~~Indicates Matter Stricken~~

Indicates New Matter

The House assembled at 12:00 noon.

Deliberations were opened with prayer by Rev. Charles E. Seastrunk, Jr., as follows:

Our thought for today is from 1 Corinthians 12:11: “To each is given the manifestation of the Spirit for the common good.”

Let us pray. We give thanks to You Heavenly Father for the gift of Your Spirit which binds us together for the benefit of all. May these Representatives and Staff grow together to work together to accomplish great things for the people of South Carolina. Bless our defenders of freedom and first responders. Make Your light shine on our World, Nation, President, State, Governor, Speaker, Staff, and all who serve in these Halls of Government. Continue to be with us and guide us each day. Heal the wounds, those seen and those hidden, of our brave warriors who suffer and sacrifice for our freedom. Lord, in Your mercy, hear our prayers. Amen.

Pursuant to Rule 6.3, the House of Representatives was led in the Pledge of Allegiance to the Flag of the United States of America by the SPEAKER.

After corrections to the Journal of the proceedings of Friday, the SPEAKER ordered it confirmed.

**MOTION ADOPTED**

Rep. THAYER moved that when the House adjourns, it adjourn in memory of Richard Shirley, which was agreed to.

**HOUSE RESOLUTION**

The following was introduced:

H. 3836 -- Reps. McCravy, Alexander, Anderson, Atkinson, Bailey, Ballentine, Bamberg, Bannister, Bauer, Beach, Bernstein, Blackwell, Bradley, Brewer, Brittain, Burns, Bustos, Calhoon, Carter, Caskey, Chapman, Chumley, Clyburn, Cobb-Hunter, Collins, Connell, B. J. Cox, B. L. Cox, Crawford, Cromer, Davis, Dillard, Elliott, Erickson, Felder, Forrest, Gagnon, Garvin, Gatch, Gibson, Gilliam, Gilliard, Guest, Guffey, Haddon, Hager, Hardee, Harris, Hart, Hartnett, Hayes, Henderson-Myers, Henegan, Herbkersman, Hewitt, Hiott, Hixon, Hosey, Howard, Hyde, Jefferson, J. E. Johnson, J. L. Johnson, S. Jones, W. Jones, Jordan, Kilmartin, King, Kirby, Landing, Lawson, Leber, Ligon, Long, Lowe, Magnuson, May, McCabe, McDaniel, McGinnis, Mitchell, J. Moore, T. Moore, A. M. Morgan, T. A. Morgan, Moss, Murphy, Neese, B. Newton, W. Newton, Nutt, O'Neal, Oremus, Ott, Pace, Pedalino, Pendarvis, Pope, Rivers, Robbins, Rose, Rutherford, Sandifer, Schuessler, Sessions, G. M. Smith, M. M. Smith, Stavrinakis, Taylor, Tedder, Thayer, Thigpen, Trantham, Vaughan, Weeks, West, Wetmore, Wheeler, White, Whitmire, Williams, Willis, Wooten and Yow: A HOUSE RESOLUTION TO RECOGNIZE AND HONOR THE STAFF, VOLUNTEERS, CHILDREN, AND FAMILY OF CONNIE MAXWELL CHILDREN'S MINISTRIES, UPON THE OCCASION OF THEIR ONE HUNDRED THIRTIETH ANNIVERSARY, AND TO CONGRATULATE THEM FOR SERVING THE NEEDS OF CHILDREN AND THEIR FAMILIES WITH CHRIST-CENTERED SUPPORT.

The Resolution was adopted.

**HOUSE RESOLUTION**

The following was introduced:

H. 3837 -- Reps. Dillard, Thayer, Alexander, Anderson, Atkinson, Bailey, Ballentine, Bamberg, Bannister, Bauer, Beach, Bernstein, Blackwell, Bradley, Brewer, Brittain, Burns, Bustos, Calhoon, Carter, Caskey, Chapman, Chumley, Clyburn, Cobb-Hunter, Collins, Connell, B. J. Cox, B. L. Cox, Crawford, Cromer, Davis, Elliott, Erickson, Felder, Forrest, Gagnon, Garvin, Gatch, Gibson, Gilliam, Gilliard, Guest, Guffey, Haddon, Hager, Hardee, Harris, Hart, Hartnett, Hayes, Henderson-Myers, Henegan, Herbkersman, Hewitt, Hiott, Hixon, Hosey, Howard, Hyde, Jefferson, J. E. Johnson, J. L. Johnson, S. Jones, W. Jones, Jordan, Kilmartin, King, Kirby, Landing, Lawson, Leber, Ligon, Long, Lowe, Magnuson, May, McCabe, McCravy, McDaniel, McGinnis, Mitchell, J. Moore, T. Moore, A. M. Morgan, T. A. Morgan, Moss, Murphy, Neese, B. Newton, W. Newton, Nutt, O'Neal, Oremus, Ott, Pace, Pedalino, Pendarvis, Pope, Rivers, Robbins, Rose, Rutherford, Sandifer, Schuessler, Sessions, G. M. Smith, M. M. Smith, Stavrinakis, Taylor, Tedder, Thigpen, Trantham, Vaughan, Weeks, West, Wetmore, Wheeler, White, Whitmire, Williams, Willis, Wooten and Yow: A HOUSE RESOLUTION TO RECOGNIZE AND HONOR TONY TAYLOR, CHIEF OF THE WILLISTON POLICE DEPARTMENT, UPON THE OCCASION OF HIS RETIREMENT AFTER MORE THAN THREE AND A HALF DECADES OF EXEMPLARY SERVICE, AND TO WISH HIM A HAPPY SIXTIETH BIRTHDAY.

