**Tuesday, May 11, 2021**

**(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:

Exodus 15:13

In the Song of Moses, there appears this line: “In your unfailing love you will lead the people whom you have redeemed . . .”

Bow in prayer with me, if you will: Most blessed and merciful Lord, we reflect today upon how You led Your people and gained praise for doing so lovingly and successfully. And so today, in a similar manner, we do give praise to these leaders who have labored diligently and tirelessly this year here in the Senate of South Carolina. For weeks each Senator and every aide has tried to do his or her very best for the people they are called to serve. To that end they have typically brought about results that will ultimately enhance daily living for everyone here in this State. And that is why today we salute these leaders as we pray that You, dear Lord, will grant unfailing blessings upon them all as they continue to serve and to lead. In Your loving name we pray, dear Lord. Amen.

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

**Call of the Senate**

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

Adams Alexander Allen

Bennett Cash Climer

Cromer Fanning Gambrell

Garrett Goldfinch Harpootlian

Hembree Hutto *Johnson, Kevin*

*Johnson, Michael* Kimbrell Kimpson

Malloy Martin Massey

Matthews McElveen McLeod

Peeler Rice Sabb

Senn Setzler Shealy

Stephens Talley Turner

Verdin Williams Young

A quorum being present, the Senate resumed.

**MESSAGE FROM THE GOVERNOR**

The following appointments were transmitted by the Honorable Henry Dargan McMaster:

**Local Appointments**

Reappointment, Beaufort County Master-in-Equity, with the term to commence July 1, 2021, and to expire July 1, 2027

Marvin Henry Dukes III, 791 Ribaut Rd., Beaufort, SC 29902

Reappointment, Charleston Naval Facilities Redevelopment Authority, with the term to commence March 11, 2021, and to expire March 11, 2025

North Charleston:

Fred J. Kemmerlin, 5218 Bradock Ave., North Charleston, SC 29405

Initial Appointment, Charleston Naval Facilities Redevelopment Authority, with the term to commence March 1, 2021, and to expire March 1, 2025

North Charleston:

Spencer Pryor, 4957 Amberwood Lane, North Charleston, SC 29418 *VICE* Vacant

Reappointment, Charleston Naval Facilities Redevelopment Authority, with the term to commence March 11, 2021, and to expire March 11, 2025

North Charleston:

Debra Crosby Summey, 5051 Spaniel Drive, North Charleston, SC 29405

**REGULATION RECEIVED**

The following was received and referred to the appropriate committee for consideration:

Document No. 5037

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

Chapter: 57

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

SUBJECT: Licensing Provisions; and Continuing Education

Received by Lieutenant Governor May 11, 2021

Referred to Committee on Labor, Commerce and Industry

**Doctor of the Day**

Senator LEATHERMAN introduced Dr. Valarian Bruce of Florence, S.C., Doctor of the Day.

**Leave of Absence**

On motion of Senator GARRETT, at 12:04 P.M., Senator GUSTAFSON was granted a leave of absence for today.

**Expression of Personal Interest**

Senator K. JOHNSON rose for an Expression of Personal Interest.

**Remarks by Senator KEVIN JOHNSON**

Thank you, Mr. PRESIDENT. Over the weekend, I was thinking about an issue, and I remember that once toward the end of session my good friend, Senator DAVIS, had an issue that he was very concerned about and he made a promise to speak about that issue for a few minutes every day until we adjourned.

This whole idea regarding enhanced unemployment benefits and minimum wage concerns me. The Governor has directed the Department of Employment and Workforce not to accept or not to participate in the enhanced unemployment benefit for South Carolinians. This bothers me because as I said last week, we have many people in South Carolina who are making poverty wages. They work full time and sometimes their spouse and maybe sometimes their older children work, and they still cannot make ends meet. They do not have access to health insurance or they cannot afford it. There is a connotation that people are lazy or they do not want to work. However, as I said last week, some people are not at work under these circumstances during this pandemic, because they fear for their health. Some people are not at work because schools are closed and their young school aged children are at home participating in virtual education. In addition, there are others that are not working because their children are in a daycare program, and the daycare program is closed. Therefore, it is not always true that a person wants to sit home and not work and just receive a check from the government. Part of it may be, as I said last week, that people want to survive. If you give me the choice of leaving home to make $7.25, $8.00 or $9.00 an hour or staying home with my children, who can't go to school and can't go to daycare -- receiving assistance during this pandemic to make ends meet then the choice is to be safe and stay home and take care of my children. I rise to say that $300 a week extra is also peanuts if you are not making any money to begin with. I looked over the Payroll Protection Plan (PPP) list this weekend. We have people receiving thousands, tens of thousands and hundreds of thousands -- I saw a couple that were over $1 million in PPP money and yet, there is a problem when people will not come to work for $7.25 an hour. It bothers me that we would end the program, to give people a few extra dollars a week to make ends meet. When we have very wealthy and successful people receiving a considerable amount of money from the federal government -- we chose to cut off the funds that benefit the people who are most in need.

I just submit to you this afternoon that we got it wrong, and I wanted to make that point. I say again, if we have a problem in South Carolina, with what we are paying these employees, we need to support the increase in minimum wage. I am not saying it should be $15.00, or whatever the case may be, but what I am saying, it is difficult for many people to survive off $7.25 an hour. I am not going to come up here every day, but it is going to be one of my priorities next year to work hard to see that we pay people in South Carolina a livable wage and not poverty wages. I think people want to work and make a living. I think it is appalling that we would cut off the need or the funds that benefit them in favor of thousands and millions of dollars going to large businesses. It is somewhat ironic to me so I wanted to get up, make that point, and ask that we think about this while we are out of session. If we think about it and realize that none of us can live off $7.25 an hour, we should be willing, next year, to try to do something to correct this issue. Thank you.

On motion of Senator MATTHEWS, with unanimous consent, the remarks of Senator K. JOHNSON, were ordered printed in the Journal.

**Expression of Personal Interest**

Senator HARPOOTLIAN rose for an Expression of Personal Interest.

**Expression of Personal Interest**

Senator HUTTO rose for an Expression of Personal Interest.

**Expression of Personal Interest**

Senator MALLOY rose for an Expression of Personal Interest.

**RECALLED AND ADOPTED**

S. 753 -- Senator Gambrell: A SENATE RESOLUTION TO PROVIDE THAT THE SOUTH CAROLINA SENATE BELIEVES IT IS IN THE BEST INTERESTS OF THE STATE IF UPON CONSIDERATION OF CERTAIN BIDS AND PROPOSALS TO REMEDIATE AND PREVENT CYANOBACTERIAL HARMFUL ALGAL BLOOMS, PREFERENCE IS GIVEN TO VENDORS WHO COMPLY WITH CERTAIN SPECIFICATIONS.

Senator GAMBRELL asked unanimous consent to make a motion to take the Resolution up for immediate consideration.

There was no objection.

The Senate proceeded to a consideration of the Resolution. The question then was the adoption of the Resolution.

The Resolution was adopted and ordered sent to the House.

**RECALLED**

H. 4320 -- Reps. G.R. Smith, Trantham and Willis: A BILL TO AMEND SECTION 7‑7‑280, CODE OF LAWS OF SOUTH CAROLINA, 1976, RELATING TO THE DESIGNATION OF VOTING PRECINCTS IN GREENVILLE COUNTY, SO AS TO UPDATE THE MAP NUMBER ON WHICH THE NAMES OF THESE PRECINCTS MAY BE FOUND AND MAINTAINED BY THE REVENUE AND FISCAL AFFAIRS OFFICE.

Senator RANKIN asked unanimous consent to make a motion to recall the Bill from the Committee on Judiciary.

The Bill was recalled from the Committee on Judiciary and ordered placed on the Calendar for consideration tomorrow.

**Motion Adopted**

Senator RANKIN asked unanimous consent to give the Bill a second reading Wednesday, May 12, 2021, and a third reading Thursday, May 13, 2021.

There was no objection.

**RECALLED**

H. 4218 -- Reps. McDaniel and Ligon: A CONCURRENT RESOLUTION TO REQUEST THE DEPARTMENT OF TRANSPORTATION NAME THE PORTION OF SOUTH CAROLINA HIGHWAY 9 IN THE CITY OF CHESTER IN CHESTER COUNTY FROM ITS INTERSECTION WITH HUDSON STREET TO ITS INTERSECTION WITH CEMETERY STREET “CHRISTOPHER KING, SR. MEMORIAL HIGHWAY” AND ERECT APPROPRIATE MARKERS OR SIGNS ALONG THIS PORTION OF HIGHWAY CONTAINING THESE WORDS.

Senator GROOMS asked unanimous consent to make a motion to recall the Concurrent Resolution from the Committee on Transportation.

The Concurrent Resolution was recalled from the Committee on Transportation and ordered placed on the Calendar for consideration tomorrow.

**RECALLED**

H. 3873 -- Reps. R. Williams, Henegan, Anderson, Jefferson, Kirby, Alexander, S. Williams, Rivers, Lowe and Lucas: A CONCURRENT RESOLUTION TO REQUEST THE DEPARTMENT OF TRANSPORTATION NAME THE PORTION OF SOCIETY HILL ROAD IN DARLINGTON COUNTY FROM ITS INTERSECTION WITH GREENFIELD ROAD TO ITS INTERSECTION WITH SOUTH CAROLINA HIGHWAY 34 “COLONEL CHRISTOPHER N. WILLIAMSON ROAD” AND ERECT APPROPRIATE MARKERS OR SIGNS ALONG THIS PORTION OF HIGHWAY CONTAINING THESE WORDS.

Senator MALLOY asked unanimous consent to make a motion to recall the Concurrent Resolution from the Committee on Transportation.

The Concurrent Resolution was recalled from the Committee on Transportation and ordered placed on the Calendar for consideration tomorrow.

**INTRODUCTION OF BILLS AND RESOLUTIONS**

The following were introduced:

S. 799 -- Senators Setzler, Jackson, Adams, Alexander, Allen, Bennett, Campsen, Cash, Climer, Corbin, Cromer, Davis, Fanning, Gambrell, Garrett, Goldfinch, Grooms, Gustafson, Harpootlian, Hembree, Hutto, K. Johnson, M. Johnson, Kimbrell, Kimpson, Leatherman, Loftis, Malloy, Martin, Massey, Matthews, McElveen, McLeod, Peeler, Rankin, Rice, Sabb, Scott, Senn, Shealy, Stephens, Talley, Turner, Verdin, Williams and Young: A SENATE RESOLUTION TO CONGRATULATE HENRY MINIS UPON THE OCCASION OF HIS RETIREMENT AS STAFF FOR THE SOUTH CAROLINA SENATE, TO COMMEND HIM FOR HIS MANY YEARS OF SERVICE TO THE SOUTH CAROLINA SENATE AND THE PEOPLE OF THIS STATE, AND TO WISH HIM MUCH HAPPINESS AND FULFILLMENT IN THE YEARS AHEAD.

