**South Carolina General Assembly**

125th Session, 2023-2024

**H. 4042**

**STATUS INFORMATION**

General Bill

Sponsors: Reps. Bernstein, Gilliard, Wheeler, Wetmore, King, Howard, Henegan, Stavrinakis, Bauer, Rutherford, W. Newton, Jordan, Pope, Bannister, J.E. Johnson, Brittain, Elliott and Jefferson

Companion/Similar bill(s): 419, 3686

Document Path: LC-0165DG23.docx

Introduced in the House on February 28, 2023

Introduced in the Senate on May 4, 2023

Last Amended on April 17, 2024

Currently residing in the House

Summary: Antisemitism

**HISTORY OF LEGISLATIVE ACTIONS**

Date Body Action Description with journal page number

2/28/2023 House Introduced and read first time ([House Journal‑page 7](h:\hj\20230228.docx))

2/28/2023 House Referred to Committee on **Judiciary** ([House Journal‑page 7](h:\hj\20230228.docx))

3/1/2023 House Member(s) request name added as sponsor:
Gilliard, Wheeler, Wetmore, King, Howard,
Henegan, Stavrinakis, Bauer, Rutherford

4/19/2023 House Committee report: Favorable **Judiciary** ([House Journal‑page 25](h:\hj\20230419.docx))

4/26/2023 House Requests for debate-Rep(s). McCravy, Harris, Magnuson, Cromer, Chumley, Burns, May. McCabe, Trantham, Vaughan, TA Morgan, Elliott, Bernstein, Jordan, White, Gilliard, Kirby, Hosey, Beach ([House Journal‑page 37](h:\hj\20230426.docx))

4/27/2023 House Member(s) request name added as sponsor: W.
Newton, Jordan, Pope, Bannister, J.E.
Johnson, Brittain, Elliott

5/2/2023 House Member(s) request name added as sponsor: Jefferson

5/2/2023 House Debate adjourned ([House Journal‑page 41](h:\hj\20230502.docx))

5/3/2023 House Amended ([House Journal‑page 83](h:\hj\20230503.docx))

5/3/2023 House Read second time ([House Journal‑page 83](h:\hj\20230503.docx))

5/3/2023 House Roll call Yeas-105 Nays-0 ([House Journal‑page 84](h:\hj\20230503.docx))

5/4/2023 House Read third time and sent to Senate ([House Journal‑page 113](h:\hj\20230504.docx))

5/4/2023 House Roll call Yeas-98 Nays-0 ([House Journal‑page 113](h:\hj\20230504.docx))

5/4/2023 Senate Introduced and read first time ([Senate Journal‑page 11](h:\sj\20230504.docx))

5/4/2023 Senate Referred to Committee on **Judiciary** ([Senate Journal‑page 11](h:\sj\20230504.docx))

2/6/2024 Senate Referred to Subcommittee: Talley (ch), Campsen,
Sabb, Reichenbach, Tedder

4/10/2024 Senate Committee report: Favorable with amendment **Judiciary** ([Senate Journal‑page 7](h:\sj\20240410.docx))

4/17/2024 Senate Committee Amendment Adopted ([Senate Journal‑page 75](h:\sj\20240417.docx))

4/17/2024 Senate Read second time ([Senate Journal‑page 75](h:\sj\20240417.docx))

4/17/2024 Senate Roll call Ayes-44 Nays-0 ([Senate Journal‑page 75](h:\sj\20240417.docx))

4/18/2024 Senate Read third time and returned to House with amendments ([Senate Journal‑page 13](h:\sj\20240418.docx))

View the latest  [legislative information](https://www.scstatehouse.gov/billsearch.php?billnumbers=4042&session=125&summary=B)  at the website

**VERSIONS OF THIS BILL**

[02/28/2023](https://www.scstatehouse.gov/sess125_2023-2024/prever/4042_20230228.docx)

[04/19/2023](https://www.scstatehouse.gov/sess125_2023-2024/prever/4042_20230419.docx)

[05/04/2023](https://www.scstatehouse.gov/sess125_2023-2024/prever/4042_20230504.docx)

[04/10/2024](https://www.scstatehouse.gov/sess125_2023-2024/prever/4042_20240410.docx)

[04/17/2024](https://www.scstatehouse.gov/sess125_2023-2024/prever/4042_20240417.docx)

Indicates Matter Stricken

Indicates New Matter

Committee Amendment Adopted

April 17, 2024

H. 4042

Introduced by Reps. Bernstein, Gilliard, Wheeler, Wetmore, King, Howard, Henegan, Stavrinakis, Bauer, Rutherford, W. Newton, Jordan, Pope, Bannister, J. E. Johnson, Brittain, Elliott and Jefferson

S. Printed 04/17/24--S.

Read the first time May 04, 2023

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A bill

TO AMEND THE SOUTH CAROLINA CODE OF LAWS BY ADDING SECTION 1‑1‑1710 SO AS TO PROVIDE A FRAMEWORK IN WHICH ANTISEMITISM IS CONSIDERED REGARDING ALL LAWS PROHIBITING DISCRIMINATORY ACTS.

Amend Title To Conform

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

SECTION 1. Chapter 1, Title 1 of the S.C. Code is amended by adding:

Article 27

Antisemitism

Section 1‑1‑1710. (A) For purposes of this section, the term “definition of antisemitism”:

(1) includes the definition of antisemitism adopted on May 26, 2016, by the International Holocaust Remembrance Alliance, which has been adopted by the United States Department of State;

(2) includes contemporary examples of antisemitism identified by the International Holocaust Remembrance Alliance; and

(3) does not include criticism of Israel similar to that leveled against any other country.

(B) Nothing in this section may be construed to:

(1) diminish or infringe upon any rights protected under the First Amendment to the United States Constitution or Section 2, Article 1 of the South Carolina Constitution, 1895; or

(2) conflict with federal, state, or local discrimination laws.

(C) In reviewing, investigating, or deciding whether there has been a violation of any relevant policy, law, or regulation prohibiting discriminatory acts, the State shall take into consideration the definition of antisemitism set forth in law for purposes of determining whether the alleged act was discriminatory. A court or other relevant authority shall apply the same legal standard as applicable to like claims of discrimination arising under the laws of this State protecting civil rights, including Chapter 13 of this title.

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

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