POLLED OUT OF COMMITTEE

MAJORITY FAVORABLE

May 2, 2019

**S. 785**

Introduced by Senators Peeler, Leatherman, Setzler and Massey

S. Printed 5/2/19--S.

Read the first time April 24, 2019.

**THE COMMITTEE ON OPERATIONS AND MANAGEMENT**

To whom was referred a Concurrent Resolution (S. 785) to provide that, pursuant to Section 9, Article III of the Constitution of this state, 1895, when the respective houses of the General Assembly adjourn on Thursday, etc., respectfully

**REPORT:**

Has polled the Concurrent Resolution out majority favorable.

**A** **CONCURRENT RESOLUTION**

TO PROVIDE THAT, PURSUANT TO SECTION 9, ARTICLE III OF THE CONSTITUTION OF THIS STATE, 1895, WHEN THE RESPECTIVE HOUSES OF THE GENERAL ASSEMBLY ADJOURN ON THURSDAY, MAY 9, 2019, NOT LATER THAN 5:00 P.M., EACH HOUSE SHALL STAND ADJOURNED TO MEET IN STATEWIDE SESSION AT 12:00 NOON ON MONDAY, MAY 20, 2019, AND CONTINUE IN STATEWIDE SESSION, IF NECESSARY, UNTIL NOT LATER THAN 5:00 P.M. ON WEDNESDAY, MAY 22, 2019, FOR THE CONSIDERATION OF CERTAIN SPECIFIED MATTERS; TO PROVIDE THAT WHEN THE RESPECTIVE HOUSES OF THE GENERAL ASSEMBLY RECEDE ON WEDNESDAY, MAY 22, 2019, NOT LATER THAN 5:00 P.M., EACH HOUSE SHALL STAND IN RECESS SUBJECT TO THE CALL OF THE PRESIDENT OF THE SENATE FOR THE SENATE AND THE SPEAKER OF THE HOUSE OF REPRESENTATIVES FOR THE HOUSE OF REPRESENTATIVES AT TIMES THEY CONSIDER APPROPRIATE FOR THEIR RESPECTIVE BODIES TO MEET FOR THE CONSIDERATION OF CERTAIN SPECIFIED MATTERS; AND TO PROVIDE THAT WHEN THE RESPECTIVE HOUSES OF THE GENERAL ASSEMBLY ADJOURN NOT LATER THAN TUESDAY, JANUARY 14, 2020, THE GENERAL ASSEMBLY SHALL STAND ADJOURNED SINE DIE.

Be it resolved by the Senate, the House of Representatives concurring:

(A) Pursuant to the provisions of Section 9, Article III of the South Carolina Constitution, 1895, and by the two‑thirds vote required by that section in order to recede for more than thirty consecutive calendar days, each house agrees, by this resolution, to recede from the other body for a period of either less than thirty days, or more than thirty days, as the case may be.

(B) Further, the General Assembly by this resolution agrees to bind itself subject to the provisions of this resolution. The Sine Die adjournment date for the General Assembly for the 2019 session is recognized and extended to permit the General Assembly to continue in session after Thursday, May 9, 2019 under the terms and conditions stipulated in this resolution. For this purpose, each house agrees that when the Senate and the House of Representatives adjourn on Thursday, May 9, 2019, not later than 5:00 p.m. or at any time prior, each house shall stand adjourned to meet in statewide session on Monday, May 20, 2019 at 12:00 noon and to continue in statewide session, if necessary, until not later than 5:00 p.m. on Wednesday, May 22, 2019. Each house agrees to limit itself to consideration of the following matters and subject to the following conditions, as applicable:

(1) receipt and consideration of the General Appropriations Bill, the Capital Reserve Fund Resolution, and any Continuing Resolution to fund the ordinary expenses of state government, if necessary, until the passage of the General Appropriations Bill;

(2) receipt and consideration of gubernatorial vetoes;

(3) receipt and consideration of resolutions affecting Sine Die adjournment;

(4) receipt and consideration of appointments;

(5) receipt and consideration of resolutions expressing sympathy or congratulations;

(6) receipt and consideration of local legislation that has the unanimous consent of the affected delegation;

(7) receipt and consideration of conference and free conference reports for which a committee of conference has been appointed prior to 5:00 p.m. on Thursday, May 9 , 2019;

(8) convening of a joint assembly to conduct elections for offices or vacancies in any offices filled by election of the General Assembly; and

(9) receipt and consideration of legislation concerning Santee Cooper and related matters.

(C) When each house recedes subject to subsection (A) and not later than 5:00 p.m. on Wednesday, May 22, 2019, the General Assembly shall stand in recess subject to the call of the President of the Senate for the Senate and the Speaker of the House of Representatives for the House of Representatives at times they consider appropriate for their respective bodies to meet for the consideration of the following matters and subject to the following conditions, as applicable:

(1) receipt and consideration of resolutions affecting Sine Die adjournment;

(2) receipt and consideration of gubernatorial vetoes;

(3) receipt and consideration of the General Appropriations Bill, the Capital Reserve Fund Resolution, and any Continuing Resolution to fund the ordinary expenses of state government, if necessary, until the passage of the General Appropriations Bill;

(4) receipt and consideration of legislation necessary to address any shortfall in revenue meeting the conditions of Section 11‑9‑1140;

(5) receipt and consideration of resolutions expressing sympathy or congratulations;

(6) receipt and consideration of appointments;

(7) convening of a joint assembly to conduct elections for offices or vacancies in any offices filled by election of the General Assembly; and

(8) receipt and consideration of legislation concerning Santee Cooper and related matters.

(D) The President of the Senate and the Speaker of the House of Representatives may set a mutually agreed upon time or times prior to Sine Die adjournment for officers of the Senate and House of Representatives to ratify acts.

(E) Unless the session is otherwise adjourned Sine Die at an earlier date, the 2019 session of the General Assembly shall stand adjourned Sine Die not later than 11:59 a.m., Tuesday, January 14, 2020.

(F) For purposes of the Administrative Procedures Act, in regards to the one hundred twenty day period the General Assembly has to review state agency regulations, this one hundred twenty day period is tolled Friday, May 10, 2019, until January 14, 2020.

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