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The Senate Resolution was adopted.

S. 800 -- Senator Verdin: A SENATE RESOLUTION TO HONOR THE SOUTH CAROLINA DIVISION OF THE UNITED DAUGHTERS OF THE CONFEDERACY FOR ITS LEGACY OF SERVICE AND HISTORIC PRESERVATION, TO REMEMBER THE DIVISION'S WORK IN RAISING SIGNIFICANT HISTORICAL MONUMENTS AND MARKERS, AND TO RECOGNIZE THE DIVISION'S MEMBERS AS OUTSTANDING CITIZENS WHOSE VENERATION OF PAST VALOR IS MATCHED BY THEIR PRESENT-DAY COMMITMENT TO PATRIOTIC VALUES.

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The Senate Resolution was adopted.

S. 801 -- Senators Hutto and Bennett: A SENATE RESOLUTION TO CONGRATULATE DONALD N. SORENSON UPON THE OCCASION OF HIS RETIREMENT AS FIRST ASSISTANT SOLICITOR FOR THE FIRST JUDICIAL CIRCUIT, TO COMMEND HIM FOR HIS THIRTY YEARS OF DEDICATED SERVICE, AND TO WISH HIM MUCH HAPPINESS AND FULFILLMENT IN THE YEARS AHEAD.

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The Senate Resolution was adopted.

S. 802 -- Senators Harpootlian and Jackson: A SENATE RESOLUTION TO RECOGNIZE AND HONOR DAVID MARTIN ON THE OCCASION OF HIS RETIREMENT AFTER THIRTY-SEVEN YEARS OF EXEMPLARY SERVICE TO THE STATE OF SOUTH CAROLINA AND TO WISH HIM EVERY HAPPINESS AND SUCCESS IN ALL HIS FUTURE ENDEAVORS AS HE BEGINS HIS WELL-DESERVED RETIREMENT AND THE NEXT CHAPTER IN HIS LIFE.

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The Senate Resolution was adopted.

S. 803 -- Senators Massey, Harpootlian, Martin, Loftis, Cash, Turner, Rice, Climer, Stephens, Corbin, Verdin, Kimbrell and Matthews: A SENATE RESOLUTION TO DECLARE THAT THE SENATE DECLINES TO CONSENT TO AN EXTENSION OR RENEWAL OF THE CURRENT STATE OF EMERGENCY OR THE ISSUANCE OF ANY NEW COVID-19-RELATED STATE OF EMERGENCY WITHOUT THE EXPRESS CONSENT OF THE GENERAL ASSEMBLY.

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The Senate Resolution was introduced and ordered placed on the Calendar without reference.

Senator MASSEY spoke on the Resolution.

**Remarks by Senator MASSEY**

Mr. PRESIDENT, thank you. This is a Senate Resolution that deals with the perpetual state of emergency we find ourselves in since the start of COVID. We had a debate in the Senate last May to require the Governor and the General Assembly to follow the law. I have introduced other Bills this year. We have not gotten very far with those -- so now this Senate Resolution. My thinking is that the law says a state of emergency lasts for 15 days, unless the General Assembly consents to an extension. If the Senate does not consent, then the General Assembly does not consent. My Resolution says that the Senate refuses to consent to additional extensions of the state of emergency. I would hope that we can take the Resolution up this week. I’m happy to have a debate on it. But we need to take it up and have a vote on it one way or the other. My biggest concern is that if I were to ask for a show of hands right now regarding how many in here have had the Governor or his staff reach out to any of us about continuing the state of emergency, my guess is that nobody would raise his or her hand. There has been no consultation. There has been no discussion. There has been no explanation as to why we need to remain in a state of emergency 14 months later. There may very well be reasons. I am suspicious of that. But I know that there has been no outreach. That frustrates me. It ought to frustrate all of us because the statute says that you have to have the consent of the General Assembly to extend a state of emergency. Again, I think that we need to take this up this week, debate it, and have a vote on it. I think the Resolution ought to pass because it stands on the letter of the law. Thank you for letting me make these introductory comments, Mr. PRESIDENT.

On motion of Senator CLIMER, with unanimous consent, the remarks of Senator MASSEY, were ordered printed in the Journal.

S. 804 -- Senator Williams: A SENATE RESOLUTION TO RECOGNIZE SEPTEMBER 2021 AS "CHILDHOOD CANCER AWARENESS MONTH" IN SOUTH CAROLINA AND TO ENCOURAGE ALL SOUTH CAROLINIANS TO SUPPORT THIS CAUSE THAT SO DEEPLY IMPACTS FAMILIES IN EVERY COMMUNITY ACROSS OUR COUNTRY.

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

S. 805 -- Senator Rankin: A CONCURRENT RESOLUTION TO REQUEST THAT THE DEPARTMENT OF TRANSPORTATION NAME THE PORTION OF HIGHWAY 701 IN CONWAY, BETWEEN SOUTH CONWAY ELEMENTARY AND PITCH LANDING ROAD, THE "FREDDY E. HENDRICK HIGHWAY" AND TO ERECT APPROPRIATE SIGNS OR MARKERS ALONG THIS PORTION OF HIGHWAY CONTAINING THESE WORDS.

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

H. 4350 -- Reps. Huggins, Alexander, Allison, Anderson, Atkinson, Bailey, Ballentine, Bamberg, Bannister, Bennett, Bernstein, Blackwell, Bradley, Brawley, Brittain, Bryant, Burns, Bustos, Calhoon, Carter, Caskey, Chumley, Clyburn, Cobb-Hunter, Cogswell, Collins, B. Cox, W. Cox, Crawford, Dabney, Daning, Davis, Dillard, Elliott, Erickson, Felder, Finlay, Forrest, Fry, Gagnon, Garvin, Gatch, Gilliam, Gilliard, Govan, Haddon, Hardee, Hart, Hayes, Henderson-Myers, Henegan, Herbkersman, Hewitt, Hill, Hiott, Hixon, Hosey, Howard, Hyde, Jefferson, J. E. Johnson, J. L. Johnson, K. O. Johnson, Jones, Jordan, Kimmons, King, Kirby, Ligon, Long, Lowe, Lucas, Magnuson, Martin, Matthews, May, McCabe, McCravy, McDaniel, McGarry, McGinnis, McKnight, J. Moore, T. Moore, Morgan, D. C. Moss, V. S. Moss, Murphy, Murray, B. Newton, W. Newton, Nutt, Oremus, Ott, Parks, Pendarvis, Pope, Rivers, Robinson, Rose, Rutherford, Sandifer, Simrill, G. M. Smith, G. R. Smith, M. M. Smith, Stavrinakis, Stringer, Taylor, Tedder, Thayer, Thigpen, Trantham, Weeks, West, Wetmore, Wheeler, White, Whitmire, R. Williams, S. Williams, Willis, Wooten and Yow: A CONCURRENT RESOLUTION TO RECOGNIZE AND HONOR PAUL F. YOUNGINER, SENIOR MANAGER OF THE SOUTH CAROLINA WEATHERIZATION ASSISTANCE PROGRAM, UPON THE OCCASION OF HIS RETIREMENT AFTER THIRTY-FIVE YEARS OF EXEMPLARY SERVICE, AND TO WISH HIM CONTINUED SUCCESS AND HAPPINESS IN ALL HIS FUTURE ENDEAVORS.

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

**REPORTS OF STANDING COMMITTEE**

Senator PEELER from the Committee on Operations and Management polled out S. 790 favorable:

S. 790 -- Senator Matthews: A SENATE RESOLUTION TO AUTHORIZE THE GREENVILLE YOUNG MEN’S CHRISTIAN ASSOCIATION TO USE THE CHAMBER OF THE SOUTH CAROLINA SENATE AND ANY AVAILABLE COMMITTEE HEARING ROOMS IN THE GRESSETTE BUILDING FOR ITS YOUTH IN GOVERNMENT PROGRAM ON MONDAY, NOVEMBER 8 AND TUESDAY, NOVEMBER 9 AND MONDAY, NOVEMBER 15 AND TUESDAY, NOVEMBER 16, 2021; HOWEVER, THE CHAMBER MAY NOT BE USED IF THE SENATE IS IN SESSION OR THE CHAMBER IS OTHERWISE UNAVAILABLE.

**Poll of the Operations and Management Committee**

**Polled 9; Ayes 8; Nays 0; Not Voting 1**

**AYES**

Peeler Leatherman Malloy

Massey Shealy Turner

Hutto Setzler

**Total--8**

**NAYS**

**Total--0**

**NOT VOTING**

Rankin

**Total--1**

Ordered for consideration tomorrow.

Senator PEELER from the Committee on Operations and Management polled out S. 4132 favorable:

H. 4132 -- Rep. G.R. Smith: A CONCURRENT RESOLUTION TO AUTHORIZE THE SOUTH CAROLINA INDEPENDENT SCHOOL ASSOCIATION (SCISA) TO USE THE CHAMBERS OF THE SOUTH CAROLINA HOUSE OF REPRESENTATIVES AND SENATE FOR ITS STUDENT GOVERNMENT FALL CONFERENCE AT A DATE AND TIME TO BE DETERMINED BY THE SPEAKER OF THE HOUSE AND PRESIDENT OF THE SENATE, AND THE RESPECTIVE CHAMBERS MAY NOT BE USED IF THE GENERAL ASSEMBLY IS IN SESSION OR THE CHAMBERS ARE OTHERWISE UNAVAILABLE.

**Poll of the Operations and Management Committee**

**Polled 9; Ayes 8; Nays 0; Not Voting 1**

**AYES**

Peeler Leatherman Malloy

Massey Shealy Turner

Hutto Setzler

**Total--8**

**NAYS**

**Total--0**

**NOT VOTING**

Rankin

**Total--1**

Ordered for consideration tomorrow.

**Appointments Reported**

Senator CROMER from the Committee on Banking and Insurance submitted a favorable report on:

**Statewide Appointments**

Initial Appointment, South Carolina State Board of Financial Institutions, with the term to commence June 30, 2020, and to expire June 30, 2024

Banker:

Tommy Bouchette, 3370 Johnsonville Highway, Lake City, SC 29560-6468 *VICE* John Windley

Received as information.

Initial Appointment, South Carolina State Board of Financial Institutions, with the term to commence June 30, 2020, and to expire June 30, 2024

Cooperative Credit Unions:

Jennifer Michaels, 13 Swan Lake Drive, Sumter, SC 29150-4740 *VICE* William S. Conley

Received as information.

