**South Carolina General Assembly**

121st Session, 2015-2016

**H. 3396**

**STATUS INFORMATION**

General Bill

Sponsors: Reps. Sandifer, Horne, Bedingfield, Hamilton, Finlay, Merrill, Whitmire, Crosby, Hardwick, Duckworth, Allison, V.S. Moss, Norman, Quinn, Limehouse, Atwater, Willis, Spires, Sottile, Herbkersman, Clemmons, Henderson, Loftis, Taylor, Murphy, Tallon, Brannon, Erickson, Toole, Wells, D.C. Moss, Corley, Ryhal, Hardee, Simrill and G.R. Smith

Document Path: l:\council\bills\nl\13644ab15.docx

Companion/Similar bill(s): 16

Introduced in the House on January 22, 2015

Introduced in the Senate on April 15, 2015

Last Amended on April 14, 2015

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

Summary: Workers' Compensation

**HISTORY OF LEGISLATIVE ACTIONS**

Date Body Action Description with journal page number

1/22/2015 House Introduced and read first time ([House Journal‑page 12](file:///h:\HJ%20Archive\2015\01-22-15.docx))

1/22/2015 House Referred to Committee on **Labor, Commerce and Industry** ([House Journal‑page 12](file:///h:\HJ%20Archive\2015\01-22-15.docx))

2/10/2015 House Member(s) request name added as sponsor: Horne, Bedingfield, Hamilton, Finlay, Merrill, Whitmire, Crosby, Hardwick, Duckworth, Allison, V.S.Moss, Norman, Quinn, Limehouse, Atwater, Willis, Spires, Sottile, Herbkersman, G.R.Smith, Clemmons, Henderson, Loftis, Taylor, McCoy, Murphy, Tallon, Brannon, Erickson, Toole, Clary, Wells, D.C.Moss

3/3/2015 House Member(s) request name added as sponsor: Corley

3/9/2015 House Member(s) request name removed as sponsor: McCoy

3/17/2015 House Member(s) request name added as sponsor: Ryhal, Hardee

3/19/2015 House Committee report: Favorable with amendment **Labor, Commerce and Industry** ([House Journal‑page 3](file:///h:\HJ%20Archive\2015\03-19-15.docx))

3/20/2015 Scrivener's error corrected

3/24/2015 House Debate adjourned until Thur., 3‑26‑15 ([House Journal‑page 32](file:///h:\HJ%20Archive\2015\03-24-15.docx))

3/26/2015 House Debate adjourned until Tues., 4‑14‑15 ([House Journal‑page 28](file:///h:\HJ%20Archive\2015\03-26-15.docx))

4/14/2015 House Member(s) request name removed as sponsor: Clary

4/14/2015 House Amended ([House Journal‑page 37](file:///h:\HJ%20Archive\2015\04-14-15.docx))

4/14/2015 House Read second time ([House Journal‑page 37](file:///h:\HJ%20Archive\2015\04-14-15.docx))

4/14/2015 House Roll call Yeas‑84 Nays‑24 ([House Journal‑page 39](file:///h:\HJ%20Archive\2015\04-14-15.docx))

4/15/2015 House Read third time and sent to Senate ([House Journal‑page 5](file:///h:\HJ%20Archive\2015\04-15-15.docx))

4/15/2015 Senate Introduced and read first time ([Senate Journal‑page 7](file:///h:\SJ%20Archive\2015\04-15-15.docx))

4/15/2015 Senate Referred to Committee on **Judiciary** ([Senate Journal‑page 7](file:///h:\SJ%20Archive\2015\04-15-15.docx))

View the latest [legislative information](http://www.scstatehouse.gov/billsearch.php?billnumbers=3396&session=121&summary=B) at the website

**VERSIONS OF THIS BILL**

[1/22/2015](file:///p:\pprever\2015-16\3396_20150122.docx)

[3/19/2015](file:///p:\pprever\2015-16\3396_20150319.docx)

[3/20/2015](file:///p:\pprever\2015-16\3396_20150320.docx)

[4/14/2015](file:///p:\pprever\2015-16\3396_20150414.docx)

AMENDED

April 14, 2015

**H. 3396**

Introduced by Reps. Sandifer, Horne, Bedingfield, Hamilton, Finlay, Merrill, Whitmire, Crosby, Hardwick, Duckworth, Allison, V.S. Moss, Norman, Quinn, Limehouse, Atwater, Willis, Spires, Sottile, Herbkersman, Simrill, Clemmons, Henderson, Loftis, Taylor, Murphy, Tallon, Brannon, Erickson, Toole, Wells, D.C. Moss, Corley, Ryhal and Hardee

S. Printed 4/14/15--H.

Read the first time January 22, 2015.

**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 LONGSHORE AND HARBOR WORKERS’ COMPENSATION ACT, OR ANY OF ITS EXTENSIONS, OR THE MERCHANT MARINE 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, 2016, 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 1920, 46 U.S.C. Section 30104 et seq., unless the employee suffers death where there are no financial dependents or sustains a nonscheduled injury under the Longshore and Harbor Workers’ Compensation Act, or any of its extensions. However, this title must not be construed to eliminate or diminish any right that 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 1920, 46 U.S.C. Section 30104 et seq.”

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

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