~~Indicates Matter Stricken~~

Indicates New Matter

COMMITTEE REPORT

February 17, 2016

**S. 975**

Introduced by Senators L. Martin and Hutto

S. Printed 2/17/16--S.

Read the first time January 13, 2016.

**THE COMMITTEE ON JUDICIARY**

To whom was referred a Bill (S. 975) to amend subsection (b) of Section 42‑3‑20 of the South Carolina Code of Laws, 1976, so as to provide that the Governor may reappoint a person, etc., respectfully

**REPORT:**

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

Amend the bill, as and if amended, page 1, by striking line 37, and inserting:

/ commission shall elect from among their members an interim /

Renumber sections to conform.

Amend title to conform.

CHAUNCEY K. GREGORY for Committee.

**STATEMENT OF ESTIMATED FISCAL IMPACT**

**Fiscal Impact Summary**

This bill would have no expenditure impact on the general fund, federal funds, or other funds.

**Explanation of Fiscal Impact**

**State Expenditure**

This bill amends Section 42-3-20, which states that the Governor may reappoint a person as chairman of the Workers’ Compensation Commission. Also, if the Governor does not reappoint a chairman at the end of the two year term, a majority of the commission may elect an interim chairman from their members who will serve until the Governor appoints another chairman.

**Workers’ Compensation Commission.** The department indicates that any expenditures associated with this bill could be absorbed within current appropriations.

Frank A. Rainwater, Executive Director

Revenue and Fiscal Affairs Office

**A** **BILL**

TO AMEND SUBSECTION (B) OF SECTION 42‑3‑20 OF THE SOUTH CAROLINA CODE OF LAWS, 1976, SO AS TO PROVIDE THAT THE GOVERNOR MAY REAPPOINT A PERSON AS CHAIRMAN OF THE WORKERS’ COMPENSATION COMMISSION, AND TO FURTHER PROVIDE THAT THE COMMISSION IS NOT REQUIRED TO ELECT A CHAIRMAN FROM AMONG ITS MEMBERS IN THE EVENT THE GOVERNOR DOES NOT APPOINT OR REAPPOINT A CHAIRMAN.

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

Section 42‑3‑20(B) is amended to read:

SECTION 1. Section 42‑3‑20(B) of the 1976 Code is amended to read:

“The Governor, with the advice and consent of the Senate, shall designate one of the seven ~~commissioner~~ commissioners as chairman for a term of two years~~, and the chairman may serve two terms during his six year term but not consecutively~~. At the conclusion of a commissioner’s two year term as chairman, the Governor shall appoint or reappoint ~~another~~ a commissioner to serve as chairman. If the Governor does not appoint or reappoint ~~another~~ a chairman at the expiration of the two year term, a majority of the commission ~~shall~~ may elect from among their members an interim chairman who shall serve until the Governor appoints another chairman ~~other than the one last appointed~~. A deputy commissioner is not eligible to serve as chairman. Any person appointed to the commission is subject to removal as provided in Section 1‑3‑240(C).”

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

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