COMMITTEE REPORT

May 8, 2019

**H. 3087**

Introduced by Reps. McCoy, Stavrinakis, W. Newton, Rose, W. Cox, Norrell, Cobb‑Hunter, Sottile, Clary, Hewitt, Ott, Kirby, Brown, Pendarvis, Erickson, Bradley, R. Williams, Mace, Bennett, Cogswell, Bailey, Hardee, Bernstein, Thigpen, Caskey, Herbkersman, Dillard, Moore, Alexander, Rivers, Henegan, S. Williams, Henderson‑Myers, Chellis, Kimmons, Elliot, B. Cox, Spires, Wheeler and Daning

S. Printed 5/8/19--H. [SEC 5/9/19 12:59 PM]

Read the first time January 8, 2019.

**THE COMMITTEE ON AGRICULTURE, NATURAL**

**RESOURCES AND ENVIRONMENTAL AFFAIRS**

To whom was referred a Bill (H. 3087) to amend the Code of Laws of South Carolina, 1976, by adding Section 48‑43‑400 so as to prohibit the approval of an action to facilitate Atlantic Ocean, 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, by striking SECTION 1 and inserting:

/ SECTION 1. Article 2, Chapter 43, Title 48 of the 1976 Code is amended by adding:

“Section 48‑43‑400. (A) Notwithstanding another provision of law, the State of South Carolina, a state agency, or a political subdivision of this State may not approve a plan, license, application, or permit of any kind to construct or use property or infrastructure of any kind to facilitate Atlantic Ocean marine seismic testing or the transportation or storage of Atlantic Ocean offshore oil or gas onto the land or waters of this State. Infrastructure includes, but is not limited to, a pipeline, a tank, or any facility used in conjunction with Atlantic Ocean Marine Seismic testing, or the transportation or storage of Atlantic Ocean offshore oil or gas but does not include new roads, transit or rail, or improvements to existing roads, transit or rail.

(B) Construction projects, property, and infrastructure existing or permitted prior to the effective date of this section are exempt from the provisions of subsection (A). This includes the repair and maintenance of existing facilities.” /

Renumber sections to conform.

Amend title to conform.

DAVID R. HIOTT for Committee.

**A** **BILL**

TO AMEND THE CODE OF LAWS OF SOUTH CAROLINA, 1976, BY ADDING SECTION 48‑43‑400 SO AS TO PROHIBIT THE APPROVAL OF AN ACTION TO FACILITATE ATLANTIC OCEAN MARINE SEISMIC TESTING TO LOCATE RESERVES OF OIL AND NATURAL GAS OR THE TRANSPORTATION OF OFFSHORE OIL AND NATURAL GAS INTO THE LAND AND WATERS OF THIS STATE BY THE STATE OF SOUTH CAROLINA, A STATE AGENCY, OR A POLITICAL SUBDIVISION OF THIS STATE.

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

SECTION 1. Article 2, Chapter 43, Title 48 of the 1976 Code is amended by adding:

“Section 48‑43‑400. Notwithstanding another provision of law, the State of South Carolina, a state agency, or a political subdivision of this State may not approve a plan, license, application, or permit of any kind to construct or use property or infrastructure of any kind to facilitate Atlantic Ocean marine seismic testing or the transportation or storage of Atlantic Ocean offshore oil or gas onto the land or waters of this State. Infrastructure includes, but is not limited to, a pipeline, a tank, or any facility used in conjunction with Atlantic Ocean Marine Seismic testing, or the transportation or storage of Atlantic Ocean offshore oil or gas but does not include new roads, transit or rail, or improvements to existing roads, transit or rail.”

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

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