The Resolution was adopted.

**HOUSE RESOLUTION**

The following was introduced:

H. 3838 -- Reps. Cobb-Hunter, Alexander, Anderson, Atkinson, Bailey, Ballentine, Bamberg, Bannister, Bauer, Beach, Bernstein, Blackwell, Bradley, Brewer, Brittain, Burns, Bustos, Calhoon, Carter, Caskey, Chapman, Chumley, Clyburn, Collins, Connell, B. J. Cox, B. L. Cox, Crawford, Cromer, Davis, Dillard, Elliott, Erickson, Felder, Forrest, Gagnon, Garvin, Gatch, Gibson, Gilliam, Gilliard, Guest, Guffey, Haddon, Hager, Hardee, Harris, Hart, Hartnett, Hayes, Henderson-Myers, Henegan, Herbkersman, Hewitt, Hiott, Hixon, Hosey, Howard, Hyde, Jefferson, J. E. Johnson, J. L. Johnson, S. Jones, W. Jones, Jordan, Kilmartin, King, Kirby, Landing, Lawson, Leber, Ligon, Long, Lowe, Magnuson, May, McCabe, McCravy, McDaniel, McGinnis, Mitchell, J. Moore, T. Moore, A. M. Morgan, T. A. Morgan, Moss, Murphy, Neese, B. Newton, W. Newton, Nutt, O'Neal, Oremus, Ott, Pace, Pedalino, Pendarvis, Pope, Rivers, Robbins, Rose, Rutherford, Sandifer, Schuessler, Sessions, G. M. Smith, M. M. Smith, Stavrinakis, Taylor, Tedder, Thayer, Thigpen, Trantham, Vaughan, Weeks, West, Wetmore, Wheeler, White, Whitmire, Williams, Willis, Wooten and Yow: A HOUSE RESOLUTION TO RECOGNIZE AND HONOR THE MEMBERS OF THE EMPOWERHER CHAPTER OF THE AMERICAN BUSINESS WOMEN'S ASSOCIATION IN ORANGEBURG AND TO WELCOME THEM TO THE STATE HOUSE FOR THE FIRST ANNUAL "AMERICAN BUSINESS WOMAN'S ASSOCIATION DAY" AT THE STATE HOUSE ON MARCH 16, 2023.

The Resolution was adopted.

**HOUSE RESOLUTION**

The following was introduced:

H. 3848 -- Reps. Long, Alexander, Anderson, Atkinson, Bailey, Ballentine, Bamberg, Bannister, Bauer, Beach, Bernstein, Blackwell, Bradley, Brewer, Brittain, Burns, Bustos, Calhoon, Carter, Caskey, Chapman, Chumley, Clyburn, Cobb-Hunter, Collins, Connell, B. J. Cox, B. L. Cox, Crawford, Cromer, Davis, Dillard, Elliott, Erickson, Felder, Forrest, Gagnon, Garvin, Gatch, Gibson, Gilliam, Gilliard, Guest, Guffey, Haddon, Hager, Hardee, Harris, Hart, Hartnett, Hayes, Henderson-Myers, Henegan, Herbkersman, Hewitt, Hiott, Hixon, Hosey, Howard, Hyde, Jefferson, J. E. Johnson, J. L. Johnson, S. Jones, W. Jones, Jordan, Kilmartin, King, Kirby, Landing, Lawson, Leber, Ligon, Lowe, Magnuson, May, McCabe, McCravy, McDaniel, McGinnis, Mitchell, J. Moore, T. Moore, A. M. Morgan, T. A. Morgan, Moss, Murphy, Neese, B. Newton, W. Newton, Nutt, O'Neal, Oremus, Ott, Pace, Pedalino, Pendarvis, Pope, Rivers, Robbins, Rose, Rutherford, Sandifer, Schuessler, Sessions, G. M. Smith, M. M. Smith, Stavrinakis, Taylor, Tedder, Thayer, Thigpen, Trantham, Vaughan, Weeks, West, Wetmore, Wheeler, White, Whitmire, Williams, Willis, Wooten and Yow: A HOUSE RESOLUTION TO DESIGNATE FEBRUARY 1, 2023, AS "BLUE STAR MOTHER'S DAY" IN THE STATE OF SOUTH CAROLINA AND TO COMMEND THE BLUE STAR MOTHERS OF AMERICA, INC., FOR THEIR DEDICATED LABORS IN SUPPORTING OUR ARMED FORCES AS THESE COURAGEOUS MEN AND WOMEN PROVIDE FOR THE DEFENSE OF THE UNITED STATES.