Reappointment, South Carolina State Board of Financial Institutions, with the term to commence June 30, 2019, and to expire June 30, 2023

Banker:

Kenneth Wayne Wicker, 601 Addison Court, Myrtle Beach, SC 29577-2277

Received as information.

**Message from the House**

Columbia, S.C., May 11, 2021

Mr. President and Senators:

The House respectfully informs your Honorable Body that it has confirmed the appointment:

LOCAL APPOINTMENT

Reappointment, Beaufort County Master-in-Equity, with term to commence July 1, 2021, and to expire June 30, 2027:

The Honorable Marvin Henry Dukes III, 791 Ribaut Road, Beaufort, S.C. 29902

Very respectfully,

Speaker of the House

Received as information.

**HOUSE CONCURRENCE**

S. 792 -- Senators Alexander, Kimbrell and Campsen: A CONCURRENT RESOLUTION TO RECOGNIZE AND CELEBRATE JUNE 6–13, 2021, AS SOUTH CAROLINA BOATING AND FISHING WEEK AND TO COMMEND THE SOUTH CAROLINA BOATING AND FISHING ALLIANCE ON A SUCCESSFUL START TO ITS ORGANIZATION.

Returned with concurrence.

Received as information.

**Motion Adopted**

On motion of Senator MASSEY, the Senate agreed that if and when the Senate stands adjourned today, that it will adjourn to meet tomorrow morning at 11:00 A.M.

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

**HOUSE BILL RETURNED**

The following Bill was read the third time and ordered returned to the House with amendments:

H. 3244 -- Reps. Collins, Cobb‑Hunter, Huggins, Thayer, Anderson, Caskey, Govan and S. Williams: A BILL TO AMEND THE CODE OF LAWS OF SOUTH CAROLINA, 1976, TO ENACT THE “EMPLOYMENT FIRST INITIATIVE ACT” BY ADDING CHAPTER 5 TO TITLE 41 SO AS TO PROVIDE NECESSARY DEFINITIONS, TO ESTABLISH POLICIES SUPPORTIVE OF COMPETITIVE AND INTEGRATED EMPLOYMENT OF INDIVIDUALS WITH DISABILITIES, TO CREATE RELATED RESPONSIBILITIES FOR STATE AGENCIES AND POLITICAL SUBDIVISIONS OF THE STATE, TO CREATE THE “SOUTH CAROLINA EMPLOYMENT FIRST OVERSIGHT COMMISSION”, AND TO PROVIDE FOR THE COMPOSITION, FUNCTION, AND DUTIES OF THE COMMISSION.

**ORDERED ENROLLED FOR RATIFICATION**

The following Bill was read the third time and, having received three readings in both Houses, it was ordered that the title be changed to that of an Act and enrolled for Ratification:

H. 3222 -- Reps. Davis, Forrest, Hiott, Cobb‑Hunter, Jefferson, R. Williams and J. Moore: A BILL TO AMEND SECTION 44‑96‑100, CODE OF LAWS OF SOUTH CAROLINA, 1976, RELATING IN PART TO PENALTIES FOR VIOLATING WASTE TIRE REGULATIONS, SO AS TO CHANGE CERTAIN PENALTY REQUIREMENTS; TO AMEND SECTION 44‑96‑170, RELATING TO THE REGULATION OF WASTE TIRES, SO AS TO AUTHORIZE THE DEPARTMENT OF HEALTH AND ENVIRONMENTAL CONTROL TO PROMULGATE REGULATIONS AND MAKE CERTAIN PERMITTING DECISIONS CONCERNING WASTE TIRE MANAGEMENT; AND FOR OTHER PURPOSES.

**OBJECTION**

S. 152 -- Senators Davis, Campsen, Goldfinch, Senn, M. Johnson, Hutto, Malloy, Harpootlian, Cromer, Matthews, K. Johnson, Rice and Hembree: A BILL TO ENACT THE “COUNTY GREEN SPACE SALES TAX ACT”; TO AMEND CHAPTER 10, TITLE 4 OF THE 1976 CODE, RELATING TO COUNTY LOCAL SALES AND USE TAXES, BY ADDING ARTICLE 10, TO CREATE THE COUNTY GREEN SPACE SALES TAX, TO IMPOSE THE TAX, TO PROVIDE FOR THE CONTENTS OF THE BALLOT AND THE PURPOSE FOR WHICH TAX PROCEEDS MAY BE USED, TO PROVIDE FOR THE IMPOSITION AND TERMINATION OF THE TAX, TO PROVIDE THAT THE DEPARTMENT OF REVENUE SHALL ADMINISTER AND COLLECT THE TAX, TO PROVIDE FOR DISTRIBUTIONS TO COUNTIES AND CONFIDENTIALITY, AND TO PROVIDE FOR  
  
UNIDENTIFIED FUNDS, TRANSFERS, AND SUPPLEMENTAL DISTRIBUTIONS.

Senator MASSEY objected to consideration of the Bill.

**READ THE THIRD TIME**

**SENT TO THE HOUSE**

The following Bill was read the third time and ordered sent to the House of Representatives:

S. 224 -- Senators Shealy, McLeod, Hutto, Jackson, McElveen, Matthews and Adams: A BILL TO AMEND SECTIONS 16-15-90 AND 16-15-100 OF THE 1976 CODE, RELATING TO PROSTITUTION, TO INCREASE THE PENALTIES FOR SOLICITATION OF PROSTITUTION, ESTABLISHING OR KEEPING A BROTHEL OR HOUSE OF PROSTITUTION, OR CAUSING OR INDUCING ANOTHER TO PARTICIPATE IN PROSTITUTION, TO ESTABLISH THE AFFIRMATIVE DEFENSE OF BEING A VICTIM OF HUMAN TRAFFICKING, AND TO INCREASE THE PENALTIES FOR SOLICITING, CAUSING, OR INDUCING ANOTHER FOR OR INTO PROSTITUTION IF THE PROSTITUTE HAS A MENTAL DISABILITY; AND TO REPEAL SECTION 16-15-110 OF THE 1976 CODE, RELATING TO PROSTITUTION VIOLATIONS.

**HOUSE BILL RETURNED**

The following Bill was read the third time and ordered returned to the House with amendments:

H. 3354 -- Rep. Ballentine: A BILL TO AMEND SECTION 12‑37‑220, AS AMENDED, CODE OF LAWS OF SOUTH CAROLINA, 1976, RELATING TO PROPERTY TAX EXEMPTIONS, SO AS TO EXEMPT A RENEWABLE ENERGY RESOURCE PROPERTY HAVING A NAMEPLATE CAPACITY OF AND OPERATING AT NO GREATER THAN TWENTY KILOWATTS.

**ORDERED ENROLLED FOR RATIFICATION**

The following Bills were read the third time and, having received three readings in both Houses, it was ordered that the title be changed to that of an Act and enrolled for Ratification:

H. 3482 -- Reps. Stavrinakis, Kirby, Pendarvis, J. Moore, Henegan, Wetmore, Weeks, Wheeler and Henderson‑Myers: A BILL TO AMEND SECTION 12‑45‑75, CODE OF LAWS OF SOUTH CAROLINA, 1976, RELATING TO INSTALLMENT PAYMENTS OF PROPERTY TAX, SO AS TO AUTHORIZE A COUNTY TO ESTABLISH AN ALTERNATIVE PAYMENT SCHEDULE.

H. 3605 -- Rep. White: A BILL TO AMEND THE CODE OF LAWS OF SOUTH CAROLINA, 1976, BY REPEALING SECTION 11‑11‑90 RELATING TO MEETINGS OF APPROPRIATION COMMITTEES.

**HOUSE BILL RETURNED**

The following Bill was read the third time and ordered returned to the House with amendments:

H. 3694 -- Reps. Atkinson, Hardee, Hewitt, Fry, Brittain, Hayes, McGinnis, R. Williams, V.S. Moss, Lowe, Bryant, Forrest and Anderson: A BILL TO AMEND SECTION 50‑11‑430, CODE OF LAWS OF SOUTH CAROLINA, 1976, RELATING TO BEAR HUNTING, SO AS TO ALLOW FOR THE USE OF BAIT WHEN HUNTING BEAR IN GAME ZONE 4 DURING A CERTAIN TIME PERIOD.

**AMENDED, READ THE THIRD TIME**

**HOUSE BILL RETURNED**

H. 3786 -- Reps. G.M. Smith, Murphy and Weeks: A BILL TO AMEND SECTION 1‑1‑1210, AS AMENDED, CODE OF LAWS OF SOUTH CAROLINA, 1976, RELATING TO THE ANNUAL SALARIES OF STATE CONSTITUTIONAL OFFICERS, SO AS TO PROVIDE THAT BEGINNING WITH FISCAL YEAR 2022‑2023 SALARIES FOR THE STATE CONSTITUTIONAL OFFICERS MUST BE BASED ON RECOMMENDATIONS BY THE AGENCY HEAD SALARY COMMISSION TO THE GENERAL ASSEMBLY; TO AMEND SECTION 8‑11‑160, RELATING TO THE AGENCY HEAD SALARY COMMISSION AND SALARY INCREASES FOR AGENCY HEADS, SO AS TO PROVIDE THAT THE AGENCY HEAD SALARY COMMISSION MUST MAKE RECOMMENDATIONS TO THE GENERAL ASSEMBLY FOR THE SALARIES FOR STATE CONSTITUTIONAL OFFICERS; AND TO AMEND SECTION 8‑11‑165, RELATING TO SALARY AND FRINGE BENEFIT SURVEYS, SO AS TO PROVIDE THAT SALARY SURVEYS BE CONDUCTED FOR STATE CONSTITUTIONAL OFFICERS.

The Senate proceeded to a consideration of the Bill.

Senator LEATHERMAN proposed the following amendment (3786R001.SP.HKL), which was adopted:

Amend the bill, as and if amended, on page 2, by striking lines 12 and 13 and inserting:

/concludes, salaries for the state officers listed in subsection (A) must /

Renumber sections to conform.

Amend title to conform.

Senator LEATHERMAN explained the amendment.

The amendment was adopted.

The question being third reading of the Bill.

The "ayes" and "nays" were demanded and taken, resulting as follows:

**Ayes 45; Nays 0**

**AYES**

Adams Alexander Allen

Bennett Campsen Cash

Climer Corbin Cromer

Davis Fanning Gambrell

Garrett Goldfinch Grooms

Harpootlian Hembree Hutto

Jackson *Johnson, Kevin Johnson, Michael*

Kimbrell Kimpson Leatherman

Loftis Malloy Martin

Massey Matthews McElveen

McLeod Peeler Rankin

Rice Sabb Scott

Senn Setzler Shealy

Stephens Talley Turner

Verdin Williams Young

**Total--45**

**NAYS**

**Total--0**

There being no further amendments, the Bill, as amended, was read the third time, passed and ordered returned to the House.

