~~Indicates Matter Stricken~~

Indicates New Matter

AMENDED

March 2, 2016

**S. 1076**

Introduced by Senator Hembree

S. Printed 3/2/16--H.

Read the first time February 24, 2016.

**A** **BILL**

TO AMEND SECTION 48‑39‑130, AS AMENDED, CODE OF LAWS OF SOUTH CAROLINA, 1976, RELATING TO PERMITS TO UTILIZE CRITICAL AREAS, SO AS TO ESTABLISH THAT AN INDIVIDUAL DOES NOT NEED TO APPLY FOR A PERMIT TO DREDGE A MANMADE, PREDOMINATELY ARMORED, RECREATIONAL USE OR ESSENTIAL ACCESS CANAL.

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

SECTION 1. Section 48‑39‑130(D)(10) of the 1976 Code, as added by Act 41 of 2011, is amended to read:

“(10) Dredging in existing navigational canal community developments by individuals, counties, or municipalities of manmade, predominately armored, recreational use canals and essential access canals conveyed to the State or dedicated to the public for that purpose between 1965 and the effective date of this act if the maintenance dredging is authorized by a permit from the United States Army Corps of Engineers pursuant to the Federal Clean Water Act, as amended, or the Rivers and Harbors Act of 1899. All other department administered certifications for such dredging are deemed waived.”

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

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