**Tuesday, January 27, 2015**

**(Statewide Session)**

~~Indicates Matter Stricken~~

Indicates New Matter

The Senate assembled at 12:00 Noon, the hour to which it stood adjourned, and was called to order by the PRESIDENT.

A quorum being present, the proceedings were opened with a devotion by the Chaplain as follows:

We recall how the Apostle Paul wrote:

“We know that all things work together for good for those who love God, who are called according to his purpose.” (Romans 8:28)

Let us pray:

Holy God, we ask You to continue to bless South Carolina and her people in wondrous ways. As You have guided our leaders in the past, hear us as we urge You to continue embracing all who serve You in this governmental complex: these Senators, the Representatives, the Constitutional Officers, all of the staff members. Especially, by Your grace, Lord, may everyone who is a part of the Senate of South Carolina be motivated at all times to serve with honor and wisdom and integrity, ever strengthening our State, and bringing You, O God, even greater glory. We pray this in Your loving name, dear Lord. Amen.

The PRESIDENT called for Petitions, Memorials, Presentments of Grand Juries and such like papers.

**Point of Quorum**

At 12:05 P.M., Senator SETZLER made the point that a quorum was not present. It was ascertained that a quorum was not present.

**Call of the Senate**

Senator SETZLER moved that a Call of the Senate be made. The following Senators answered the Call:

Alexander Allen Bennett

Bryant Campbell Campsen

Cromer Davis Hayes

Johnson Kimpson Leatherman

*Martin, Larry Martin, Shane* Massey

Matthews McElveen Nicholson

Peeler Reese Sabb

Scott Setzler Shealy

Sheheen Thurmond Turner

Williams Young

A quorum being present, the Senate resumed.

**Recorded Presence**

Senators BRIGHT, CORBIN, O’DELL, VERDIN, FAIR, COLEMAN and HEMBREE recorded their presence subsequent to the Call of the Senate.

**MESSAGE FROM THE GOVERNOR**

The following appointments were transmitted by the Honorable Nikki Randhawa Haley:

**Statewide Appointments**

Reappointment, South Carolina State Board of Financial Institutions, with the term to commence June 30, 2014, and to expire June 30, 2018

Cooperative Credit Unions:

Hansel B. Hart, 3068 Kennerly Road, Irmo, SC 29063

Referred to the Committee on Banking and Insurance.

Initial Appointment, South Carolina Commission on Higher Education, with the term to commence July 1, 2014, and to expire July 1, 2016

Technical and Comprehensive Education:

Paul O. Batson III, 296 Roberts Circle, Greer, SC 29650 *VICE* vacant

Referred to the Committee on Education.

Reappointment, South Carolina Commission on Higher Education, with the term to commence July 1, 2012, and to expire July 1, 2016

At-Large:

Jennifer B. Settlemyer, 773 Harbor View Drive, Prosperity, SC 29127

Referred to the Committee on Education.

Reappointment, South Carolina Commission for the Blind, with the term to commence May 19, 2014, and to expire May 19, 2018

4th Congressional District:

Mary S. Sonksen, 102 Edgebrook Court, Spartanburg, SC 29302

Referred to the General Committee.

Reappointment, Board of Directors of the South Carolina Public Service Authority, with the term to commence May 19, 2015, and to expire May 19, 2022

2nd Congressional District:

Jack F. Wolfe, Jr., 2012 Johnson Marina Road, Chapin, SC 29036

Referred to the Committee on Judiciary.

Initial Appointment, South Carolina State Ethics Commission, with the term to commence June 30, 2013, and to expire June 30, 2018

2nd Congressional District:

Thomas M. Galardi, 140 Foxwood Drive, Aiken, SC 29803 *VICE* James Burns

Referred to the Committee on Judiciary.

Reappointment, South Carolina State Human Affairs Commission, with the term to commence June 30, 2015, and to expire June 30, 2018

7th Congressional District:

Harold Jean Brown, Post Office Box 2376, Georgetown, SC 29442

Referred to the Committee on Judiciary.

Initial Appointment, Jobs Economic Development Authority, with the term to commence July 27, 2012, and to expire July 27, 2015

1st Congressional District:

William W. Peacock, 67 Greenleaf Road, Bluffton, SC 29910 *VICE* Sean McLernon

Referred to the Committee on Labor, Commerce and Industry.

Reappointment, Jobs Economic Development Authority, with the term to commence July 27, 2015, and to expire July 27, 2018

1st Congressional District:

William W. Peacock, 67 Greenleaf Road, Bluffton, SC 29910

Referred to the Committee on Labor, Commerce and Industry.

Initial Appointment, South Carolina Residential Builders Commission, with the term to commence June 30, 2012, and to expire June 30, 2016

1st Congressional District:

James A. Barber, 720 Talison Avenue, Number 100, Charleston, SC 29492 *VICE* Alpha T. Bailey

Referred to the Committee on Labor, Commerce and Industry.

Initial Appointment, South Carolina State Ports Authority, with the term to commence June 4, 2013, and to expire June 4, 2018

At-Large:

Kurt D. Grindstaff, 7 Catboat, Hilton Head Island, SC 29928 *VICE* Hon. Henry McMaster

Referred to the Committee on Transportation.

**REGULATIONS RECEIVED**

The following were received and referred to the appropriate committees for consideration:

Document No. 4499

Agency: Department of Labor, Licensing and Regulation - Board of Architectural Examiners

Chapter: 11

Statutory Authority: 1976 Code Sections 40-1-50, 40-1-70, 40-3-50, and 40-3-60

SUBJECT: Applications and Fees

Received by Lieutenant Governor January 22, 2015

Referred to Committee Labor, Commerce and Industry

Document No. 4500

Agency: Department of Labor, Licensing and Regulation - State Athletic Commission

Chapter: 20

Statutory Authority: 1976 Code Sections 40-1-50, 40-1-70, 40-81-40, and 40-81-70

SUBJECT: Fees

Received by Lieutenant Governor January 22, 2015

Referred to Committee Labor, Commerce and Industry

Document No. 4501

Agency: Department of Labor, Licensing and Regulation - Building Codes Council

Chapter: 8

Statutory Authority: 1976 Code Sections 6-8-20, 6-9-40, 40-1-50, and 40-1-70

SUBJECT: Amend Regulations 8-115, 8-601, 8-602, 8-604, 8-607, and 8-613

Received by Lieutenant Governor January 22, 2015

Referred to Committee Labor, Commerce and Industry

Document No. 4502

Agency: Department of Labor, Licensing and Regulation - Board of Dentistry

Chapter: 39

Statutory Authority: 1976 Code Sections 40-1-50, 40-1-70, and 40-15-40

SUBJECT: Fees

Received by Lieutenant Governor January 23, 2015

Referred to Committee Medical Affairs

Document No. 4503

Agency: Department of Labor, Licensing and Regulation - Board of Registration for Professional Engineers and Surveyors