**AMENDED, CARRIED OVER**

H. 3899 -- Reps. Elliott, G.R. Smith, Erickson, Herbkersman, Daning, Taylor, Hixon, Bennett, Willis, Bannister, Morgan, Stringer, Haddon, Burns, B. Cox, Huggins, B. Newton, Fry and McGarry: A BILL TO AMEND SECTION 12‑6‑3790, CODE OF LAWS OF SOUTH CAROLINA, 1976, RELATING TO THE EXCEPTIONAL NEEDS CHILD TAX CREDIT, SO AS TO PROVIDE HOW THE PROCEEDS OF THE FUND MUST BE ADMINISTERED, TO INCREASE THE AMOUNT THE PUBLIC CHARITY MAY EXPEND FOR ADMINISTRATION COSTS TO EIGHT PERCENT; TO APPROPRIATE TWELVE MILLION DOLLARS TO THE DEPARTMENT OF EDUCATION SO THE DEPARTMENT MAY MAKE A DONATION OF TWELVE MILLION DOLLARS TO EXCEPTIONAL SC; AND TO REMOVE A PROVISION THAT REQUIRES A SCHOOL TO PROVIDE CERTAIN INDIVIDUAL STUDENT TEST SCORES IN ITS APPLICATION.

The Senate proceeded to a consideration of the Bill.

Senators BENNETT and K. JOHNSON proposed the following amendment (DG\3899C003.NBD.DG21), which was adopted:

Amend the bill, as and if amended, by adding an appropriately numbered SECTION to read:

/ SECTION \_\_\_. Section 12-6-3790(D)(1) of the 1976 Code is amended to read:

“(1)(a) Tax credits authorized by subsection (H)(1) and subsection (I) annually may not exceed cumulatively a total of twelve million dollars for contributions to the Educational Credit for Exceptional Needs Children's Fund, unless an increased limit is authorized in the annual general appropriations act.

(b) Tax credits authorized pursuant to subsection (H)(2) annually may not exceed cumulatively a total of two million dollars for tuition payments made on behalf of qualifying students, unless an increased limit is authorized in the annual general appropriations act. However, if less than the maximum cumulative total of tax credits allowed pursuant to subitem (a) are authorized, then, the maximum cumulative total of tax credits allowed pursuant to this subitem may be increased by up to three million dollars, but the cumulative total of all tax credits authorized pursuant to this section may not be increased as a result.

(c) If the department determines that the total of the credits claimed by all taxpayers exceeds either limit amount as contained in subitems (a) or (b), it shall allow credits only up to those amounts on a first come, first‑served basis.” /

Renumber sections to conform.

Amend title to conform.

Senator BENNETT explained the amendment.

The amendment was adopted.

On motion of Senator MALLOY, the Bill was carried over.

**READ THE SECOND TIME**

S. 432 -- Senator Alexander: A BILL TO AMEND ARTICLE 1, CHAPTER 59, TITLE 38 OF THE 1976 CODE, RELATING TO CLAIMS PRACTICES, BY ADDING SECTION 38‑59‑60, TO ALLOW FOR CONTRIBUTIONS FOR DEFENSE COSTS FOR THE SAME CLAIM, SUIT, OR ACTION AMONG MORE THAN ONE LIABILITY INSURER.

The Senate proceeded to a consideration of the Bill.

The question being the second reading of the Bill.

The "ayes" and "nays" were demanded and taken, resulting as follows:

**Ayes 40; Nays 4**

**AYES**

Adams Alexander Allen

Bennett Cash Climer

Corbin Cromer Davis

Fanning Gambrell Garrett

Goldfinch Grooms Harpootlian

Hembree Hutto Jackson

*Johnson, Kevin Johnson, Michael* Kimbrell

Leatherman Loftis Martin

Massey McElveen Peeler

Rankin Rice Sabb

Scott Senn Setzler

Shealy Stephens Talley

Turner Verdin Williams

Young

**Total--40**

**NAYS**

Kimpson Malloy Matthews

McLeod

**Total--4**

The Bill was read the second time, passed and ordered to a third reading.

**OBJECTION**

S. 614 -- Senators Corbin, Loftis, Kimbrell, Garrett, Rice, Adams, Gustafson, Verdin, Cromer and Martin: A BILL TO AMEND ARTICLE 1, CHAPTER 1, TITLE 25 OF THE 1976 CODE, RELATING TO THE MILITARY CODE, BY ADDING SECTION 25‑1‑80, TO PROVIDE FOR THE DUTIES AND RESPONSIBILITIES OF THE SOUTH CAROLINA UNORGANIZED MILITIA.

Senator MATTHEWS objected to consideration of the Bill.

**AMENDED, READ THE SECOND TIME**

H. 3024 -- Reps. Henegan, Robinson, Thigpen, Pendarvis, Yow, Bryant, D.C. Moss, Matthews, Brawley and Stavrinakis: A BILL TO AMEND THE CODE OF LAWS OF SOUTH CAROLINA, 1976, BY ADDING SECTION 40‑7‑355 SO AS TO AUTHORIZE THE STATE BOARD OF BARBER EXAMINERS TO ISSUE MOBILE BARBERSHOP PERMITS, TO ESTABLISH PERMIT REQUIREMENTS, AND TO FURTHER PROVIDE FOR THE REGULATION OF MOBILE BARBERSHOPS.

The Senate proceeded to a consideration of the Bill.

Senator SETZLER proposed the following amendment (3024NS), which was adopted:

Amend the bill, as and if amended, by adding an appropriately numbered new SECTION to read:

/SECTION \_\_\_. A mobile barbershop is prohibited from operating within eyesight of the nearest registered barbershop.

Renumber sections to conform.

Amend title to conform.

Senator SETZLER explained the amendment.

The question then was the adoption of the amendment.

The "ayes" and "nays" were demanded and taken, resulting as follows:

**Ayes 32; Nays 12**

**AYES**

Alexander Allen Bennett

Cash Corbin Cromer

Fanning Gambrell Garrett

Goldfinch Hembree Hutto

Jackson *Johnson, Kevin* Kimpson

Leatherman Loftis Malloy

Massey Matthews McElveen

McLeod Peeler Rankin

Sabb Scott Setzler

Shealy Stephens Turner

Verdin Williams

**Total--32**

**NAYS**

Adams Campsen Climer

Davis Grooms *Johnson, Michael*

Kimbrell Martin Rice

Senn Talley Young

**Total--12**

The amendment was adopted.

Senators SCOTT and SETZLER proposed the following amendment (3024JBS2), which was withdrawn:

Amend the bill, as and if amended, page 1, Section 40-7-355, by adding appropriately numbered subitems to read:

/ ( ) A mobile barbershop shall not operate at the same street address on a daily basis unless on an appointment-only basis.

( ) Mobile barbershops must not operate within eyesight of permanent barbershop operations, and must not operate in locations that block or impair traffic flow on any street, highway, or freeway. /

Renumber sections to conform.

Amend title to conform.

Senator SCOTT explained the amendment.

The amendment was withdrawn.

The question then was second reading of the Bill.

The "ayes" and "nays" were demanded and taken, resulting as follows:

**Ayes 43; Nays 0; Abstain 1**

**AYES**

Adams Alexander Allen

Bennett Campsen Climer

Corbin Cromer Davis

Fanning Gambrell Garrett

Goldfinch Grooms Harpootlian

Hembree Hutto *Johnson, Kevin*

*Johnson, Michael* Kimbrell Kimpson

Leatherman Loftis Malloy

Martin Massey Matthews

McElveen McLeod Peeler

Rankin Rice Sabb

Scott Senn Setzler

Shealy Stephens Talley

Turner Verdin Williams

Young

**Total--43**

**NAYS**

**Total--0**

**ABSTAIN**

Cash

**Total--1**

There being no further amendments, the Bill, as amended, was read the second time, passed and ordered to a third reading.

**AMENDED, CARRIED OVER**

H. 3308 -- Reps. Huggins, Hill, Forrest, Caskey and Hixon: A BILL TO AMEND SECTION 50‑21‑870, CODE OF LAWS OF SOUTH CAROLINA, 1976, RELATING TO PERSONAL WATERCRAFT AND BOATING SAFETY, SO AS TO INCREASE DISTANCE LIMITS BETWEEN A WATERCRAFT OPERATING IN EXCESS OF IDLE SPEED UPON CERTAIN WATERS OF THIS STATE AND A MOORED OR ANCHORED VESSEL, WHARF, DOCK, BULKHEAD, PIER, OR PERSON IN THE WATER.

The Senate proceeded to a consideration of the Bill.

Senator RICE proposed the following amendment (3308R001.RFR), which was adopted:

Amend the bill, as and if amended, by striking all after the enacting words and inserting:

/SECTION 1. Section 50‑21‑10 of the 1976 Code is amended by adding two appropriately numbered new items to read:

“( ) ‘Narrow waterway’ means a segment of the waters of this State that is three hundred feet or less in width.

( ) ‘Wake surf’ means to operate a vessel that is ballasted in the stern so as to create a wake that is, or is intended to be, surfed by another person.”

SECTION 2. Section 50‑21‑870(B)(6) of the 1976 Code is amended to read:

“(6)(a) operate a personal watercraft, specialty propcraft, or vessel while upon a narrow waterway in excess of idle speed within fifty feet of a moored or anchored vessel, wharf, dock, bulkhead, pier, or person in the water; or

(b) operate a personal watercraft, specialty propcraft, or vessel while upon ~~the~~ all other waters of this State in excess of idle speed within ~~50~~ one hundred feet of a moored or ~~an~~ anchored vessel, wharf, dock, bulkhead, pier, or ~~a~~ person in the water, or within ~~100~~ one hundred yards of the Atlantic Ocean coast line. The prohibitions contained in this item ~~(6)~~ do not apply to an unoccupied, moored vessel or watercraft or to a person behind a vessel or watercraft who is on water skis or a floating device with the permission of the operator of the vessel or watercraft;”

SECTION 3. Section 50‑21‑870(B) of the 1976 Code is amended by adding an appropriately numbered new item to read:

“( ) wake surf in excess of idle speed within three hundred feet of a moored vessel, wharf, dock, bulkhead, pier, or person in the water.”

SECTION 4. This act takes effect upon approval by the Governor. /

Renumber sections to conform.

Amend title to conform.

Senator RICE explained the amendment.

The amendment was adopted.