The Resolution was adopted.

**INTRODUCTION OF BILLS**

The following Bills and Joint Resolution were introduced, read the first time, and referred to appropriate committees:

H. 3839 -- Rep. Forrest: A BILL TO AMEND THE SOUTH CAROLINA CODE OF LAWS BY ADDING SECTION 12-51-180 SO AS TO AUTHORIZE PROPERTY TAX OFFICIALS TO CONTRACT WITH A THIRD-PARTY COLLECTION AGENCY TO

COLLECT DELINQUENT PROPERTY TAXES ON PERSONAL PROPERTY.

Referred to Committee on Medical, Military, Public and Municipal Affairs

H. 3840 -- Rep. Beach: A BILL TO AMEND THE SOUTH CAROLINA CODE OF LAWS BY AMENDING SECTION 16-3-600, RELATING TO ASSAULT AND BATTERY OFFENSES, SO AS TO PROVIDE THAT A PERSON WHO UNLAWFULLY INJURES A HEALTH CARE PROFESSIONAL DURING THE COURSE OF HIS DUTIES OR INJURES A PERSON IN A HEALTH CARE FACILITY COMMITS THE OFFENSE OF ASSAULT AND BATTERY OF A HIGH AND AGGRAVATED NATURE, AND TO PROVIDE PENALTIES.

Referred to Committee on Judiciary

H. 3841 -- Reps. A. M. Morgan, May, Kilmartin, McCabe, T. A. Morgan, Beach, Burns, Long, Chumley, Magnuson, B. J. Cox, Trantham, Oremus, Pace, Harris, J. L. Johnson, White, Cromer, Pedalino, T. Moore and O'Neal: A BILL TO AMEND THE SOUTH CAROLINA CODE OF LAWS BY AMENDING SECTION 2-19-70, RELATING TO THE JUDICIAL MERIT SELECTION COMMISSION AND THE PROCESS OF PLEDGE-SEEKING AND ELECTION OF CANDIDATES FOR JUDICIAL OFFICE, SO AS TO PROHIBIT MEMBERS OF THE GENERAL ASSEMBLY FROM OFFERING PLEDGES TO VOTE FOR A CANDIDATE FOR JUDICIAL OFFICE AT ANY TIME, AND TO PROHIBIT MEMBERS OF THE GENERAL ASSEMBLY FROM SUGGESTING, ENCOURAGING, OR PRESSURING CANDIDATES FOR JUDICIAL OFFICE TO WITHDRAW AT ANY STAGE OF THE PROCEEDINGS.

Referred to Committee on Judiciary

H. 3842 -- Reps. Tedder, Collins, Gatch and Herbkersman: A JOINT RESOLUTION PROPOSING AN AMENDMENT TO SECTION 1, ARTICLE VIII-A OF THE CONSTITUTION OF SOUTH CAROLINA, RELATING TO THE POWERS OF THE GENERAL ASSEMBLY PERTAINING TO ALCOHOLIC LIQUORS AND BEVERAGES, SO AS TO DELETE THE PROVISIONS THAT

PROHIBIT THE SALE OF ALCOHOLIC BEVERAGES BETWEEN 7:00 P.M. AND 9:00 A.M.

Referred to Committee on Judiciary

H. 3843 -- Rep. Erickson: A BILL TO AMEND THE SOUTH CAROLINA CODE OF LAWS BY ADDING SECTION 59-63-25 SO AS TO PROVIDE AN OPEN ENROLLMENT OPTION IN PUBLIC SCHOOLS; BY AMENDING SECTIONS 59-63-30 AND 59-63-32, RELATING TO REQUIREMENTS FOR PUBLIC SCHOOL ENROLLMENT AND PENALTIES FOR PROVIDING FALSE INFORMATION, AND SECTION 59-63-480, RELATING TO ATTENDANCE AT SCHOOLS IN ADJACENT COUNTIES, ALL SO AS TO MAKE CONFORMING CHANGES; AND BY REPEALING SECTION 59-63-500 RELATING TO TRANSFER WITHOUT CONSENT OF SCHOOL DISTRICT OF RESIDENCE.