Chapter: 49

Statutory Authority: 1976 Code Sections 40-1-50, 40-1-70, and 40-22-60

SUBJECT: Fees

Received by Lieutenant Governor January 22, 2015

Referred to Committee Labor, Commerce and Industry

Document No. 4504

Agency: Department of Labor, Licensing and Regulation - Environmental Certification Board

Chapter: 51

Statutory Authority: 1976 Code Sections 40-1-50, 40-1-70, and 40-23-60

SUBJECT: Fees

Received by Lieutenant Governor January 23, 2015

Referred to Committee Labor, Commerce and Industry

Document No. 4505

Agency: Department of Labor, Licensing and Regulation - Board of Funeral Service

Chapter: 57

Statutory Authority: 1976 Code Sections 40-1-70, 40-19-50, and 40-19-60

SUBJECT: Fees

Received by Lieutenant Governor January 23, 2015

Referred to Committee Labor, Commerce and Industry

Document No. 4506

Agency: Department of Labor, Licensing and Regulation - Board of Registration for Geologists

Chapter: 131

Statutory Authority: 1976 Code Sections 40-1-50, 40-1-70, 40-77-50, and 40-77-60

SUBJECT: Fees

Received by Lieutenant Governor January 23, 2015

Referred to Committee Labor, Commerce and Industry

Document No. 4507

Agency: Department of Labor, Licensing and Regulation - Board of Long Term Health Care Administrators

Chapter: 93

Statutory Authority: 1976 Code Sections 40-1-50, 40-1-70, and 40-35-60

SUBJECT: Fees [and Fee Schedule]

Received by Lieutenant Governor January 23, 2015

Referred to Committee Medical Affairs

Document No. 4508

Agency: Department of Labor, Licensing and Regulation - Manufactured Housing Board

Chapter: 79

Statutory Authority: 1976 Code Sections 40-1-50, 40-1-70, and 40-29-10

SUBJECT: Fees

Received by Lieutenant Governor January 22, 2015

Referred to Committee Labor, Commerce and Industry

Document No. 4509

Agency: Department of Labor, Licensing and Regulation - Board of Medical Examiners

Chapter: 81

Statutory Authority: 1976 Code Sections 40-1-50, 40-1-70, and 40-47-10

SUBJECT: Fees

Received by Lieutenant Governor January 23, 2015

Referred to Committee Medical Affairs

Document No. 4510

Agency: Department of Labor, Licensing and Regulation - Board of Nursing

Chapter: 91

Statutory Authority: 1976 Code Sections 40-1-50, 40-1-70, and 40-33-10

SUBJECT: Fees

Received by Lieutenant Governor January 23, 2015

Referred to Committee Medical Affairs

Document No. 4511

Agency: Department of Labor, Licensing and Regulation - Board of Examiners in Opticianry

Chapter: 96

Statutory Authority: 1976 Code Sections 40-1-50, 40-1-70, 40-38-60, and 40-38-250

SUBJECT: Fees

Received by Lieutenant Governor January 23, 2015

Referred to Committee Medical Affairs

Document No. 4512

Agency: Department of Labor, Licensing and Regulation - Board of Physical Therapy Examiners

Chapter: 101

Statutory Authority: 1976 Code Sections 40-1-50, 40-1-70, 40-45-50, and 40-45-60

SUBJECT: Fees

Received by Lieutenant Governor January 23, 2015

Referred to Committee Labor, Commerce and Industry

Document No. 4513

Agency: Department of Labor, Licensing and Regulation - Board of Podiatry Examiners

Chapter: 134

Statutory Authority: 1976 Code Sections 40-1-50, 40-1-70, and 40-51-40

SUBJECT: Fees

Received by Lieutenant Governor January 23, 2015

Referred to Committee Medical Affairs

Document No. 4514

Agency: Department of Labor, Licensing and Regulation - Board of Examiners for Licensure of Professional Counselors, Marriage and Family Therapists, and Psycho-Educational Specialists

Chapter: 36

Statutory Authority: 1976 Code Sections 40-1-50, 40-1-70, and 40-75-60

SUBJECT: Fees

Received by Lieutenant Governor January 23, 2015

Referred to Committee Labor, Commerce and Industry

Document No. 4515

Agency: Department of Labor, Licensing and Regulation - Board of Examiners in Psychology

Chapter: 100

Statutory Authority: 1976 Code Sections 40-1-50, 40-1-70, and 40-55-85

SUBJECT: Fees

Received by Lieutenant Governor January 23, 2015

Referred to Committee Medical Affairs

Document No. 4516

Agency: Department of Labor, Licensing and Regulation - Real Estate Appraisers Board

Chapter: 137

Statutory Authority: 1976 Code Sections 40-1-50, 40-1-70, 40-60-10, and 40-60-50

SUBJECT: Annual Fee Schedule

Received by Lieutenant Governor January 23, 2015

Referred to Committee Labor, Commerce and Industry

Document No. 4517

Agency: Department of Labor, Licensing and Regulation - Real Estate Commission

Chapter: 105

Statutory Authority: 1976 Code Sections 40-1-50, 40-1-70, and 40-57-60

SUBJECT: Fees

Received by Lieutenant Governor January 23, 2015

Referred to Committee Labor, Commerce and Industry

Document No. 4518

Agency: Department of Labor, Licensing and Regulation - Residential Builders Commission

Chapter: 106

Statutory Authority: 1976 Code Sections 40-1-50, 40-1-70, 40-59-70, and 40-59-610

SUBJECT: Initial Fees

Received by Lieutenant Governor January 26, 2015

Referred to Committee Labor, Commerce and Industry

Document No. 4519

Agency: Department of Labor, Licensing and Regulation - Soil Classifier Advisory Council