Senator GROOMS proposed the following amendment (3308R001.SP.LKG), which was adopted:

Amend the bill, as and if amended, on page 1, by striking line 27 and inserting:

/Lake Jocassee, Lake Keowee, Lake Monticello, Lake /

Amend the bill further, as and if amended, on page 1, by striking line 41 and inserting:

/vessel while upon ~~the~~ all other waters of this State, including Lake Marion, Lake Moultrie, and the Cooper River, in excess of idle /

Renumber sections to conform.

Amend title to conform.

Senator GROOMS explained the amendment.

The amendment was adopted.

The question being the second reading of the Bill.

On motion of Senator MALLOY, the Bill was carried over.

**CARRIED OVER**

S. 230 -- Senators Shealy, Hutto and Jackson: A BILL TO AMEND SECTION 16-3-2020(G) OF THE 1976 CODE, RELATING TO TRAFFICKING VICTIMS WHO ARE MINORS, TO PROVIDE THAT MINORS ENGAGED IN COMMERCIAL SEXUAL ACTIVITY OR TRAFFICKING ARE PRESUMED TO BE DOING SO UNDER COERCION OR AS THE RESULT OF A REASONABLE FEAR OF A THREAT, TO PROVIDE FOR AN AFFIRMATIVE DEFENSE OF THESE VICTIMS, AND TO PROVIDE FOR EXPUNGEMENT FOR THESE VICTIMS.

On motion of Senator MALLOY, the Bill was carried over.

**CARRIED OVER**

S. 591 -- Senators Hutto and Shealy: A BILL TO AMEND SECTION 20‑1‑100, CODE OF LAWS OF SOUTH CAROLINA, 1976, RELATING TO THE MINIMUM AGE A PERSON MAY ENTER INTO MARRIAGE, SO AS TO PROVIDE THAT A MARRIAGE ENTERED INTO BY AN INDIVIDUAL YOUNGER THAN EIGHTEEN YEARS OF AGE IS VOID AB INITIO; TO AMEND SECTION 20‑1‑290, RELATING TO THE WILFUL FAILURE OF THE LICENSE‑ISSUING OFFICER TO COMPLY WITH LAWS RELATED TO THE ISSUANCE OF MARRIAGE LICENSES, SO AS TO REMOVE REFERENCES TO CODE SECTIONS REPEALED BY THIS BILL; TO REPEAL SECTION 20‑1‑250 RELATING TO THE ISSUANCE OF A MARRIAGE LICENSE TO APPLICANTS BETWEEN THE AGES OF SIXTEEN AND EIGHTEEN WITH PARENTAL OR GUARDIAN CONSENT, AND SECTION 20‑1‑260 RELATING TO THE PROOF OF AGE REQUIRED FOR A MINOR APPLICANT.

On motion of Senator CORBIN, the Bill was carried over.

**CARRIED OVER**

H. 3575 -- Reps. Fry, Collins, Elliott, Kirby, Forrest, W. Newton, McGarry, B. Newton, Hosey, Caskey, Herbkersman, Martin, M.M. Smith, Wheeler, Brittain, Hewitt, Erickson, Bradley, Henderson‑Myers, Stavrinakis, Davis and Kimmons: A BILL TO AMEND THE CODE OF LAWS OF SOUTH CAROLINA, 1976, BY ADDING SECTION 61‑4‑45 SO AS TO ALLOW A QUALIFYING RETAILER TO OFFER CURBSIDE DELIVERY OR PICKUP SERVICE OF BEER OR WINE AND TO PROVIDE LIMITATIONS; AND TO AMEND SECTION 61‑2‑170, RELATING TO DRIVE‑THROUGH OR CURB SERVICE OF ALCOHOLIC BEVERAGES, SO AS TO MAKE CONFORMING CHANGES.

On motion of Senator SCOTT, the Bill was carried over.

**READ THE SECOND TIME**

H. 3865 -- Reps. Wetmore, Hewitt, Cogswell, Bustos, Anderson, Stavrinakis, Bennett, Erickson and Bradley: A BILL TO AMEND SECTION 50‑21‑30, CODE OF LAWS OF SOUTH CAROLINA, 1976, RELATING TO WATERCRAFT LAWS AND ORDINANCES, SO AS TO PROHIBIT A LOCAL GOVERNMENT FROM ADOPTING AN ORDINANCE RELATING TO WATERCRAFT OR WATER DEVICES USED OR HELD FOR USE ON THE WATERS OF THIS STATE AND TO PROVIDE EXCEPTIONS.

The Senate proceeded to a consideration of the Bill.

Senator KIMBRELL proposed the following amendment (3865R002.SP.JK), which was withdrawn:

Amend the bill, as and if amended, by adding appropriately numbered new SECTIONS to read:

/SECTION \_\_. Section 50-23-20 of the 1976 Code is amended to read:

“Section 50-23-20. Any watercraft ~~or~~ and outboard motor~~, or both,~~ held or principally used in this State must be dually titled by the department. An owner of a watercraft ~~or~~ and outboard motor titled in this State must notify the department within thirty days if ownership is transferred to another person, entity, or transferred out of state or otherwise disposed.”

SECTION \_\_. Section 50-23-35 of the 1976 Code is amended to read:

“Section 50-23-35. (A) No dual title for a watercraft ~~or~~ and outboard motor may be issued by the department if currently titled in this State or titled or registered in another state unless it is accompanied by a receipt from the applicant's appropriate county official stating payment of ad valorem taxes due for the tax year in which the ownership was initiated has been paid. Applications submitted more than one year after ownership was initiated must be accompanied by paid tax receipts for all subsequent years up to the date the application was accepted by the department.

(B) A dual title for a watercraft ~~or~~ and outboard motor sold by a permitted marine dealer is exempt from the requirement for a paid tax receipt and may be titled by the department without the receipt indicating ad valorem taxes have been paid. The department must transmit daily a list of the titles and certificates of registration issued under this exemption to the respective county official for collection of ad valorem taxes.

(C) No receipt is required for a watercraft ~~or~~ and outboard motor designated as exempt from ad valorem taxes by the appropriate county official, provided that each county makes such a determination when a watercraft ~~or~~ and outboard motor is dually titled in their respective county.”

SECTION \_\_. If any section, subsection, paragraph, subparagraph, sentence, clause, phrase, or word of this act is for any reason held to be unconstitutional or invalid, then such holding shall not affect the constitutionality or validity of the remaining portions of this act, the General Assembly hereby declaring that it would have passed this act, and each and every section, subsection, paragraph, subparagraph, sentence, clause, phrase, and word thereof, irrespective of the fact that any one or more other sections, subsections, paragraphs, subparagraphs, sentences, clauses, phrases, or words hereof may be declared to be unconstitutional, invalid, or otherwise ineffective. /

Renumber sections to conform.

Amend title to conform.

The amendment was withdrawn.

Senator GROOMS proposed the following amendment (3865R003.SP.LKG), which was withdrawn:

Amend the bill, as and if amended, by adding appropriately numbered new SECTIONS to read:

/SECTION \_\_. Section 57-5-840 of the 1976 Code is amended to read:

“Section 57-5-840. A municipality may not alter any ~~State~~ state highway facility without the prior approval of the ~~Department~~ department, and any use or restriction made by ~~the city~~ a municipality of ~~the~~ a highway or highway right of way for ~~city~~ municipality utilities, parking, or ~~for~~ other purposes ~~shall be~~ is subject to prior approval of the ~~Department~~ department by encroachment permit.”

SECTION \_\_. Article 5, Chapter 5, Title 57 of the 1976 Code is amended by adding:

“Section 57-5-845. (A) Parking facilities on state highway facilities located in beach communities that are eligible for beach renourishment funds:

(1) must include free public beach parking;

(2) may include paid public beach parking; and

(3) may only be restricted by the department if the department determines that the restrictions are necessary under the circumstances.

(B) Any municipality electing to charge for public beach parking may use the parking revenues for the operation, maintenance, preservation, or funding of:

(1) public beach parking facilities;

(2) beach access, maintenance, and renourishment;

(3) traffic and parking enforcement;

(4) first responders;

(5) sanitation; and

(6) litter control and removal for beaches.”

SECTION \_\_. Section 57-7-210 of the 1976 Code is amended to read:

“Section 57-7-210. (A) For the purposes of this section, ‘highway’ includes the entire area within a highway right of way, including the shoulders and parking areas.

(B) It ~~shall be~~ is unlawful for any person wilfully to obstruct ditches and drainage openings along any highway, to place obstructions upon any such highway or to throw or place on any such highway any objects likely to cut or otherwise injure vehicles using them.

(C) A violation of this section shall be punishable by a fine of not more than one hundred dollars per day, ~~or~~ imprisonment for not more than thirty days, or both.” /

Renumber sections to conform.

Amend title to conform.

The amendment was withdrawn.

Senator CAMPSEN explained the Bill.

The question being the second reading of the Bill.

The "ayes" and "nays" were demanded and taken, resulting as follows:

**Ayes 45; Nays 0**

**AYES**

Adams Alexander Allen

Bennett Campsen Cash

Climer Corbin Cromer

Davis Fanning Gambrell

Garrett Goldfinch Grooms

Harpootlian Hembree Hutto

Jackson *Johnson, Kevin Johnson, Michael*

Kimbrell Kimpson Leatherman

Loftis Malloy Martin

Massey Matthews McElveen

McLeod Peeler Rankin

Rice Sabb Scott

Senn Setzler Shealy

Stephens Talley Turner

Verdin Williams Young

**Total--45**

**NAYS**

**Total--0**

The Bill was read the second time, passed and ordered to a third reading.

**READ THE SECOND TIME**

H. 4006 -- Reps. G.M. Smith and Weeks: A BILL TO AMEND SECTION 2.B. OF ACT 167 OF 2020, RELATING TO AN INCREASED LIMIT FOR CERTAIN OFF‑PREMISES SALES, SO AS TO EXTEND THE INCREASE UNTIL MAY 31, 2022.

The Senate proceeded to a consideration of the Bill.

Senator TALLEY explained the Bill.

The question being the second reading of the Bill.

The "ayes" and "nays" were demanded and taken, resulting as follows:

**Ayes 41; Nays 4**

**AYES**

Adams Alexander Allen

Bennett Campsen Climer

Cromer Davis Fanning

Gambrell Garrett Goldfinch

Grooms Harpootlian Hembree

Hutto Jackson *Johnson, Kevin*

*Johnson, Michael* Kimbrell Kimpson

Leatherman Malloy Martin

Massey Matthews McElveen

McLeod Peeler Rankin

Sabb Scott Senn

Setzler Shealy Stephens

Talley Turner Verdin

Williams Young

**Total--41**

**NAYS**

Cash Corbin Loftis

Rice

**Total--4**

The Bill was read the second time, passed and ordered to a third reading.

