**South Carolina General Assembly**

123rd Session, 2019-2020

**H. 4259**

**STATUS INFORMATION**

General Bill

Sponsors: Rep. Fry

Document Path: l:\council\bills\agm\19594wab19.docx

Companion/Similar bill(s): 637

Introduced in the House on March 19, 2019

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

Summary: Require toxicology results or screening of a state of local government agency employee must be released to public if resulting from accident or incident that occurred in the course of employment

**HISTORY OF LEGISLATIVE ACTIONS**

Date Body Action Description with journal page number

3/19/2019 House Introduced and read first time ([House Journal‑page 35](file:///h:\hj\20190319.docx))

3/19/2019 House Referred to Committee on **Judiciary** ([House Journal‑page 35](file:///h:\hj\20190319.docx))

View the latest [legislative information](http://www.scstatehouse.gov/billsearch.php?billnumbers=4259&session=123&summary=B) at the website

**VERSIONS OF THIS BILL**

[3/19/2019](file:///p:\pprever\2019-20\4259_20190319.docx)

**A** **BILL**

TO AMEND SECTION 30‑4‑50, CODE OF LAWS OF SOUTH CAROLINA, 1976, RELATING TO CATEGORIES OF MATTERS DECLARED TO BE PUBLIC INFORMATION UNDER THE FREEDOM OF INFORMATION ACT, SO AS TO INCLUDE TOXICOLOGY REPORTS OBTAINED FOR MOTOR VEHICLE OPERATORS ARRESTED FOR DRIVING UNDER THE INFLUENCE OR UNDER INVESTIGATION FOR DRIVING UNDER THE INFLUENCE OR ANOTHER MOTOR VEHICLE TRAFFIC VIOLATION, AND TO MAKE THESE PROVISIONS APPLICABLE ONLY TO PUBLIC EMPLOYEES, PUBLIC OFFICIALS, AND SCHOOL DISTRICT BOARD MEMBERS WHILE ON OFFICIAL DUTY.

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

SECTION 1. Section 30‑4‑50(A) of the 1976 Code is amended by adding an appropriately numbered item at the end to read:

“( ) toxicology reports of the results of chemical tests of a person’s breath, blood, or urine to determine the presence of alcohol, drugs, or a combination of alcohol and drugs, conducted pursuant to Article 23, Chapter 5, Title 56, or in the course of investigating any other motor vehicle traffic violation. These toxicology reports are not considered medical records prohibited or exempt from disclosure by the provisions of Sections 30‑4‑20(c) and 30‑4‑40(a)(13) or another provision of the laws of this State. The provisions of this item apply only to the following persons while on official duty:

(a) public employees, as defined in Section 8-13-100(25);

(b) public officials, as defined in Section 8-13-100(27); and (c) public school district trustees, as governed by Chapter 19 of Title 59.”

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

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