Chapter: 108

Statutory Authority: 1976 Code Sections 40-1-50, 40-1-70, and 40-65-70

SUBJECT: Fees

Received by Lieutenant Governor January 23, 2015

Referred to Committee Labor, Commerce and Industry

Document No. 4520

Agency: Department of Labor, Licensing and Regulation - Board of Veterinary Medical Examiners

Chapter: 120

Statutory Authority: 1976 Code Sections 40-1-50, 40-1-70, 40-69-60, and 40-69-70

SUBJECT: Fees

Received by Lieutenant Governor January 26, 2015

Referred to Committee on Agriculture and Natural Rescources

Document No. 4521

Agency: Department of Labor, Licensing and Regulation - Board of Pharmacy

Chapter: 99

Statutory Authority: 1976 Code Sections 40-1-70, 40-43-60(C) and (D)(8), 40-43-150(C), and 40-43-160

SUBJECT: Administrative Citations and Penalties; and Fines

Received by Lieutenant Governor January 23, 2015

Referred to Committee Labor, Commerce and Industry

Document No. 4535

Agency: Department of Labor, Licensing and Regulation

Chapter: 10

Statutory Authority: 1976 Code Sections 40-1-50 and 40-1-70

SUBJECT: Real Estate Commission

Received by Lieutenant Governor January 26, 2015

Referred to Committee Labor, Commerce and Industry

Document No. 4536

Agency: Department of Labor, Licensing and Regulation - State Athletic Commission

Chapter: 20

Statutory Authority: 1976 Code Sections 40-1-70 and 40-81-70

SUBJECT: Professional Boxing, Wrestling, Kick Boxing, Off the Street Boxing, and Mixed Martial Arts

Received by Lieutenant Governor January 26, 2015

Referred to Committee Labor, Commerce and Industry

**Doctor of the Day**

Senators LOURIE and CAMPSEN introduced Dr. Michael Finch of Columbia, S.C., Doctor of the Day.

**Leave of Absence**

At 12:11 P.M., Senator MATTHEWS requested a leave of absence for Senator PINCKNEY.

**CO-SPONSORS ADDED**

The following co-sponsors were added to the respective Bills:

S. 196 Sen. Shane Martin

S. 35 Sen. Shane Martin

S. 361 Sens. Cromer, Scott, Shealy

S. 25 Sen. Verdin

S. 28 Sen. Verdin

S. 129 Sen. Verdin

S. 130 Sen. Verdin

**INTRODUCTION OF BILLS AND RESOLUTIONS**

The following were introduced:

S. 359 -- Senators Sheheen and McElveen: A SENATE RESOLUTION TO RECOGNIZE AND HONOR SHERIFF JIM MATTHEWS OF KERSHAW COUNTY FOR HIS OUTSTANDING CAREER IN LAW ENFORCEMENT AND TO CONGRATULATE HIM ON BEING NAMED THE SOUTH CAROLINA SHERIFFS' ASSOCIATION'S 2014 "SHERIFF OF THE YEAR."

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The Senate Resolution was adopted.

S. 360 -- Senator Sheheen: A SENATE RESOLUTION TO RECOGNIZE AND COMMEND THE HONORABLE HARRIETT SPEARS PIERCE, PROBATE JUDGE FOR KERSHAW COUNTY, UPON THE OCCASION OF HER RETIREMENT FROM THE BENCH AND TO WISH HER CONTINUED SUCCESS AND HAPPINESS IN ALL HER FUTURE ENDEAVORS.

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The Senate Resolution was adopted.

S. 361 -- Senators Hayes, Cromer, Shealy and Scott: A BILL TO AMEND SECTION 38-73-736, AS AMENDED, CODE OF LAWS OF SOUTH CAROLINA, 1976, RELATING TO AUTOMOBILE INSURANCE RATE REDUCTIONS FOR NON-YOUTHFUL OPERATORS, SO AS TO DELETE REFERENCES TO APPROVED DRIVER TRAINING REFRESHER COURSES AND TO REDUCE FROM SIX HOURS TO FOUR HOURS THE AMOUNT OF CLASSROOM TRAINING REQUIRED FOR APPROVED DRIVER TRAINING COURSES.

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Read the first time and referred to the Committee on Banking and Insurance.

S. 362 -- Senator Leatherman: A BILL TO ENACT THE PROVISO CODIFICATION ACT OF 2015, TO PROVIDE FOR THE CODIFICATION IN THE SOUTH CAROLINA CODE OF LAWS OF CERTAIN PROVISOS CONTAINED IN THE ANNUAL GENERAL APPROPRIATIONS ACT, AND TO PROVIDE FOR OTHER PROVISIONS RELATED TO THE ANNUAL GENERAL APPROPRIATIONS ACT EFFECTIVE FOR FISCAL YEAR 2015-2016 ONLY.

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Read the first time and referred to the Committee on Finance.

S. 363 -- Senator Alexander: A BILL TO AMEND SECTION 63-7-320 OF THE 1976 CODE, RELATING TO THE PROCESS OF IDENTIFYING AND REPORTING CHILD ABUSE AND NEGLECT, TO PROVIDE THAT IN THE EVENT THE ALLEGED ABUSED OR NEGLECTED CHILD IS A MEMBER OF AN ACTIVE DUTY MILITARY FAMILY, THE COUNTY DEPARTMENT OF SOCIAL SERVICES SHALL NOTIFY THE DESIGNATED AUTHORITIES AT THE MILITARY INSTALLATION WHERE THE ACTIVE DUTY MILITARY SPONSOR IS ASSIGNED; TO AMEND SECTION 63-7-920, RELATING TO INVESTIGATIONS AND CASE DETERMINATIONS OF THE DEPARTMENT OF SOCIAL SERVICES, TO PROVIDE THAT THE DEPARTMENT OR LAW ENFORCEMENT, OR BOTH, MAY COLLECT INFORMATION CONCERNING THE MILITARY AFFILIATION OF THE PERSON HAVING THE CUSTODY OR CONTROL OF THE CHILD SUBJECT TO AN INVESTIGATION AND MAY SHARE THIS INFORMATION WITH THE APPROPRIATE MILITARY AUTHORITIES; TO AMEND SECTION 63-7-1990, RELATING TO THE CONFIDENTIALITY AND RELEASE OF RECORDS AND INFORMATION, TO PROVIDE THAT THE DEPARTMENT OF SOCIAL SERVICES IS AUTHORIZED TO GRANT ACCESS TO THE RECORDS TO THE DESIGNATED MILITARY AUTHORITIES AT THE MILITARY INSTALLATION WHERE THE ACTIVE DUTY SERVICE MEMBER IS ASSIGNED; TO AMEND SECTION 63-11-80, RELATING TO CONFIDENTIAL INFORMATION WITHIN CHILD WELFARE AGENCIES, TO PROVIDE THAT NO OFFICER, AGENT, OR EMPLOYEE OF THE DEPARTMENT OR A CHILD WELFARE AGENCY SHALL DIRECTLY OR INDIRECTLY DISCLOSE INFORMATION LEARNED ABOUT THE CHILDREN, THEIR PARENTS OR RELATIVES, OR OTHER PERSONS HAVING CUSTODY OR CONTROL OF THEM, EXCEPT IN CASES INVOLVING CHILDREN IN THE CUSTODY OR CONTROL OF PERSONS WHO HAVE MILITARY AFFILIATION; AND TO MAKE TECHNICAL AND CONFORMING AMENDMENTS TO SECTION 63-7-1990(B)(23).