Referred to Committee on Education and Public Works

H. 3844 -- Reps. Pendarvis, J. Moore, Howard, Gilliard, Wetmore, Jefferson, Bustos, Dillard and W. Jones: A BILL TO AMEND THE SOUTH CAROLINA CODE OF LAWS BY ADDING SECTION 31-3-60 SO AS TO CREATE "THE EVICTION RIGHT TO COUNSEL PROGRAM" UNDER THE SOUTH CAROLINA HOUSING AUTHORITY AND TO PROVIDE FOR THE ADMINISTRATION OF THE PROGRAM.

Referred to Committee on Judiciary

H. 3845 -- Reps. W. Newton, Rutherford, Bannister, Pope, G. M. Smith, Wheeler, B. Newton, Thayer, Jordan, Wooten, Thigpen, Henegan, Davis, Erickson, T. Moore, Bradley, Hyde, Bernstein, Yow, Brittain, Elliott and A. M. Morgan: A BILL TO AMEND THE SOUTH CAROLINA CODE OF LAWS BY AMENDING SECTION 56-1-286, RELATING TO THE SUSPENSION OF LICENSES OR PERMITS OR DENIAL OF ISSUANCE OF LICENSES OR PERMITS TO PERSONS UNDER THE AGE OF TWENTY-ONE WHO DRIVE MOTOR VEHICLES AND HAVE A CERTAIN AMOUNT OF ALCOHOL CONCENTRATION, SO AS TO ALLOW PERSONS UNDER THE AGE OF TWENTY-ONE WHO ARE SERVING SUSPENSIONS OR DENIALS OF LICENSES OR PERMITS TO ENROLL IN THE IGNITION INTERLOCK DEVICE PROGRAM; BY AMENDING SECTION 56-1-385, RELATING TO THE REINSTATEMENT OF PERMANENTLY REVOKED DRIVERS' LICENSES, SO AS TO LIMIT ITS APPLICATION TO OFFENSES OCCURRING PRIOR TO OCTOBER 1, 2014; BY AMENDING SECTION 56-1-400, RELATING TO THE SURRENDER OF LICENSES AND ENDORSING SUSPENSION AND IGNITION INTERLOCK DEVICES ON LICENSES, SO AS TO REMOVE THE REQUIREMENT THAT PERSONS SEEKING TO HAVE LICENSES ISSUED MUST FIRST PROVIDE PROOF THAT FINES OWED HAVE BEEN PAID, AND TO INCLUDE A REFERENCE TO THE HABITUAL OFFENDER STATUTE; BY AMENDING SECTION 56-1-1090, RELATING TO REQUESTS FOR RESTORATION OF PRIVILEGES TO OPERATE MOTOR VEHICLES, SO AS TO ALLOW PERSONS CLASSIFIED AS HABITUAL OFFENDERS TO OBTAIN DRIVERS' LICENSES WITH INTERLOCK RESTRICTIONS IF THEY PARTICIPATE IN THE IGNITION INTERLOCK DEVICE PROGRAM; BY AMENDING SECTION 56-1-1320, RELATING TO PROVISIONAL DRIVERS' LICENSES, SO AS TO ELIMINATE PROVISIONAL LICENSES FOR FIRST OFFENSE DRIVING UNDER THE INFLUENCE UNLESS THE OFFENSE OCCURRED PRIOR TO THE EFFECTIVE DATE OF THIS ACT; BY AMENDING SECTION 56-1-1340, RELATING TO THE ISSUANCE OF LICENSES AND CONVICTIONS TO BE RECORDED, SO AS TO CONFORM INTERNAL STATUTORY REFERENCES; BY AMENDING SECTION 56-5-2941, RELATING TO IGNITION INTERLOCK DEVICES, SO AS TO INCLUDE A REFERENCE TO THE HABITUAL OFFENDER STATUTE, REMOVE EXCEPTIONS TO IGNITION INTERLOCK DEVICES FOR OFFENDERS WHO ARE NONRESIDENTS AND FIRST-TIME OFFENDERS OF DRIVING UNDER THE INFLUENCE WHO DID NOT REFUSE TO SUBMIT TO CHEMICAL TESTS AND HAD AN ALCOHOL CONCENTRATION OF FIFTEEN ONE-HUNDREDTHS OF ONE PERCENT OR MORE, REQUIRE DEVICE MANUFACTURERS PAY CERTIFICATION FEES ASSOCIATED WITH IGNITION INTERLOCK DEVICES, PERMIT THOSE DRIVERS WITH PERMANENTLY REVOKED LICENSES AFTER OCTOBER 2014 TO SEEK RELIEF AFTER FIVE YEARS, AND MAKE THE RECORDS OF THE IGNITION INTERLOCK DEVICES THE RECORDS OF THE DEPARTMENT OF PROBATION, PAROLE AND PARDON SERVICES; BY AMENDING SECTION 56-5-2951, RELATING TO TEMPORARY ALCOHOL LICENSES, SO AS TO REQUIRE IGNITION INTERLOCK DEVICE RESTRICTIONS ON TEMPORARY ALCOHOL LICENSES AND TO DELETE PROVISIONS RELATING TO ROUTE-RESTRICTED LICENSES; AND BY AMENDING SECTION 56-5-2990, RELATING TO SUSPENSION OF CONVICTED PERSONS' DRIVERS' LICENSES AND THE PERIOD OF SUSPENSION, SO AS TO REQUIRE IGNITION INTERLOCK DEVICES INSTALLED ON CERTAIN VEHICLES IF FIRST-TIME OFFENDERS OF DRIVING UNDER THE INFLUENCE SEEK TO END SUSPENSIONS.