**COMMITTEE AMENDMENT ADOPTED**

**OBJECTION**

H. 4017 -- Reps. Simrill, Pope, Weeks, W. Cox and Hill: A BILL TO AMEND SECTION 12‑6‑40, AS AMENDED, CODE OF LAWS OF SOUTH CAROLINA, 1976, RELATING TO THE APPLICATION OF THE INTERNAL REVENUE CODE TO STATE INCOME TAX LAWS, SO AS TO UPDATE THE REFERENCE TO THE INTERNAL REVENUE CODE TO THE YEAR 2020, TO PROVIDE THAT IF THE INTERNAL REVENUE CODE SECTIONS ADOPTED BY THIS STATE ARE EXTENDED, THEN THESE SECTIONS ALSO ARE EXTENDED FOR SOUTH CAROLINA INCOME TAX PURPOSES, AND TO PROVIDE FOR THE TAX TREATMENT OF THE PAYCHECK PROTECTION PROGRAM AND CERTAIN EXPENSES AS PROVIDED FOR IN THE FEDERAL CONSOLIDATED APPROPRIATIONS ACT OF 2021.

The Senate proceeded to a consideration of the Bill.

The Committee on Finance proposed the following amendment (DG\4017C002.NBD.DG21), which was adopted:

Amend the bill, as and if amended, by striking SECTION 3 and inserting:

/ SECTION 3. For tax year 2020, the amendment in the American Rescue Plan of 2021, P.L. 117-2 (March 11, 2021) relating to the exclusion from taxable income for tax year 2020 of $10,200 of unemployment compensation for a taxpayer with less than $150,000 in federal adjusted gross income is specifically adopted by South Carolina. The Department of Administration’s Director of the Executive Budget Office is authorized to allocate sixty‑one million three hundred thousand dollars in the appropriate fiscal years from the American Rescue Plan Act of 2021 to the general fund to account for the provisions of this SECTION. /

Renumber sections to conform.

Amend title to conform.

Senator CROMER explained the amendment.

The amendment was adopted.

Senators HARPOOTLIAN and McLEOD proposed the following amendment (4017R001.KMM.RAH), which was ruled out of order:

Amend the bill, as and if amended, on page 3, line 26, by adding an appropriately numbered new SECTION to read:

/SECTION \_\_. The Department of Employment and Workforce is authorized to use one hundred forty-five million dollars from the American Rescue Plan of 2021, P.L. 117-2, as amended, received by the State of South Carolina to implement a Return-to-Work Bonus Initiative to incentivize workers to rejoin the labor force, accept employment, and remain employed. Individuals with an active unemployment claim as of May 1, 2021 who (1) discontinue receiving unemployment insurance benefits, (2) subsequently accept an offer of employment in this State, and (3) complete four full weeks of employment shall receive a one-time bonus of one thousand two hundred dollars. The Department of Employment and Workforce will disburse the funds to all individuals who are eligible for the bonus. The Department of Employment and Workforce shall operate the Return-to-Work Bonus Initiative on a first-come, first-served basis until funds have been exhausted. No individual may receive more than one bonus from the Return-to-Work Bonus Initiative. /

Renumber sections to conform.

Amend title to conform.

**Point of Order**

Senator LEATHERMAN raised a Point of Order under Rule 24A that the amendment was out of order inasmuch as it was not germane to the Bill.

Senator HARPOOTLIAN spoke on the Point of Order.

The PRESIDENT sustained the Point of Order.

The amendment was ruled out of order.

The question being the second reading of the Bill.

Senator HARPOOTLIAN objected to further consideration of the Bill.

**THE CALL OF THE UNCONTESTED CALENDAR HAVING BEEN COMPLETED, THE SENATE PROCEEDED TO THE MOTION PERIOD.**

**MOTION ADOPTED**

At 1:51 P.M., on motion of Senator MASSEY, the Senate agreed to dispense with the balance of the Motion Period.

**THE SENATE PROCEEDED TO A CONSIDERATION OF BILLS AND RESOLUTIONS RETURNED FROM THE HOUSE.**

**CARRIED OVER**

S. 304 -- Senators Climer and Fanning: A BILL TO AMEND THE 1976 SOUTH CAROLINA CODE OF LAWS BY ADDING SECTION 58‑27‑1060, SO AS TO PROVIDE WHEN A PERSON OR CORPORATION USING AN ELECTRIC VEHICLE CHARGING STATION IS NOT AN ELECTRIC UTILITY, AND TO FURTHER PROVIDE THAT ANY INCREASE IN CUSTOMER DEMAND OR ENERGY CONSUMPTION ASSOCIATED WITH TRANSPORTATION ELECTRIFICATION SHALL NOT CONSTITUTE REVENUES FOR AN ELECTRICAL UTILITY.

The House returned the Bill with amendments, the question being concurrence in the House amendments.

Senator CLIMER explained the amendments.

On motion of Senator ALEXANDER, the Bill was carried over.

**CONCURRENCE**

S. 427 -- Senators Alexander, Hutto and Scott: A BILL TO AMEND SECTION 40-43-75 OF THE 1976 CODE, RELATING TO RENAL DIALYSIS FACILITIES, TO PROVIDE THAT A RENAL DRUG MANUFACTURER OR ITS AGENT MAY DELIVER A LEGEND DRUG OR DEVICE TO A PATIENT OF A RENAL DIALYSIS FACILITY IF CERTAIN CRITERIA ARE MET, AND TO DEFINE NECESSARY TERMS.

The House returned the Bill with amendments, the question being concurrence in the House amendments.

Senator VERDIN explained the amendments.

The "ayes" and "nays" were demanded and taken, resulting as follows:

**Ayes 44; Nays 0**

**AYES**

Adams Alexander Allen

Bennett Campsen Cash

Climer Corbin Cromer

Davis Fanning Gambrell

Garrett Goldfinch Grooms

Harpootlian Hembree Hutto

Jackson *Johnson, Kevin Johnson, Michael*

Kimbrell Kimpson Leatherman

Loftis Malloy Martin

Massey McElveen McLeod

Peeler Rankin Rice

Sabb Scott Senn

Setzler Shealy Stephens

Talley Turner Verdin

Williams Young

**Total--44**

**NAYS**

**Total--0**

On motion of Senator VERDIN, the Senate concurred in the House amendments and a message was sent to the House accordingly. Ordered that the title be changed to that of an Act and the Act enrolled for Ratification.

**CARRIED OVER**

S. 200 -- Senators Hembree, Martin, Kimbrell, Shealy, Gustafson and Turner: A BILL TO AMEND SECTION 24‑3‑530 OF THE 1976 CODE, RELATING TO DEATH BY ELECTROCUTION OR LETHAL INJECTION, TO PROVIDE THAT A PERSON SENTENCED TO DEATH MAY ELECT FOR ELECTROCUTION OR LETHAL INJECTION IF LETHAL INJECTION IS AVAILABLE AT THE TIME OF ELECTION, TO PROVIDE THAT AN ELECTION EXPIRES AND MUST BE RENEWED IN WRITING IF THE CONVICTED PERSON RECEIVES A STAY OF EXECUTION OR THE EXECUTION DATE HAS PASSED, TO PROVIDE THAT A PENALTY MUST BE ADMINISTERED BY ELECTROCUTION FOR A PERSON WHO WAIVES HIS RIGHT OF ELECTION, TO PROVIDE THAT THE DEPARTMENT OF CORRECTIONS DIRECTOR SHALL DETERMINE AND CERTIFY TO THE SUPREME COURT WHETHER THE METHOD SELECTED IS AVAILABLE, TO PROVIDE THAT A CONVICTED PERSON’S SIGNATURE MUST BE WITNESSED, AND TO PROVIDE THAT THE MANNER OF INFLICTING A DEATH SENTENCE MUST BE ELECTROCUTION REGARDLESS OF THE METHOD ELECTED BY THE PERSON IF EXECUTION BY LETHAL INJECTION IS UNAVAILABLE OR IS HELD TO BE UNCONSTITUTIONAL BY AN APPELLATE COURT OF COMPETENT JURISDICTION.

The House returned the Bill with amendments, the question being concurrence in the House amendments.

Senator HEMBREE explained the amendments.

Senator MALLOY spoke on the Bill.

On motion of Senator MALLOY, the Bill was carried over.

**NONCONCURRENCE**

H. 3539 -- Reps. Davis and Martin: A BILL TO AMEND THE CODE OF LAWS OF SOUTH CAROLINA, 1976, BY ADDING SECTION 47‑9‑55 SO AS TO PROHIBIT THE TRANSPORTATION OF LIVE SWINE ON A PUBLIC ROAD OR WATERWAY WITHOUT AN OFFICIAL FORM OF IDENTIFICATION, AND TO PROVIDE AN EXCEPTION AND PENALTIES; TO AMEND SECTION 50‑16‑25, RELATING TO THE UNLAWFUL RELEASE OF PIGS, SO AS TO PROVIDE THAT IT IS UNLAWFUL TO TRANSPORT A LIVE MEMBER OF THE FAMILY SUIDAE TAKEN FROM THE WILD; AND TO REPEAL SECTION 50‑9‑655 RELATING TO PIG TRANSPORT AND RELEASE PERMITS.

The House returned the Bill with amendments, the question being concurrence in the House amendments.

Senator CLIMER explained the amendments.

The "ayes" and "nays" were demanded and taken, resulting as follows:

**Ayes 0; Nays 44**

**AYES**

**Total--0**

**NAYS**

Adams Alexander Allen

Bennett Campsen Cash

Climer Corbin Cromer

Davis Fanning Gambrell

Garrett Goldfinch Harpootlian

Hembree Hutto Jackson

*Johnson, Kevin Johnson, Michael* Kimbrell

Kimpson Leatherman Loftis

Malloy Martin Massey

Matthews McElveen McLeod

Peeler Rankin Rice

Sabb Scott Senn

Setzler Shealy Stephens

Talley Turner Verdin

Williams Young

**Total--44**

On motion of Senator CLIMER, the Senate nonconcurred in the House amendments and a message was sent to the House accordingly.

**Motion Adopted**

On motion of Senator MASSEY, with unanimous consent, the Senate agreed to go into Executive Session prior to adjournment.

**EXECUTIVE SESSION**

On motion of Senator MASSEY, the seal of secrecy was removed, so far as the same relates to appointments made by the Governor and the following names were reported to the Senate in open session:

**STATEWIDE APPOINTMENTS**

**Confirmations**

Having received a favorable report from the Agriculture and Natural Resources Committee, the following appointment was confirmed in open session:

Initial Appointment, South Carolina State Board of Veterinary Medical Examiners, with the term to commence April 6, 2020, and to expire April 6, 2026

4th Congressional District:

George Scott Bryant, 415 Grazing Ridge Lane, Moore, SC 29369-9042 *VICE* Katherine Ann George

On motion of Senator CLIMER, the question was confirmation of George Scott Bryant.