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Read the first time and referred to the Committee on Judiciary.

S. 364 -- Education Committee: A JOINT RESOLUTION TO EXTEND THE DEADLINE REQUIRING THE STATE BOARD OF EDUCATION TO APPROVE THE STATE READING PROFICIENCY PLAN FROM FEBRUARY 1, 2015, AS PROVIDED IN ACT 284 OF 2014, ALSO KNOWN AS THE "SOUTH CAROLINA READ TO SUCCEED ACT", TO JUNE 15, 2015.

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Read the first time and ordered placed on the Calendar without reference.

S. 365 -- Senator Alexander: A SENATE RESOLUTION TO DECLARE FEBRUARY 2015 AS TEEN DATING VIOLENCE AWARENESS MONTH THROUGHOUT SOUTH CAROLINA AND TO URGE THE GENERAL PUBLIC TO WORK TOWARD ENDING TEEN DATING VIOLENCE BY EMPOWERING YOUNG PEOPLE TO DEVELOP HEALTHIER RELATIONSHIPS, ASSISTING VICTIMS IN ACCESSING THE INFORMATION AND SUPPORTIVE SERVICES THEY NEED, CREATING BETTER AND MORE RESOURCES FOR YOUNG PEOPLE IN NEED, INSTITUTING EFFECTIVE INTERVENTION AND PREVENTION POLICIES IN SCHOOLS, AND ENGAGING IN DISCUSSIONS WITH FAMILY MEMBERS AND PEERS TO PROMOTE AWARENESS AND PREVENTION OF THE QUIET EPIDEMIC OF TEEN DATING VIOLENCE.

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The Senate Resolution was introduced and referred to the Committee on Judiciary.

S. 366 -- Senator Sheheen: A SENATE RESOLUTION TO HONOR CAMDEN CITY COUNCILMEMBER WALTER M. LONG, JR., ON THE OCCASION OF HIS RETIREMENT FROM CITY COUNCIL, TO THANK HIM FOR HIS MANY YEARS OF OUTSTANDING PUBLIC SERVICE TO THE PEOPLE OF SOUTH CAROLINA, AND TO WISH HIM MUCH SUCCESS AND FULFILLMENT IN ALL HIS FUTURE ENDEAVORS.

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The Senate Resolution was adopted.

S. 367 -- Senator Sheheen: A SENATE RESOLUTION TO HONOR CAMDEN CITY COUNCILMEMBER X. WILLARD POLK ON THE OCCASION OF HIS RETIREMENT FROM CITY COUNCIL, TO THANK HIM FOR HIS YEARS OF OUTSTANDING PUBLIC SERVICE TO THE PEOPLE OF SOUTH CAROLINA, AND TO WISH HIM MUCH SUCCESS AND FULFILLMENT IN ALL HIS FUTURE ENDEAVORS.

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The Senate Resolution was adopted.

S. 368 -- Senators Sheheen and Malloy: A SENATE RESOLUTION TO RECOGNIZE AND COMMEND THE HONORABLE EDWIN "BROTHER" MALLOY DAVIS, PROBATE JUDGE FOR CHESTERFIELD COUNTY, UPON THE OCCASION OF HIS RETIREMENT AFTER ALMOST THREE DECADES OF EXEMPLARY SERVICE, AND TO WISH HIM CONTINUED SUCCESS AND HAPPINESS IN ALL HIS FUTURE ENDEAVORS.

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The Senate Resolution was adopted.

S. 369 -- Senator Hembree: A SENATE RESOLUTION TO RECOGNIZE AND HONOR FRANCES STRICKLAND FOR HER SIGNIFICANT PARTICIPATION IN THE HORRY ELECTRIC COOPERATIVE, INC. AND TO CONGRATULATE HER UPON BEING NAMED THE COOPERATIVE'S 2015 RURAL LADY OF THE YEAR.

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The Senate Resolution was adopted.

H. 3387 -- Reps. Clemmons, H. A. Crawford, Duckworth, Johnson, Goldfinch and Hardee: A CONCURRENT RESOLUTION TO CELEBRATE THAT UNIQUE AMERICAN DANCE FORM CALLED THE SHAG, SINCE 1984 THE OFFICIAL STATE DANCE OF SOUTH CAROLINA, AND TO DECLARE 2015 THE "YEAR OF THE SHAG DANCE" IN THE PALMETTO STATE.

The Concurrent Resolution was introduced and referred to the Committee on Invitations.

H. 3389 -- Reps. Clemmons, Hardwick, H. A. Crawford, Goldfinch, Duckworth, Johnson, Yow and Hardee: A CONCURRENT RESOLUTION TO EXPRESS THE GRATITUDE OF THE GENERAL ASSEMBLY FOR THOSE WHO STOOD GUARD BOTH IN THE UNIFORMED AND COVERT SERVICES DURING THE COLD WAR ERA, TO RECOGNIZE THE VICTORY OF FREEDOM OVER COMMUNISM IN MANY NATIONS AS A RESULT OF THE SUCCESSFUL CONCLUSION OF THE COLD WAR, AND TO JOIN THE STATES OF KANSAS AND MAINE IN OFFICIALLY RECOGNIZING THE FIRST DAY OF MAY AS "COLD WAR VICTORY DAY".

The Concurrent Resolution was introduced and referred to the General Committee.

