**South Carolina General Assembly**

120th Session, 2013-2014

**A187, R211, S495**

**STATUS INFORMATION**

General Bill

Sponsors: Senators Lourie and Rankin

Document Path: l:\council\bills\ms\7152ahb13.docx

Companion/Similar bill(s): 3635

Introduced in the Senate on March 7, 2013

Introduced in the House on May 23, 2013

Passed by the General Assembly on May 28, 2014

Governor's Action: June 2, 2014, Signed

Summary: Charitable organizations

**HISTORY OF LEGISLATIVE ACTIONS**

 Date Body Action Description with journal page number

 3/7/2013 Senate Introduced and read first time ([Senate Journal‑page 2](file:///H%3A%5CSJ%20Archive%5C2013%5C03-07-13.docx))

 3/7/2013 Senate Referred to Committee on **Judiciary** ([Senate Journal‑page 2](file:///H%3A%5CSJ%20Archive%5C2013%5C03-07-13.docx))

 4/12/2013 Senate Referred to Subcommittee: Young (ch), Corbin, Johnson

 4/24/2013 Senate Polled out of committee **Judiciary** ([Senate Journal‑page 9](file:///H%3A%5CSJ%20Archive%5C2013%5C04-24-13.docx))

 4/24/2013 Senate Committee report: Majority favorable, minority unfavorable **Judiciary** ([Senate Journal‑page 9](file:///H%3A%5CSJ%20Archive%5C2013%5C04-24-13.docx))

 5/22/2013 Senate Read second time ([Senate Journal‑page 9](file:///H%3A%5CSJ%20Archive%5C2013%5C05-22-13.docx))

 5/22/2013 Senate Roll call Ayes‑32 Nays‑0 ([Senate Journal‑page 9](file:///H%3A%5CSJ%20Archive%5C2013%5C05-22-13.docx))

 5/23/2013 Senate Read third time and sent to House ([Senate Journal‑page 17](file:///H%3A%5CSJ%20Archive%5C2013%5C05-23-13.docx))

 5/23/2013 House Introduced and read first time ([House Journal‑page 68](file:///H%3A%5CHJ%20Archive%5C2013%5C05-23-13.docx))

 5/23/2013 House Referred to Committee on **Judiciary** ([House Journal‑page 68](file:///H%3A%5CHJ%20Archive%5C2013%5C05-23-13.docx))

 5/14/2014 House Committee report: Favorable with amendment **Judiciary** ([House Journal‑page 6](file:///H%3A%5CHJ%20Archive%5C2014%5C05-14-14.docx))

 5/20/2014 House Debate adjourned until Wed., 5‑21‑14 ([House Journal‑page 58](file:///H%3A%5CHJ%20Archive%5C2014%5C05-20-14.docx))

 5/21/2014 House Debate adjourned until Thur., 5‑22‑14 ([House Journal‑page 108](file:///H%3A%5CHJ%20Archive%5C2014%5C05-21-14.docx))

 5/22/2014 House Debate adjourned until Tues., 5‑27‑14 ([House Journal‑page 14](file:///H%3A%5CHJ%20Archive%5C2014%5C05-22-14.docx))

 5/27/2014 House Read second time ([House Journal‑page 8](file:///H%3A%5CHJ%20Archive%5C2014%5C05-27-14.docx))

 5/27/2014 House Roll call Yeas‑95 Nays‑0 ([House Journal‑page 13](file:///H%3A%5CHJ%20Archive%5C2014%5C05-27-14.docx))

 5/28/2014 House Read third time and enrolled ([House Journal‑page 10](file:///H%3A%5CHJ%20Archive%5C2014%5C05-28-14.docx))

 5/29/2014 Ratified R 211

 6/2/2014 Signed By Governor

 6/6/2014 Effective date 06/02/14

 6/10/2014 Act No. 187

**VERSIONS OF THIS BILL**

[3/7/2013](file:///p%3A%5Cpprever%5C2013-14%5C495_20130307.docx)

[4/24/2013](file:///p%3A%5Cpprever%5C2013-14%5C495_20130424.docx)

[5/14/2014](file:///p%3A%5Cpprever%5C2013-14%5C495_20140514.docx)

(A187, R211, S495)

**AN ACT TO AMEND SECTION 23‑3‑115, AS AMENDED, CODE OF LAWS OF SOUTH CAROLINA, 1976, RELATING TO FEES FOR CRIMINAL RECORD SEARCHES, SO AS TO CLARIFY THE DEFINITION OF CHARITABLE ORGANIZATIONS WHICH PAY A REDUCED FEE TO INCLUDE LOCAL PARK AND RECREATION VOLUNTEERS THROUGH A COMMISSION, MUNICIPALITY, COUNTY, OR THE SOUTH CAROLINA DEPARTMENT OF PARKS, RECREATION AND TOURISM.**

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

**Criminal record searches, reduced fees for certain local park and recreation volunteers**

SECTION 1. Section 23‑3‑115(B) of the 1976 Code, as last amended by Act 353 of 2008, is further amended to read:

 “(B) The fee allowed in subsection (A) is fixed at eight dollars if the criminal record search is conducted for a charitable organization, a bona fide mentor, or for the use of a charitable organization. An organization that is authorized to receive the reduced fee shall not charge the volunteer, mentor, member, or employee more than eight dollars or any additional fee that is not required by the State Law Enforcement Division. All criminal record searches conducted pursuant to this subsection must be for a volunteer, mentor, member, or employee performing in an official capacity of the organization and must not be resold. The division shall develop forms on which a mentor or charitable organization shall certify that the criminal record search is conducted for the use and benefit of the charitable organization or mentor. For purposes of this subsection, the phrase ‘charitable organization’ means:

 (1) an organization which has been determined to be exempt from taxation under Section 501(c)(3) of the United States Internal Revenue Code of 1986, as amended;

 (2) a bona fide church, including an institution such as a synagogue or mosque;

 (3) an organization which has filed a statement of registration or exemption under the Solicitation of Charitable Funds Act, Chapter 56, Title 33; or

 (4) local parks and recreation volunteers through a commission, municipality, county, or the South Carolina Department of Parks, Recreation and Tourism.”

**Time effective**

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

Ratified the 29th day of May, 2014.

Approved the 2nd day of June, 2014.

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