The "ayes" and "nays" were demanded and taken, resulting as follows:

**Ayes 44; Nays 0**

**AYES**

Adams Alexander Allen

Bennett Campsen Cash

Climer Corbin Cromer

Davis Fanning Gambrell

Garrett Goldfinch Grooms

Harpootlian Hembree Jackson

*Johnson, Kevin Johnson, Michael* Kimbrell

Kimpson Leatherman Loftis

Malloy Martin Massey

Matthews McElveen McLeod

Peeler Rankin Rice

Sabb Scott Senn

Setzler Shealy Stephens

Talley Turner Verdin

Williams Young

**Total--44**

**NAYS**

**Total--0**

The appointment of George Scott Bryant was confirmed.

Having received a favorable report from the Banking and Insurance Committee, the following appointment was confirmed in open session:

Reappointment, South Carolina State Board of Financial Institutions, with the term to commence June 30, 2019, and to expire June 30, 2023

Banker:

Kenneth Wayne Wicker, 601 Addison Court, Myrtle Beach, SC 29577-2277

On motion of Senator CROMER, the question was confirmation of Kenneth Wayne Wicker.

The "ayes" and "nays" were demanded and taken, resulting as follows:

**Ayes 44; Nays 0**

**AYES**

Adams Alexander Allen

Bennett Campsen Cash

Climer Corbin Cromer

Davis Fanning Gambrell

Garrett Goldfinch Grooms

Harpootlian Hembree Jackson

*Johnson, Kevin Johnson, Michael* Kimbrell

Kimpson Leatherman Loftis

Malloy Martin Massey

Matthews McElveen McLeod

Peeler Rankin Rice

Sabb Scott Senn

Setzler Shealy Stephens

Talley Turner Verdin

Williams Young

**Total--44**

**NAYS**

**Total--0**

The appointment of Kenneth Wayne Wicker was confirmed.

Initial Appointment, South Carolina State Board of Financial Institutions, with the term to commence June 30, 2020, and to expire June 30, 2024

Banker:

Tommy Bouchette, 3370 Johnsonville Highway, Lake City, SC 29560-6468 *VICE* F. Justin Strickland

On motion of Senator CROMER, the question was confirmation of Tommy Bouchette.

The "ayes" and "nays" were demanded and taken, resulting as follows:

**Ayes 44; Nays 0**

**AYES**

Adams Alexander Allen

Bennett Campsen Cash

Climer Corbin Cromer

Davis Fanning Gambrell

Garrett Goldfinch Grooms

Harpootlian Hembree Jackson

*Johnson, Kevin Johnson, Michael* Kimbrell

Kimpson Leatherman Loftis

Malloy Martin Massey

Matthews McElveen McLeod

Peeler Rankin Rice

Sabb Scott Senn

Setzler Shealy Stephens

Talley Turner Verdin

Williams Young

**Total--44**

**NAYS**

**Total--0**

The appointment of Tommy Bouchette was confirmed.

Initial Appointment, South Carolina State Board of Financial Institutions, with the term to commence June 30, 2020, and to expire June 30, 2024

Cooperative Credit Unions:

Jennifer Michaels, 13 Swan Lake Drive, Sumter, SC 29150-4740 *VICE* William S. Conley

On motion of Senator CROMER, the question was confirmation of Jennifer Michaels.

The "ayes" and "nays" were demanded and taken, resulting as follows:

**Ayes 44; Nays 0**

**AYES**

Adams Alexander Allen

Bennett Campsen Cash

Climer Corbin Cromer

Davis Fanning Gambrell

Garrett Goldfinch Grooms

Harpootlian Hembree Jackson

*Johnson, Kevin Johnson, Michael* Kimbrell

Kimpson Leatherman Loftis

Malloy Martin Massey

Matthews McElveen McLeod

Peeler Rankin Rice

Sabb Scott Senn

Setzler Shealy Stephens

Talley Turner Verdin

Williams Young

**Total--44**

**NAYS**

**Total--0**

The appointment of Jennifer Michaels was confirmed.

Having received a favorable report from the Corrections and Penology Committee, the following appointment was confirmed in open session:

Reappointment, South Carolina Board of Juvenile Parole, with the term to commence June 30, 2019, and to expire June 30, 2023

At-Large:

Suzanne S. Prosser, 697 Wedgewood Dr., Murrells Inlet, SC 29576

On motion of Senator MARTIN, the question was confirmation of Suzanne S. Prosser.

The "ayes" and "nays" were demanded and taken, resulting as follows:

**Ayes 44; Nays 0**

**AYES**

Adams Alexander Allen

Bennett Campsen Cash

Climer Corbin Cromer

Davis Fanning Gambrell

Garrett Goldfinch Grooms

Harpootlian Hembree Jackson

*Johnson, Kevin Johnson, Michael* Kimbrell

Kimpson Leatherman Loftis

Malloy Martin Massey

Matthews McElveen McLeod

Peeler Rankin Rice

Sabb Scott Senn

Setzler Shealy Stephens

Talley Turner Verdin

Williams Young

**Total--44**

**NAYS**

**Total--0**

The appointment of Suzanne S. Prosser was confirmed.

Having received a favorable report from the Fish, Game and Forestry Committee, the following appointment was confirmed in open session:

Reappointment, Governing Board of Department of Natural Resources, with the term to commence July 1, 2020, and to expire July 1, 2024

Chairman, 4th Congressional District:

Norman F. Pulliam, 812 East Main Street, Spartanburg, SC 29302-2000

On motion of Senator CAMPSEN, the question was confirmation of Norman F. Pulliam.

The "ayes" and "nays" were demanded and taken, resulting as follows:

**Ayes 44; Nays 0**

**AYES**

Adams Alexander Allen

Bennett Campsen Cash

Climer Corbin Cromer

Davis Fanning Gambrell

Garrett Goldfinch Grooms

Harpootlian Hembree Jackson

*Johnson, Kevin Johnson, Michael* Kimbrell

Kimpson Leatherman Loftis

Malloy Martin Massey

Matthews McElveen McLeod

Peeler Rankin Rice

Sabb Scott Senn

Setzler Shealy Stephens

Talley Turner Verdin

Williams Young

**Total--44**

**NAYS**

**Total--0**

The appointment of Norman F. Pulliam was confirmed.

Reappointment, Governing Board of Department of Natural Resources, with the term to commence July 1, 2020, and to expire July 1, 2024

6th Congressional District:

Duane M. Swygert, P. O. Box 486, Hardeeville, SC 29927-0486

On motion of Senator CAMPSEN, the question was confirmation of Duane M. Swygert.

The "ayes" and "nays" were demanded and taken, resulting as follows:

**Ayes 44; Nays 0**

**AYES**

Adams Alexander Allen

Bennett Campsen Cash

Climer Corbin Cromer

Davis Fanning Gambrell

Garrett Goldfinch Grooms

Harpootlian Hembree Jackson

*Johnson, Kevin Johnson, Michael* Kimbrell

Kimpson Leatherman Loftis

Malloy Martin Massey

Matthews McElveen McLeod

Peeler Rankin Rice

Sabb Scott Senn

Setzler Shealy Stephens

Talley Turner Verdin

Williams Young

**Total--44**

**NAYS**

**Total--0**

The appointment of Duane M. Swygert was confirmed.

Having received a favorable report from the Medical Affairs Committee, the following appointment was confirmed in open session:

Initial Appointment, Donate Life South Carolina, with the term to commence April 1, 2020, and to expire April 20, 2024

Pee Dee District - represent organ and tissue recipients, families of recipients, and families of donors who are residents of South Carolina:

Alan Sipe, 128 Colonial Circle, Murrells Inlet, SC 29576-8514

On motion of Senator VERDIN, the question was confirmation of Alan Sipe.

The "ayes" and "nays" were demanded and taken, resulting as follows:

**Ayes 44; Nays 0**

**AYES**

Adams Alexander Allen

Bennett Campsen Cash

Climer Corbin Cromer

Davis Fanning Gambrell

Garrett Goldfinch Grooms

Harpootlian Hembree Jackson

*Johnson, Kevin Johnson, Michael* Kimbrell

Kimpson Leatherman Loftis

Malloy Martin Massey

Matthews McElveen McLeod

Peeler Rankin Rice

Sabb Scott Senn

Setzler Shealy Stephens

Talley Turner Verdin

Williams Young

**Total--44**

**NAYS**

**Total--0**

The appointment of Alan Sipe was confirmed.

Initial Appointment, Donate Life South Carolina, with the term to commence April 1, 2020, and to expire April 1, 2024

At-Large:

Thomas F. Dougall, 209 Redbay Road, Elgin, SC 29045-8651 *VICE* Elizabeth Walker

On motion of Senator VERDIN, the question was confirmation of Thomas F. Dougall.

The "ayes" and "nays" were demanded and taken, resulting as follows:

**Ayes 44; Nays 0**

**AYES**

Adams Alexander Allen

Bennett Campsen Cash

Climer Corbin Cromer

Davis Fanning Gambrell

Garrett Goldfinch Grooms

Harpootlian Hembree Jackson

*Johnson, Kevin Johnson, Michael* Kimbrell

Kimpson Leatherman Loftis

Malloy Martin Massey

Matthews McElveen McLeod

Peeler Rankin Rice

Sabb Scott Senn

Setzler Shealy Stephens

Talley Turner Verdin

Williams Young

**Total--44**

**NAYS**

**Total--0**

The appointment of Thomas F. Dougall was confirmed.

Reappointment, South Carolina Board of Occupational Therapy, with the term to commence September 30, 2021, and to expire September 30, 2024

Occupational Therapist:

Ricardo Holmes, 2 Bradford Ridge Court, Columbia, SC 29223

On motion of Senator VERDIN, the question was confirmation of Ricardo Holmes.

The "ayes" and "nays" were demanded and taken, resulting as follows:

**Ayes 44; Nays 0**

**AYES**

Adams Alexander Allen

Bennett Campsen Cash

Climer Corbin Cromer

Davis Fanning Gambrell

Garrett Goldfinch Grooms

Harpootlian Hembree Jackson

*Johnson, Kevin Johnson, Michael* Kimbrell

Kimpson Leatherman Loftis

Malloy Martin Massey

Matthews McElveen McLeod

Peeler Rankin Rice

Sabb Scott Senn

Setzler Shealy Stephens

Talley Turner Verdin

Williams Young

**Total--44**

**NAYS**

**Total--0**

The appointment of Ricardo Holmes was confirmed.