H. 3395 -- Reps. Lucas, Alexander, Allison, Anderson, Anthony, Atwater, Bales, Ballentine, Bamberg, Bannister, Bedingfield, Bernstein, Bingham, Bowers, Bradley, Brannon, G. A. Brown, R. L. Brown, Burns, Chumley, Clary, Clemmons, Clyburn, Cobb-Hunter, Cole, Collins, Corley, H. A. Crawford, Crosby, Daning, Delleney, Dillard, Douglas, Duckworth, Erickson, Felder, Finlay, Forrester, Funderburk, Gagnon, Gambrell, George, Gilliard, Goldfinch, Govan, Hamilton, Hardee, Hardwick, Hart, Hayes, Henderson, Henegan, Herbkersman, Hicks, Hill, Hiott, Hixon, Hodges, Horne, Hosey, Howard, Huggins, Jefferson, Johnson, Kennedy, King, Kirby, Knight, Limehouse, Loftis, Long, Lowe, Mack, McCoy, McEachern, McKnight, M. S. McLeod, W. J. McLeod, Merrill, Mitchell, D. C. Moss, V. S. Moss, Murphy, Nanney, Neal, Newton, Norman, Norrell, Ott, Parks, Pitts, Pope, Putnam, Quinn, Ridgeway, Riley, Rivers, Robinson-Simpson, Rutherford, Ryhal, Sandifer, Simrill, G. M. Smith, G. R. Smith, J. E. Smith, Sottile, Southard, Spires, Stavrinakis, Stringer, Tallon, Taylor, Thayer, Tinkler, Toole, Weeks, Wells, Whipper, White, Whitmire, Williams, Willis and Yow: A CONCURRENT RESOLUTION TO SALUTE THE MCBEE HIGH SCHOOL GIRLS GOLF TEAM, COACH, AND SCHOOL OFFICIALS FOR AN OUTSTANDING SEASON AND TO CONGRATULATE THEM ON WINNING THE 2014 CLASS AA STATE CHAMPIONSHIP TITLE.

The Concurrent Resolution was adopted, ordered returned to the House.

H. 3418 -- Reps. H. A. Crawford, Hardwick, Hardee, Johnson, Duckworth, Clemmons, Goldfinch, Alexander, Allison, Anderson, Anthony, Atwater, Bales, Ballentine, Bamberg, Bannister, Bedingfield, Bernstein, Bingham, Bowers, Bradley, Brannon, G. A. Brown, R. L. Brown, Burns, Chumley, Clary, Clyburn, Cobb-Hunter, Cole, Collins, Corley, Crosby, Daning, Delleney, Dillard, Douglas, Erickson, Felder, Finlay, Forrester, Funderburk, Gagnon, Gambrell, George, Gilliard, Govan, Hamilton, Hart, Hayes, Henderson, Henegan, Herbkersman, Hicks, Hill, Hiott, Hixon, Hodges, Horne, Hosey, Howard, Huggins, Jefferson, Kennedy, King, Kirby, Knight, Limehouse, Loftis, Long, Lowe, Lucas, Mack, McCoy, McEachern, McKnight, M. S. McLeod, W. J. McLeod, Merrill, Mitchell, D. C. Moss, V. S. Moss, Murphy, Nanney, Neal, Newton, Norman, Norrell, Ott, Parks, Pitts, Pope, Putnam, Quinn, Ridgeway, Riley, Rivers, Robinson-Simpson, Rutherford, Ryhal, Sandifer, Simrill, G. M. Smith, G. R. Smith, J. E. Smith, Sottile, Southard, Spires, Stavrinakis, Stringer, Tallon, Taylor, Thayer, Tinkler, Toole, Weeks, Wells, Whipper, White, Whitmire, Williams, Willis and Yow: A CONCURRENT RESOLUTION TO CONGRATULATE THE STUDENTS, TEACHERS, ADMINISTRATORS, AND STAFF OF SOCASTEE ELEMENTARY SCHOOL IN MYRTLE BEACH ON THEIR SCHOOL'S RECEIVING A 2014 NATIONAL BLUE RIBBON AWARD.

The Concurrent Resolution was adopted, ordered returned to the House.

**REPORTS OF STANDING COMMITTEES**

Senator COURSON from the Committee on Education submitted a favorable report on:

S. 154 -- Senators Shealy and Campsen: A BILL TO AMEND SECTION 59‑39‑160 OF THE 1976 CODE, RELATING TO ELIGIBILITY TO PARTICIPATE IN INTERSCHOLASTIC ACTIVITIES, TO PROVIDE THE STATE BOARD OF EDUCATION MAY GRANT A WAIVER OF THE REQUIREMENTS IF A STUDENT’S INELIGIBILITY TO PARTICIPATE IN INTERSCHOLASTIC ACTIVITIES IS DUE TO A LONG-TERM ABSENCE AS A RESULT OF A MEDICAL CONDITION, BUT THE STUDENT HAS BEEN MEDICALLY CLEARED TO PARTICIPATE OR FOR ANY OTHER REASONABLE CIRCUMSTANCE AS DETERMINED BY THE STATE BOARD OF EDUCATION.

Ordered for consideration tomorrow.

Senator LEATHERMAN from the Committee on Finance submitted a favorable report on:

S. 225 -- Senators Cromer and Setzler: A JOINT RESOLUTION TO SUSPEND PROVISO 105.15 OF PART 1B OF THE 2014-2015 APPROPRIATIONS ACT, RELATING TO REIMBURSEMENT RATES PAID TO PHARMACIES PARTICIPATING IN THE STATE HEALTH PLAN BY CATAMARAN, THE CONTRACTED PHARMACY BENEFIT MANAGER FOR THE PLAN.

Ordered for consideration tomorrow.

Senator ALEXANDER from the Committee on Finance submitted a favorable report on:

S. 295 -- Senator Alexander: A BILL TO AMEND SECTION 12‑54‑250 OF THE 1976 CODE, RELATING TO THE REQUIREMENT OF PAYMENT IN IMMEDIATELY AVAILABLE FUNDS, TO CHANGE THE REQUIREMENT FROM FIFTEEN THOUSAND DOLLARS TO ONE THOUSAND DOLLARS, AND TO REQUIRE THE SETTLEMENT OF THOSE FUNDS IN THE STATE’S ACCOUNT ON OR BEFORE TWO BANKING DAYS FOLLOWING THE DUE DATE OF THE TAX AS PROVIDED BY LAW.