Referred to Committee on Judiciary

H. 3846 -- Rep. Long: A BILL TO AMEND THE SOUTH CAROLINA CODE OF LAWS BY ADDING SECTION 6-11-115 SO AS TO PERMIT A SPECIAL PURPOSE DISTRICT PROVIDING WATER SERVICE WITHIN A COUNTY OF THIS STATE THAT BORDERS AN ADJOINING STATE TO, BY MAJORITY VOTE OF ITS COMMISSIONERS, BECOME A MEMBER OF AND PARTICIPATE IN A JOINT AGENCY OR AUTHORITY ORGANIZED UNDER THE LAWS OF THE ADJOINING STATE.

Referred to Committee on Labor, Commerce and Industry

H. 3847 -- Rep. Tedder: A BILL TO AMEND THE SOUTH CAROLINA CODE OF LAWS BY AMENDING SECTION 59-149-10, RELATING TO LIFE SCHOLARSHIPS, AND SECTION 59-150-370, RELATING TO HOPE SCHOLARSHIPS, BOTH SO AS TO INCREASE THE MAXIMUM AMOUNTS OF THESE SCHOLARSHIPS BY ONE THOUSAND DOLLARS.

Referred to Committee on Ways and Means

**ROLL CALL**

The roll call of the House of Representatives was taken resulting as follows:

|  |  |  |
| --- | --- | --- |
| Alexander | Anderson | Atkinson |
| Bailey | Ballentine | Bamberg |
| Bannister | Bauer | Beach |
| Bernstein | Blackwell | Bradley |
| Brewer | Brittain | Burns |
| Bustos | Calhoon | Carter |
| Caskey | Chapman | Chumley |
| Clyburn | Cobb-Hunter | Collins |
| Connell | B. J. Cox | B. L. Cox |
| Cromer | Davis | Dillard |
| Elliott | Erickson | Felder |
| Forrest | Gagnon | Garvin |
| Gatch | Gibson | Gilliam |
| Gilliard | Guest | Guffey |
| Haddon | Hager | Hardee |
| Harris | Hart | Hayes |
| Henegan | Herbkersman | Hewitt |
| Hiott | Hixon | Hosey |
| Howard | Hyde | Jefferson |
| J. E. Johnson | J. L. Johnson | S. Jones |
| W. Jones | Jordan | Kilmartin |
| King | Kirby | Landing |
| Lawson | Leber | Ligon |
| Long | Lowe | Magnuson |
| May | McCabe | McCravy |
| McDaniel | McGinnis | Mitchell |
| J. Moore | T. Moore | A. M. Morgan |
| T. A. Morgan | Moss | Murphy |
| Neese | B. Newton | Nutt |
| O'Neal | Oremus | Ott |
| Pace | Pedalino | Pendarvis |
| Pope | Rivers | Robbins |
| Rose | Rutherford | Sandifer |
| Schuessler | Sessions | G. M. Smith |
| M. M. Smith | Stavrinakis | Taylor |
| Tedder | Thayer | Thigpen |
| Vaughan | Weeks | West |
| Wetmore | Wheeler | White |
| Whitmire | Williams | Willis |
| Wooten | Yow |  |

**Total Present--119**

**LEAVE OF ABSENCE**

The SPEAKER granted Rep. CRAWFORD a leave of absence for the day due to medical reasons.

