COMMITTEE REPORT

May 30, 2013

**H. 3174**

Introduced by Reps. Whitmire and V.S. Moss

S. Printed 5/30/13--H.

Read the first time January 8, 2013.

**THE COMMITTEE ON JUDICIARY**

To whom was referred a Bill (H. 3174) to amend the Code of Laws of South Carolina, 1976, by adding Section 6‑9‑12 so as to allow the governing body of a county or municipality, etc., respectfully

**REPORT:**

That they have duly and carefully considered the same and recommend that the same do pass:

F. GREGORY DELLENEY, JR. for Committee.

**A** **BILL**

TO AMEND THE CODE OF LAWS OF SOUTH CAROLINA, 1976, BY ADDING SECTION 6‑9‑12 SO AS TO ALLOW THE GOVERNING BODY OF A COUNTY OR MUNICIPALITY TO EXEMPT CERTAIN HISTORIC PROPERTIES FROM THE APPLICATION OR ENFORCEMENT OF BUILDING CODES UPON THE RECOMMENDATION OF THE LOCAL HISTORIC PRESERVATION COMMISSION.

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

SECTION 1. Chapter 9, Title 6 of the 1976 Code is amended by adding:

“Section 6‑9‑12. (A) Notwithstanding another provision of law, if the governing body of a county or municipality determines that the application of its building codes would prevent or significantly hinder the preservation or restoration of historic properties within its jurisdiction, the governing body may exempt a historic property from the application or enforcement of its building codes upon the recommendation of the local historic preservation commission.

(B) For purposes of this section, ‘historic property’ means a building or structure designated as a local historic landmark, listed in the National Register of Historic Places, or located in a locally designated historic district or in a historic district listed in the National Register of Historic Places.”

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

‑‑‑‑XX‑‑‑‑