**South Carolina General Assembly**

125th Session, 2023-2024

**H. 5046**

**STATUS INFORMATION**

General Bill

Sponsors: Reps. Carter, Ott, Ligon, Hiott and Hixon

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Introduced in the House on February 6, 2024

Currently residing in the House Committee on **Ways and Means**

Summary: Restocking fees

**HISTORY OF LEGISLATIVE ACTIONS**

Date Body Action Description with journal page number

2/6/2024 House Introduced and read first time ([House Journal‑page 10](h:\hj\20240206.docx))

2/6/2024 House Referred to Committee on **Ways and Means** ([House Journal‑page 10](h:\hj\20240206.docx))

View the latest  [legislative information](https://www.scstatehouse.gov/billsearch.php?billnumbers=5046&session=125&summary=B)  at the website

**VERSIONS OF THIS BILL**

[02/06/2024](https://www.scstatehouse.gov/sess125_2023-2024/prever/5046_20240206.docx)

A bill

TO AMEND THE SOUTH CAROLINA CODE OF LAWS BY AMENDING SECTION 12‑36‑90, RELATING TO “GROSS PROCEEDS OF SALES”, SO AS TO PROVIDE THAT “GROSS PROCEEDS OF SALES” DOES NOT INCLUDE THE SALES PRICE OF PROPERTY RETURNED WHEN THE FULL SALES PRICE MINUS A RESTOCKING OR HANDLING FEE IS REFUNDED; AND BY AMENDING SECTION 12‑36‑130, RELATING TO “SALES PRICE”, SO AS TO PROVIDE THAT “SALES PRICE” DOES NOT INCLUDE AN AMOUNT CHARGED FOR PROPERTY, WHICH IS RETURNED BY THE PURCHASER, AND THE FULL AMOUNT MINUS A RESTOCKING OR HANDLING FEE IS REFUNDED.

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

SECTION 1. Section 12‑36‑90(2)(b) of the S.C. Code is amended to read:

(b) the sales price of property returned by customers when the full sales price or the full sales price minus a restocking or handling fee is refunded in cash or by credit;

SECTION 2. Section 12‑36‑130(2)(b) of the S.C. Code is amended to read:

(b) an amount charged for property, which is returned by the purchaser, and the full amount or the full amount minus a restocking or handling fee is refunded in cash or by credit;

SECTION 3. This act takes effect upon approval by the Governor.

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