**LEAVE OF ABSENCE**

The SPEAKER granted Rep. HARTNETT a leave of absence for the day due to medical reasons.

**LEAVE OF ABSENCE**

The SPEAKER granted Rep. HENDERSON-MYERS a leave of absence for the day due to family medical reasons.

**LEAVE OF ABSENCE**

The SPEAKER granted Rep. TRANTHAM a leave of absence for the day due to medical reasons.

**LEAVE OF ABSENCE**

The SPEAKER granted Rep. W. NEWTON a leave of absence.

**DOCTOR OF THE DAY**

Announcement was made that Dr. Gerald Harmon of Georgetown was the Doctor of the Day for the General Assembly.

**CO-SPONSORS ADDED**

In accordance with House Rule 5.2 below:

**“**5.2Every bill before presentation shall have its title endorsed; every report, its title at length; every petition, memorial, or other paper, its prayer or substance; and, in every instance, the name of the member presenting any paper shall be endorsed and the papers shall be presented by the member to the Speaker at the desk. A member may add his name to a bill or resolution or a co-sponsor of a bill or resolution may remove his name at any time prior to the bill or resolution receiving passage on second reading. The member or co-sponsor shall notify the Clerk of the House in writing of his desire to have his name added or removed from the bill or resolution. The Clerk of the House shall print the member's or co-sponsor's written notification in the House Journal. The removal or addition of a name does not apply to a bill or resolution sponsored by a committee.”

**CO-SPONSOR ADDED**

|  |  |
| --- | --- |
| Bill Number: | H. 3024 |
| Date: | ADD: |
| 01/31/23 | GILLIAM |

**CO-SPONSOR ADDED**

|  |  |
| --- | --- |
| Bill Number: | H. 3038 |
| Date: | ADD: |
| 01/31/23 | GILLIAM |

**CO-SPONSOR ADDED**

|  |  |
| --- | --- |
| Bill Number: | H. 3115 |
| Date: | ADD: |
| 01/31/23 | GILLIAM |

**CO-SPONSOR ADDED**

|  |  |
| --- | --- |
| Bill Number: | H. 3116 |
| Date: | ADD: |
| 01/31/23 | GILLIAM |

**CO-SPONSORS ADDED**

|  |  |
| --- | --- |
| Bill Number: | H. 3197 |
| Date: | ADD: |
| 01/31/23 | GILLIAM, BUSTOS and LANDING |

**CO-SPONSORS ADDED**

|  |  |
| --- | --- |
| Bill Number: | H. 3209 |
| Date: | ADD: |
| 01/31/23 | MURPHY, BREWER, WILLIAMS, HENEGAN and ALEXANDER |

**CO-SPONSOR ADDED**

|  |  |
| --- | --- |
| Bill Number: | H. 3256 |
| Date: | ADD: |
| 01/31/23 | FELDER |

**CO-SPONSOR ADDED**

|  |  |
| --- | --- |
| Bill Number: | H. 3312 |
| Date: | ADD: |
| 01/31/23 | COBB-HUNTER |

**CO-SPONSOR ADDED**

|  |  |
| --- | --- |
| Bill Number: | H. 3340 |
| Date: | ADD: |
| 01/31/23 | FELDER |

**CO-SPONSORS ADDED**

|  |  |
| --- | --- |
| Bill Number: | H. 3342 |
| Date: | ADD: |
| 01/31/23 | WILLIAMS and THIGPEN |

**CO-SPONSORS ADDED**

|  |  |
| --- | --- |
| Bill Number: | H. 3343 |
| Date: | ADD: |
| 01/31/23 | WILLIAMS and THIGPEN |

**CO-SPONSOR ADDED**

|  |  |
| --- | --- |
| Bill Number: | H. 3408 |
| Date: | ADD: |
| 01/31/23 | GILLIAM |

**CO-SPONSOR ADDED**

|  |  |
| --- | --- |
| Bill Number: | H. 3447 |
| Date: | ADD: |
| 01/31/23 | GILLIAM |

**CO-SPONSORS ADDED**

|  |  |
| --- | --- |
| Bill Number: | H. 3448 |
| Date: | ADD: |
| 01/31/23 | GILLIAM, A. M. MORGAN, T. A. MORGAN, ELLIOTT, PEDALINO, MCCABE, KILMARTIN, MAY, MITCHELL, YOW, LOWE, HERBKERSMAN, J. L. JOHNSON, WHITMIRE, SANDIFER, ROBBINS and OREMUS |

**CO-SPONSORS ADDED**

|  |  |
| --- | --- |
| Bill Number: | H. 3473 |
| Date: | ADD: |
| 01/31/23 | MITCHELL and YOW |