Ordered for consideration tomorrow.

**THE SENATE PROCEEDED TO A CALL OF THE UNCONTESTED LOCAL AND STATEWIDE CALENDAR.**

**THIRD READING BILLS**

**SENT TO THE HOUSE**

S. 8 -- Senators L. Martin, Campsen, Hembree and Setzler: A BILL TO RATIFY AN AMENDMENT TO SECTION 7, ARTICLE VI OF THE CONSTITUTION OF SOUTH CAROLINA, 1895, RELATING TO THE CONSTITUTIONAL OFFICERS OF THIS STATE, TO PROVIDE THAT UPON THE EXPIRATION OF THE TERM OF THE ADJUTANT GENERAL SERVING IN OFFICE ON THE DATE OF THE RATIFICATION OF THIS PROVISION THE ADJUTANT GENERAL MUST BE APPOINTED BY THE GOVERNOR UPON THE ADVICE AND CONSENT OF THE SENATE FOR A TERM NOT COTERMINOUS WITH THE GOVERNOR, MAY BE REMOVED ONLY FOR CAUSE, AND THE GENERAL ASSEMBLY SHALL PROVIDE BY LAW FOR THE TERM, DUTIES, COMPENSATION, AND QUALIFICATIONS FOR OFFICE, THE PROCEDURES BY WHICH THE APPOINTMENT IS MADE, AND THE PROCEDURES BY WHICH THE ADJUTANT GENERAL MAY BE REMOVED FROM OFFICE; AND TO RATIFY AN AMENDMENT TO SECTION 4, ARTICLE XIII, RELATING TO THE ADJUTANT GENERAL AND HIS STAFF OFFICERS, TO UPDATE REFERENCES TO HIS TITLE AND PROVIDE THAT THE ADJUTANT GENERAL’S MILITARY RANK IS MAJOR GENERAL AS OPPOSED TO BRIGADIER GENERAL, AND TO PROVIDE THAT UPON THE EXPIRATION OF THE TERM OF THE ADJUTANT GENERAL SERVING IN OFFICE ON THE DATE OF THE RATIFICATION OF THIS PROVISION, HE MUST BE APPOINTED BY THE GOVERNOR IN THE MANNER REQUIRED BY SECTION 7, ARTICLE VI.

The Senate proceeded to a consideration of the Bill, the question being the third reading of the Bill.

The Bill was read the third time and ordered sent to the House.

**Recorded Vote**

Senator VERDIN asked to be recorded as voting in favor of the Bill.

S. 9 -- Senators Cleary, L. Martin, Campsen, Johnson and Alexander: A BILL TO RATIFY AN AMENDMENT TO SECTION 7, ARTICLE XVII OF THE CONSTITUTION OF SOUTH CAROLINA, 1895, RELATING TO THE PROHIBITION ON LOTTERIES AND THE EXCEPTIONS TO THIS PROHIBITION, SO AS TO PROVIDE THAT THE GENERAL ASSEMBLY MAY AUTHORIZE RAFFLES TO BE OPERATED AND CONDUCTED BY RELIGIOUS, CHARITABLE, OR NONPROFIT ORGANIZATIONS FOR RELIGIOUS, CHARITABLE, OR ELEEMOSYNARY PURPOSES, AND BY GENERAL LAW MUST DEFINE THE TYPE OF ORGANIZATION AUTHORIZED TO CONDUCT RAFFLES, PROVIDE THE STANDARDS FOR THEIR CONDUCT AND MANAGEMENT, PROVIDE PENALTIES FOR VIOLATIONS, AND PROVIDE FOR ANY OTHER LAW NECESSARY TO ENSURE THE PROPER FUNCTIONING, HONESTY, INTEGRITY, AND CHARITABLE PURPOSES FOR WHICH THE RAFFLES ARE CONDUCTED.

The Senate proceeded to a consideration of the Bill, the question being the third reading of the Bill.

The Bill was read the third time and ordered sent to the House.

**Recorded Vote**

Senator VERDIN asked to be recorded as voting in favor of the Bill.

