\05-23-13.docx))

5/28/2013 Senate Introduced and read first time ([Senate Journal‑page 6](file:///H:\SJ%20Archive\2013\05-28-13.docx))

5/28/2013 Senate Referred to Committee on **Judiciary** ([Senate Journal‑page 6](file:///H:\SJ%20Archive\2013\05-28-13.docx))

1/31/2014 Senate Referred to Subcommittee: Gregory (ch), McElveen, Turner

**VERSIONS OF THIS BILL**

[1/17/2013](file:///p:\pprever\2013-14\3369_20130117.docx)

[3/21/2013](file:///p:\pprever\2013-14\3369_20130321.docx)

[5/22/2013](file:///p:\pprever\2013-14\3369_20130522.docx)

AMENDED

May 22, 2013

**H. 3369**

Introduced by Reps. Sandifer, Limehouse, Sottile, Clemmons, Crosby, Daning, Spires, Toole, Simrill, Putnam, Loftis, Bedingfield, Quinn, Huggins, Finlay, Kennedy, Owens, Gagnon, Gambrell, Whitmire, Herbkersman, G.R. Smith, Barfield, Hardwick, Edge, K.R. Crawford, D.C. Moss, Hiott, Forrester, Long, W.J. McLeod, Funderburk, Southard, Hixon, V.S. Moss, Anthony, Ryhal, Wells, Skelton, Taylor, Norman, Henderson, Atwater, Pitts, Lowe, Horne, Murphy, Wood and Rivers

S. Printed 5/22/13--S.

Read the first time January 17, 2013.

**A** **BILL**

TO AMEND THE CODE OF LAWS OF SOUTH CAROLINA, 1976, BY ADDING SECTION 42‑1‑378 SO AS TO PROVIDE THAT AN EMPLOYEE COVERED BY THE FEDERAL EMPLOYERS’ LIABILITY ACT, THE LONGSHORE AND HARBOR WORKERS’ COMPENSATION ACT OR ANY OF ITS EXTENSIONS, OR THE JONES ACT IS EXEMPT FROM WORKERS’ COMPENSATION LAWS.

Amend Title To Conform

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

SECTION 1. Article 3, Chapter 1, Title 42 of the 1976 Code is amended by adding:

“Section 42‑1‑378. This title does not apply to an employee who suffers an injury on or after July 1, 2013, for which there is jurisdiction under either the Longshore and Harbor Workers’ Compensation Act, 33 U.S.C. Section 901 et seq., and its extensions, or the Merchant Marine Act of 1020, 46 U.S.C. Section 30104 et seq. However, this title must not be construed to eliminate or diminish any right than any person or, in the case of the person’s death, his personal representative, may have under either the Longshore and Harbor Workers’ Compensation Act, 33 U.S.C. Section 901 et seq., and its extensions, or the Merchant Marine Act of 1020, 46 U.S.C. Section 30104 et seq.”

SECTION 2. This act takes effect upon approval by the Governor.

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