**CO-SPONSORS ADDED**

|  |  |
| --- | --- |
| Bill Number: | H. 3475 |
| Date: | ADD: |
| 01/31/23 | MITCHELL and YOW |

**CO-SPONSORS ADDED**

|  |  |
| --- | --- |
| Bill Number: | H. 3503 |
| Date: | ADD: |
| 01/31/23 | CALHOON, LANDING, B. NEWTON, NEESE and BLACKWELL |

**CO-SPONSORS ADDED**

|  |  |
| --- | --- |
| Bill Number: | H. 3520 |
| Date: | ADD: |
| 01/31/23 | WILLIAMS and THIGPEN |

**CO-SPONSOR ADDED**

|  |  |
| --- | --- |
| Bill Number: | H. 3526 |
| Date: | ADD: |
| 01/31/23 | HARRIS |

**CO-SPONSOR ADDED**

|  |  |
| --- | --- |
| Bill Number: | H. 3549 |
| Date: | ADD: |
| 01/31/23 | O'NEAL |

**CO-SPONSOR ADDED**

|  |  |
| --- | --- |
| Bill Number: | H. 3591 |
| Date: | ADD: |
| 01/31/23 | FELDER |

**CO-SPONSOR ADDED**

|  |  |
| --- | --- |
| Bill Number: | H. 3594 |
| Date: | ADD: |
| 01/31/23 | GIBSON |

**CO-SPONSORS ADDED**

|  |  |
| --- | --- |
| Bill Number: | H. 3595 |
| Date: | ADD: |
| 01/31/23 | WILLIAMS and THIGPEN |

**CO-SPONSORS ADDED**

|  |  |
| --- | --- |
| Bill Number: | H. 3605 |
| Date: | ADD: |
| 01/31/23 | BLACKWELL, FORREST, B. NEWTON, CASKEY and LIGON |

**CO-SPONSOR ADDED**

|  |  |
| --- | --- |
| Bill Number: | H. 3612 |
| Date: | ADD: |
| 01/31/23 | GIBSON |

**CO-SPONSORS ADDED**

|  |  |
| --- | --- |
| Bill Number: | H. 3614 |
| Date: | ADD: |
| 01/31/23 | CASKEY, BALLENTINE and WILLIAMS |

**CO-SPONSORS ADDED**

|  |  |
| --- | --- |
| Bill Number: | H. 3618 |
| Date: | ADD: |
| 01/31/23 | WILLIAMS and THIGPEN |

**CO-SPONSORS ADDED**

|  |  |
| --- | --- |
| Bill Number: | H. 3682 |
| Date: | ADD: |
| 01/31/23 | HEWITT and BAUER |

**CO-SPONSOR ADDED**

|  |  |
| --- | --- |
| Bill Number: | H. 3691 |
| Date: | ADD: |
| 01/31/23 | WHITE |

**CO-SPONSOR ADDED**

|  |  |
| --- | --- |
| Bill Number: | H. 3726 |
| Date: | ADD: |
| 01/31/23 | SANDIFER |

**CO-SPONSOR ADDED**

|  |  |
| --- | --- |
| Bill Number: | H. 3737 |
| Date: | ADD: |
| 01/31/23 | ALEXANDER |

**CO-SPONSOR ADDED**

|  |  |
| --- | --- |
| Bill Number: | H. 3750 |
| Date: | ADD: |
| 01/31/23 | ALEXANDER |

**CO-SPONSOR ADDED**

|  |  |
| --- | --- |
| Bill Number: | H. 3773 |
| Date: | ADD: |
| 01/31/23 | GILLIAM |

**CO-SPONSOR ADDED**

|  |  |
| --- | --- |
| Bill Number: | H. 3774 |
| Date: | ADD: |
| 01/31/23 | FELDER |

**CO-SPONSOR ADDED**

|  |  |
| --- | --- |
| Bill Number: | H. 3775 |
| Date: | ADD: |
| 01/31/23 | GILLIAM |

**CO-SPONSORS ADDED**

|  |  |
| --- | --- |
| Bill Number: | H. 3786 |
| Date: | ADD: |
| 01/31/23 | LEBER and ALEXANDER |

**CO-SPONSORS ADDED**

|  |  |
| --- | --- |
| Bill Number: | H. 3805 |
| Date: | ADD: |
| 01/31/23 | HENEGAN and WILLIAMS |

**CO-SPONSORS ADDED**

|  |  |
| --- | --- |
| Bill Number: | H. 3830 |
| Date: | ADD: |
| 01/31/23 | BANNISTER, COLLINS, WEST, OREMUS and JORDAN |

**CO-SPONSOR ADDED**

|  |  |
| --- | --- |
| Bill Number: | H. 3832 |
| Date: | ADD: |
| 01/31/23 | HARRIS |

**LEAVE OF ABSENCE**

The SPEAKER granted Rep. MOSS a leave of absence for the remainder of the day to attend a funeral.