**DEBATE INTERRUPTED**

S. 1 -- Senators L. Martin, Peeler, Hayes, Campsen, Courson, Malloy, Fair, Grooms and Hembree: A BILL TO ENACT THE “2015 ETHICS REFORM ACT”; TO AMEND THE CODE OF LAWS OF SOUTH CAROLINA, 1976, BY AMENDING SECTIONS 2‑17‑20 AND 2‑17‑25 RELATING TO LOBBYISTS, TO AMEND LOBBYIST AND LOBBYIST’S PRINCIPAL REGISTRATION FEES; TO AMEND SECTIONS 2‑17‑30, 2‑17‑35, AND 2‑17‑40 TO PROVIDE FOR LOBBYING FILING REPORT DATES FOR LOBBYISTS, LOBBYIST’S PRINCIPALS AND STATE AGENCIES; TO AMEND SECTION 2‑19‑70 TO PROHIBIT A MEMBER OF THE GENERAL ASSEMBLY FROM BEING ELECTED TO A JUDICIAL OFFICE FOR TWO YEARS AFTER SERVICE IN THE GENERAL ASSEMBLY AND TO PROHIBIT DIRECT OR INDIRECT PLEDGES FOR JUDICIAL CANDIDATES UNTIL THE TIME PRESCRIBED BY LAW; TO AMEND SECTION 8‑13‑130 TO PERMIT THE SENATE AND HOUSE ETHICS COMMITTEES TO LEVY A FEE ON A PERSON WHO COMMITTED AN ETHICS VIOLATION FOR REIMBURSEMENT FOR THE INVESTIGATION AND HEARING; BY AMENDING CHAPTER 13, ARTICLES 3 AND 5 OF TITLE 8, TO PROVIDE FOR THE DUTIES AND PROCEDURES OF THE SOUTH CAROLINA ETHICS COMMISSION AND TO PROVIDE FOR THE DUTIES AND PROCEDURES OF THE HOUSE AND SENATE ETHICS COMMITTEES AND TO PROVIDE PENALTIES FOR CERTAIN VIOLATIONS; TO AMEND SECTION 8‑13‑700, RELATING TO USE OF AN OFFICIAL POSITION OR OFFICE FOR FINANCIAL GAIN, TO PROHIBIT PRIVATE BUSINESS DEALINGS DURING HOURS FOR WHICH A PUBLIC OFFICIAL, PUBLIC MEMBER, OR PUBLIC EMPLOYEE IS COMPENSATED FOR GOVERNMENTAL SERVICES AND TO PROVIDE FOR WHEN A PUBLIC OFFICIAL, PUBLIC MEMBER, OR PUBLIC EMPLOYEE MUST RECUSE HIMSELF; TO AMEND SECTIONS 8‑13‑720 AND 8‑13‑725 BY PROVIDING FOR ADDITIONAL PENALTIES; TO AMEND SECTION 8‑13‑755 TO PROHIBIT A PUBLIC OFFICIAL, PUBLIC MEMBER, OR PUBLIC EMPLOYEE FROM LOBBYING OR ACCEPTING EMPLOYMENT IN AN AREA IN WHICH THE OFFICIAL, MEMBER, OR EMPLOYEE DIRECTLY AND SUBSTANTIALLY PARTICIPATED DURING HIS PUBLIC SERVICE; TO ADD SECTION 8‑13‑756 TO PROVIDE SOME EXCEPTIONS IN THE PROHIBITION AGAINST FINANCIAL GAIN FOR HIGHER EDUCATION EMPLOYEES WHO PARTICIPATE IN THE DEVELOPMENT OF INTELLECTUAL PROPERTY; TO AMEND SECTION 8‑13‑775 TO PROVIDE WHEN A PUBLIC OFFICIAL, PUBLIC MEMBER, OR PUBLIC EMPLOYEE MAY NOT PARTICIPATE IN THE AWARDING OF A GOVERNMENT CONTRACT; TO AMEND SECTION 8‑13‑870 TO ELIMINATE THE OPTION FOR THE STATE ETHICS COMMISSION TO ISSUE AN ORAL WARNING OR REPRIMAND; TO AMEND SECTION 8‑13‑790 TO REQUIRE RECOVERY OF THE VALUE OF ANYTHING RECEIVED BY A PUBLIC OFFICIAL OR PUBLIC EMPLOYEE IN VIOLATION OF CHAPTER 13, ARTICLES 1‑11 OF TITLE 8; TO AMEND SECTION 8‑13‑360 TO REQUIRE THE STATE ETHICS COMMISSION TO PROVIDE FOR ELECTRONIC FILINGS ACCESSIBLE TO THE PUBLIC; TO AMEND SECTION 8‑13‑1110 FOR TECHNICAL CHANGES AND TO PROVIDE THAT ALL SALARIED MEMBERS OF A BOARD, COMMISSION, OR AGENCY MUST FILE A STATEMENT OF ECONOMIC INTERESTS AND TO REMOVE THE REQUIREMENT THAT DIRECTORS OF A DIVISION, INSTITUTION, OR FACILITY MUST FILE A STATEMENT OF ECONOMIC INTERESTS; TO AMEND SECTION 8‑13‑1120, RELATING TO CONTENTS OF STATEMENTS OF ECONOMIC INTEREST, TO FURTHER PROVIDE FOR THESE CONTENTS; TO ADD SECTIONS 8‑13‑1145 AND 8‑13‑1364 TO PROVIDE FOR ELECTRONIC NOTICE OF OBLIGATION TO FILE A REPORT WITH THE APPROPRIATE SUPERVISORY OFFICE; TO AMEND SECTIONS 8‑13‑1170 AND 8‑13‑1372 TO ELIMINATE CONFIDENTIALITY OF TECHNICAL VIOLATIONS; TO AMEND SECTION 8‑13‑1300, RELATING TO DEFINITIONS IN REGARD TO CAMPAIGN PRACTICES, TO REVISE CERTAIN DEFINITIONS; TO AMEND SECTION 8‑13‑365 TO PROVIDE FOR ELECTRONIC FILINGS WITH THE STATE ETHICS COMMISSION; TO AMEND SECTIONS 8‑13‑1308 AND 8‑13‑1309 TO PROVIDE FOR PRE‑ELECTION REPORTS TO BE FILED FIVE DAYS BEFORE AN ELECTION; TO ADD SECTION 8‑13‑1311 TO ESTABLISH FILING REQUIREMENTS OF INDEPENDENT EXPENDITURE‑ONLY COMMITTEES; TO ADD SECTION 8‑13‑1313 TO ESTABLISH FILING REQUIREMENTS OF A PERSON, WHO IS NOT A COMMITTEE, WHO MAKES AN INDEPENDENT EXPENDITURE; TO ADD SECTION 8‑13‑1315 TO PROVIDE CERTAIN PROHIBITIONS AGAINST AN ELECTED OFFICIAL OR CANDIDATE FOR PUBLIC OFFICE COORDINATING WITH AN INDEPENDENT EXPENDITURE‑ONLY COMMITTEE; TO AMEND SECTION 8‑13‑1318, RELATING TO THE ACCEPTANCE OF CONTRIBUTIONS TO RETIRE CAMPAIGN DEBTS, TO REQUIRE ANY SUCH CONTRIBUTIONS TO BE USED FOR THIS PURPOSE ONLY; TO AMEND SECTION 8‑13‑1320 TO PROVIDE A TIME FRAME FOR WHEN CONTRIBUTIONS ARE ATTRIBUTED TO A PRIMARY RUN‑OFF; TO AMEND SECTION 8‑13‑1322 TO PROVIDE THAT COMMITTEE CONTRIBUTION LIMITS DO NOT APPLY TO AN INDEPENDENT EXPENDITURE‑ONLY COMMITTEE; TO AMEND SECTION 8‑13‑1328 TO ELIMINATE PROVISIONS CONCERNING CANDIDATE LOAN REPAYMENTS AS IT APPLIES TO THE CANDIDATE’S FAMILY MEMBERS; TO ADD SECTION 8‑13‑1337, TO CLARIFY WHO MAY NOT SOLICIT CONTRIBUTIONS, NOR PROVIDE EMPLOYMENT ADVANTAGES OR DISADVANTAGES BASED UPON A CONTRIBUTION; TO AMEND SECTION 8‑13‑1340, AS AMENDED, RELATING TO RESTRICTIONS ON CONTRIBUTIONS BY ONE CANDIDATE TO ANOTHER, OR THROUGH COMMITTEES CONTROLLED BY A CANDIDATE, TO DELETE AN EXCEPTION FOR A COMMITTEE, OTHER THAN THE CANDIDATE’S COMMITTEE, CONTROLLED BY A CANDIDATE IF IT IS THE ONLY SUCH COMMITTEE, AND TO MAKE CONFORMING CHANGES; TO AMEND SECTION 8‑13‑1344 TO PROVIDE RESTRICTIONS ON A CANDIDATE, COMMITTEE, OR POLITICAL PARTY FROM OFFERING AN INCENTIVE TO ENDORSE A CANDIDATE; TO AMEND SECTION 8‑13‑1348 TO PROHIBIT USE OF CAMPAIGN FUNDS TO PAY PENALTIES FROM CRIMINAL PROSECUTION AND TO PROVIDE FOR ADDITIONAL PENALTIES; TO AMEND SECTION 8‑13‑1356 TO REQUIRE A CANDIDATE FOR COUNTYWIDE, OR LESS THAN COUNTYWIDE OFFICE, TO FILE A STATEMENT OF ECONOMIC INTERESTS; TO REPEAL SECTIONS 8‑13‑1160, 8‑13‑1180, 8‑13‑1310, 8‑13‑1350, 8‑13‑1358, 8‑13‑1362, AND 8‑13‑1366; AND TO PROVIDE FOR TECHNICAL AND CONFORMING CHANGES.