Initial Appointment, Donate Life South Carolina, with the term to commence April 1, 2020, and to expire April 1, 2024

Low Country - Recipient/Donor/Family:

Michael F. Cuenin, 1513 Appling Drive, Mount Pleasant, SC 29464-4689 *VICE* Debra Yasenka

On motion of Senator VERDIN, the question was confirmation of Michael F. Cuenin.

The "ayes" and "nays" were demanded and taken, resulting as follows:

**Ayes 44; Nays 0**

**AYES**

Adams Alexander Allen

Bennett Campsen Cash

Climer Corbin Cromer

Davis Fanning Gambrell

Garrett Goldfinch Grooms

Harpootlian Hembree Jackson

*Johnson, Kevin Johnson, Michael* Kimbrell

Kimpson Leatherman Loftis

Malloy Martin Massey

Matthews McElveen McLeod

Peeler Rankin Rice

Sabb Scott Senn

Setzler Shealy Stephens

Talley Turner Verdin

Williams Young

**Total--44**

**NAYS**

**Total--0**

The appointment of Michael F. Cuenin was confirmed.

Reappointment, Donate Life South Carolina, with the term to commence April 1, 2019, and to expire April 1, 2023

At-Large:

John P. Brogan, P. O. Box 3410, Bluffton, SC 29910-3410

On motion of Senator VERDIN, the question was confirmation of John P. Brogan.

The "ayes" and "nays" were demanded and taken, resulting as follows:

**Ayes 44; Nays 0**

**AYES**

Adams Alexander Allen

Bennett Campsen Cash

Climer Corbin Cromer

Davis Fanning Gambrell

Garrett Goldfinch Grooms

Harpootlian Hembree Jackson

*Johnson, Kevin Johnson, Michael* Kimbrell

Kimpson Leatherman Loftis

Malloy Martin Massey

Matthews McElveen McLeod

Peeler Rankin Rice

Sabb Scott Senn

Setzler Shealy Stephens

Talley Turner Verdin

Williams Young

**Total--44**

**NAYS**

**Total--0**

The appointment of John P. Brogan was confirmed.

Initial Appointment, South Carolina Mental Health Commission, with the term to commence July 31, 2018, and to expire July 31, 2023

5th Congressional District:

Crystal A. Maxwell, 2748 Dunlin Dr., Fort Mill, SC 29707-9118

On motion of Senator VERDIN, the question was confirmation of Crystal A. Maxwell.

The "ayes" and "nays" were demanded and taken, resulting as follows:

**Ayes 44; Nays 0**

**AYES**

Adams Alexander Allen

Bennett Campsen Cash

Climer Corbin Cromer

Davis Fanning Gambrell

Garrett Goldfinch Grooms

Harpootlian Hembree Jackson

*Johnson, Kevin Johnson, Michael* Kimbrell

Kimpson Leatherman Loftis

Malloy Martin Massey

Matthews McElveen McLeod

Peeler Rankin Rice

Sabb Scott Senn

Setzler Shealy Stephens

Talley Turner Verdin

Williams Young

**Total--44**

**NAYS**

**Total--0**

The appointment of Crystal A. Maxwell was confirmed.

Initial Appointment, South Carolina State Board of Podiatry Examiners, with the term to commence December 21, 2018, and to expire December 21, 2022

Upper District:

William Harris IV, 1885 Overbrook Dr., Rock Hill, SC 29732-1536 *VICE* Dr. Bradley A. Lindstrom

On motion of Senator VERDIN, the question was confirmation of William Harris IV.

The "ayes" and "nays" were demanded and taken, resulting as follows:

**Ayes 44; Nays 0**

**AYES**

Adams Alexander Allen

Bennett Campsen Cash

Climer Corbin Cromer

Davis Fanning Gambrell

Garrett Goldfinch Grooms

Harpootlian Hembree Jackson

*Johnson, Kevin Johnson, Michael* Kimbrell

Kimpson Leatherman Loftis

Malloy Martin Massey

Matthews McElveen McLeod

Peeler Rankin Rice

Sabb Scott Senn

Setzler Shealy Stephens

Talley Turner Verdin

Williams Young

**Total--44**

**NAYS**

**Total--0**

The appointment of William Harris IV was confirmed.

Reappointment, South Carolina Board of Occupational Therapy, with the term to commence September 30, 2020, and to expire September 30, 2023

Occupational Therapist:

M. Rebecca T. Coleman, 605 Wando Street, Columbia, SC 29205

On motion of Senator VERDIN, the question was confirmation of M. Rebecca T. Coleman.

The "ayes" and "nays" were demanded and taken, resulting as follows:

**Ayes 44; Nays 0**

**AYES**

Adams Alexander Allen

Bennett Campsen Cash

Climer Corbin Cromer

Davis Fanning Gambrell

Garrett Goldfinch Grooms

Harpootlian Hembree Jackson

*Johnson, Kevin Johnson, Michael* Kimbrell

Kimpson Leatherman Loftis

Malloy Martin Massey

Matthews McElveen McLeod

Peeler Rankin Rice

Sabb Scott Senn

Setzler Shealy Stephens

Talley Turner Verdin

Williams Young

**Total--44**

**NAYS**

**Total--0**

The appointment of M. Rebecca T. Coleman was confirmed.

Initial Appointment, South Carolina Commission on Disabilities and Special Needs, with the term to commence June 30, 2020, and to expire June 30, 2024

2nd Congressional District:

Gary Kocher, 170 Woodcreek Rd., Elgin, SC 29045-9158 *VICE* Lori Shealy Unumb

On motion of Senator VERDIN, the question was confirmation of Gary Kocher.

The "ayes" and "nays" were demanded and taken, resulting as follows:

**Ayes 44; Nays 0**

**AYES**

Adams Alexander Allen

Bennett Campsen Cash

Climer Corbin Cromer

Davis Fanning Gambrell

Garrett Goldfinch Grooms

Harpootlian Hembree Jackson

*Johnson, Kevin Johnson, Michael* Kimbrell

Kimpson Leatherman Loftis

Malloy Martin Massey

Matthews McElveen McLeod

Peeler Rankin Rice

Sabb Scott Senn

Setzler Shealy Stephens

Talley Turner Verdin

Williams Young

**Total--44**

**NAYS**

**Total--0**

The appointment of Gary Kocher was confirmed.

Initial Appointment, South Carolina State Board of Pharmacy, with the term to commence June 30, 2021, and to expire June 30, 2027

2nd Congressional District:

Mary Douglas Smith, 1013 Trillie Lane, Chapin, SC 29036-8984 *VICE* James Addison Livingston

On motion of Senator VERDIN, the question was confirmation of Mary Douglas Smith.

The "ayes" and "nays" were demanded and taken, resulting as follows:

**Ayes 44; Nays 0**

**AYES**

Adams Alexander Allen

Bennett Campsen Cash

Climer Corbin Cromer

Davis Fanning Gambrell

Garrett Goldfinch Grooms

Harpootlian Hembree Jackson

*Johnson, Kevin Johnson, Michael* Kimbrell

Kimpson Leatherman Loftis

Malloy Martin Massey

Matthews McElveen McLeod

Peeler Rankin Rice

Sabb Scott Senn

Setzler Shealy Stephens

Talley Turner Verdin

Williams Young

**Total--44**

**NAYS**

**Total--0**

The appointment of Mary Douglas Smith was confirmed.

Initial Appointment, South Carolina Board of Occupational Therapy, with the term to commence September 30, 2020, and to expire September 30, 2023

Lay Member:

Leslie M. Lyerly, 636 Marsh Pond Road, Johnsonville, SC 29555-6617 *VICE* vacant

On motion of Senator VERDIN, the question was confirmation of Leslie M. Lyerly.

The "ayes" and "nays" were demanded and taken, resulting as follows:

**Ayes 44; Nays 0**

**AYES**

Adams Alexander Allen

Bennett Campsen Cash

Climer Corbin Cromer

Davis Fanning Gambrell

Garrett Goldfinch Grooms

Harpootlian Hembree Jackson

*Johnson, Kevin Johnson, Michael* Kimbrell

Kimpson Leatherman Loftis

Malloy Martin Massey

Matthews McElveen McLeod

Peeler Rankin Rice

Sabb Scott Senn

Setzler Shealy Stephens

Talley Turner Verdin

Williams Young

**Total--44**

**NAYS**

**Total--0**

The appointment of Leslie M. Lyerly was confirmed.

Reappointment, South Carolina State Board of Nursing, with the term to commence December 31, 2020, and to expire December 31, 2024

5th Congressional District:

Samuel H. McNutt, Jr., 5909 Hwy. 321 South, Winnsboro, SC 29180

On motion of Senator VERDIN, the question was confirmation of Samuel H. McNutt, Jr.

The "ayes" and "nays" were demanded and taken, resulting as follows:

**Ayes 44; Nays 0**

**AYES**

Adams Alexander Allen

Bennett Campsen Cash

Climer Corbin Cromer

Davis Fanning Gambrell

Garrett Goldfinch Grooms

Harpootlian Hembree Jackson

*Johnson, Kevin Johnson, Michael* Kimbrell

Kimpson Leatherman Loftis

Malloy Martin Massey

Matthews McElveen McLeod

Peeler Rankin Rice

Sabb Scott Senn

Setzler Shealy Stephens

Talley Turner Verdin

Williams Young

**Total--44**

**NAYS**

**Total--0**

The appointment of Samuel H. McNutt, Jr. was confirmed.

**LOCAL APPOINTMENTS**

**Confirmations**

Having received a favorable report from the Senate, the following appointments were confirmed in open session:

Reappointment, Charleston Naval Facilities Redevelopment Authority, with the term to commence March 11, 2021, and to expire March 11, 2025

North Charleston:

Fred J. Kemmerlin, 5218 Bradock Ave., North Charleston, SC 29405

Reappointment, Beaufort County Master-in-Equity, with the term to commence July 1, 2021, and to expire July 1, 2027

Marvin Henry Dukes III, 791 Ribaut Rd., Beaufort, SC 29902

Reappointment, Charleston Naval Facilities Redevelopment Authority, with the term to commence March 11, 2021, and to expire March 11, 2025

North Charleston:

Debra Crosby Summey, 5051 Spaniel Drive, North Charleston, SC 29405

Initial Appointment, Charleston Naval Facilities Redevelopment Authority, with the term to commence March 1, 2021, and to expire March 1, 2025

North Charleston:

Spencer Pryor, 4957 Amberwood Lane, North Charleston, SC 29418 *VICE* Vacant

**Motion Adopted**

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

**ADJOURNMENT**

At 2:40 P.M., on motion of Senator MASSEY, the Senate adjourned to meet tomorrow at 11:00 A.M.

\* \* \*