The Senate proceeded to a consideration of the Bill, the question being the second reading of the Bill.

Senator LARRY MARTIN explained the Bill.

Debate was interrupted by adjournment.

**Motion Adopted**

On motion of Senator LEATHERMAN, the Senate agreed to stand adjourned.

**REPORT RECEIVED**

Joint Transportation Review Committee

Senator Lawrence K. Grooms DAVID J. OWENS

Chairman **CHIEF OF STAFF**

KENNETH M. MOFFITT

CHIEF COUNSEL

SEnator Hugh K. Leatherman, Sr. RICHARD P. FULMER

Senator GERALD MALLOY **house of representatives Counsel**

SENATOR HaRVEY S. PEELER, JR. ARYN BAXA

Senator CHAUNCEY K. GREGORY EXECUTIVE ASSISTANT

RepRESENTATIVE deborah a. long

RepRESENTATIVE WILLIAM R. WHITMIRE 1105 P3NEL35ON W54335, SUITE 203

REPRESENTATIVE MERITA A. “RITA” ALLISON p. o. bOX 142 cOLUMBIA, sc

Mr. Patterson Smith STRANSCOMM@SCSENATE.GOV

MR. REID BANKS

**FINAL REPORT OF QUALIFICATIONS**

The Joint Transportation Review Committee met on Wednesday, January 21, 2015, to consider the qualifications of applicants for the 3rd District of the South Carolina Department of Transportation Commission. The Committee unanimously made the following findings:

Dr. Ben H. Davis, Jr., Greenwood ‑‑ QUALIFIED

Mr. Rhett Dominick, Greenwood ‑‑ QUALIFIED

This report became final at 9:00 a.m. on Monday, January 26, 2015. Candidates may now solicit pledges of votes. Members of the General Assembly are now free to pledge votes to elect a candidate.

Relating to the election, Section 57‑1‑325 of the South Carolina Code of Laws stipulates:

Legislators residing in the congressional district shall meet upon written call of a majority of the members of the delegation of each district at a time and place to be designated in the call for the purpose of electing a commissioner to represent the district. A majority present, either in person or by written proxy, of the delegation from a given congressional district constitutes a quorum for the purpose of electing a district commissioner. No person may be elected commissioner who fails to receive a majority vote of the members of the delegation.

The delegation must be organized by the election of a chairman and a secretary, and the delegations of each congressional district shall adopt such rules as they consider proper to govern the election. Any absentee may vote by written proxy. When the election is completed, the chairman and the secretary of the delegation shall immediately transmit the name of the person elected to the Secretary of State who shall issue to the person, after he has taken the usual oath of office, a certificate of election as commissioner. The Governor shall then issue a commission to the person, and pending the issuance of the commission, the certificate of election is sufficient warrant to the person to perform all of the duties and functions of his office as commissioner. Each commissioner shall serve until his successor is elected and qualified.

Further, Section 57‑1‑330 stipulates that “[f]or the purposes of electing a commission member, a legislator shall vote only in the congressional district in which he resides.”

Contact: David Owens ‑ 803.212.6402

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**MOTION ADOPTED**

On motion of Senators ALLEN, FAIR, ALEXANDER, BENNETT, BRIGHT, BRYANT, CAMPBELL, CAMPSEN, CLEARY, COLEMAN, CORBIN, COURSON, CROMER, DAVIS, GREGORY, GROOMS, HAYES, HEMBREE, HUTTO, JACKSON, JOHNSON, KIMPSON, LEATHERMAN, LOURIE, MALLOY, LARRY MARTIN, SHANE MARTIN, MASSEY, MATTHEWS, McELVEEN, NICHOLSON, O’DELL, PEELER, PINCKNEY, RANKIN, REESE, SABB, SCOTT, SETZLER, SHEALY, SHEHEEN, THURMOND, TURNER, VERDIN, WILLIAMS and YOUNG, with unanimous consent, the Senate stood adjourned out of respect to the memory of Mr. C. Thomas Wyche of Greenville, S.C. Mr. Wyche graduated from Yale University with an electrical engineering degree, served in the U.S. Navy, and later received a law degree from the University of Virginia. Tommy was a brilliant lawyer, one of our nation’s greatest conservationists, and a Greenville philanthropist. He had numerous talents and hobbies including photography, writing, playing the piano and tennis. Tommy was the recipient of over thirty honors and awards including the Order of the Palmetto. He was a loving father and doting grandfather who will be missed dearly by his family, friends and community.

and

**MOTION ADOPTED**

On motion of Senator McELVEEN, with unanimous consent, the Senate stood adjourned out of respect to the memory of Mr. Edgar Dinkins of Sumter, S.C. Mr. Dinkins devoted his life’s journey to Christian ministry that centered on purposeful living, serving his church, family and community. He worked for Becker Sand and Gravel for more than forty years and following retirement, he worked at Williams Funeral Home. He was a loving father and devoted grandfather who will be dearly missed.

**ADJOURNMENT**

At 1:29 P.M., on motion of Senator LEATHERMAN, the Senate adjourned to meet tomorrow at 2:00 P.M.

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