**H. 3703--SENATE AMENDMENTS CONCURRED IN**

The Senate Amendments to the following Concurrent Resolution were taken up for consideration:

H. 3703 -- Reps. Whitmire, King, McGinnis and Rose: A CONCURRENT RESOLUTION TO FIX 12:00 NOON ON WEDNESDAY, FEBRUARY 1, 2023, AS THE TIME TO ELECT ONE AT-LARGE MEMBER TO THE BOARD OF VISITORS FOR THE CITADEL FOR A TERM TO EXPIRE JUNE 30, 2028; FOR THE PURPOSE OF ELECTING THREE AT-LARGE MEMBERS TO THE BOARD OF TRUSTEES FOR CLEMSON UNIVERSITY FOR TERMS TO EXPIRE JUNE 30, 2026; FOR THE PURPOSE OF ELECTING A MEMBER TO THE BOARD OF TRUSTEES OF LANDER UNIVERSITY TO FILL THE TERM OF THE MEMBER FOR THE AT-LARGE SEAT 8, WHOSE TERM WILL EXPIRE JUNE 30, 2026, THE TERM OF THE MEMBER FOR THE AT-LARGE SEAT 9, WHOSE TERM WILL EXPIRE JUNE 30, 2026, THE TERM OF THE MEMBER FOR THE AT-LARGE SEAT 10, WHOSE TERM WILL EXPIRE JUNE 30, 2026, THE TERM OF THE MEMBER FOR THE AT-LARGE SEAT 11, WHOSE TERM WILL EXPIRE JUNE 30, 2026, THE TERM OF THE MEMBER FOR THE AT-LARGE SEAT 12, WHOSE TERM WILL EXPIRE JUNE 30, 2026, THE TERM OF THE MEMBER FOR THE AT-LARGE SEAT 13, WHOSE TERM WILL EXPIRE JUNE 30, 2026, THE TERM OF THE MEMBER FOR THE AT-LARGE SEAT 14, WHOSE TERM WILL EXPIRE JUNE 30, 2026, AND THE TERM OF THE MEMBER FOR THE AT-LARGE SEAT 15, WHOSE TERM WILL EXPIRE JUNE 30, 2026; FOR THE PURPOSE OF ELECTING A MEMBER TO THE BOARD OF TRUSTEES FOR THE UNIVERSITY OF SOUTH CAROLINA TO FILL THE TERM OF THE MEMBER FOR THE FIRST JUDICIAL CIRCUIT, FOR A TERM TO EXPIRE JUNE 30, 2026, THE MEMBER FOR THE THIRD JUDICIAL CIRCUIT, FOR A TERM TO EXPIRE JUNE 30, 2026, THE MEMBER FOR THE FIFTH JUDICIAL CIRCUIT, FOR A TERM TO EXPIRE JUNE 30, 2026, THE MEMBER FOR THE SEVENTH JUDICIAL CIRCUIT, FOR A TERM TO EXPIRE JUNE 30, 2026, THE MEMBER FOR THE NINTH JUDICIAL CIRCUIT, FOR A TERM TO EXPIRE JUNE 30, 2026, THE MEMBER FOR THE ELEVENTH JUDICIAL CIRCUIT, FOR A TERM TO EXPIRE JUNE 30, 2026, THE MEMBER FOR THE TWELFTH JUDICIAL CIRCUIT, FOR A TERM TO EXPIRE JUNE 30, 2026, AND THE MEMBER FOR THE THIRTEENTH JUDICIAL CIRCUIT, FOR A TERM TO EXPIRE JUNE 30, 2026; AND FOR THE PURPOSE OF ELECTING TWO AT-LARGE MEMBERS TO THE BOARD OF TRUSTEES FOR THE WIL LOU GRAY OPPORTUNITY SCHOOL, WHOSE TERMS WILL EXPIRE JUNE 30, 2026.

The Senate amendments to the Concurrent Resolution were agreed to and a message was sent to the Senate accordingly.

**H. 3122--AMENDED AND ORDERED TO THIRD READING**

The following Bill was taken up:

H. 3122 -- Reps. J. E. Johnson and W. Newton: A BILL TO AMEND THE SOUTH CAROLINA CODE OF LAWS BY REPEALING SECTION 1-7-730 RELATING TO THE EXAMINATION OF THE OFFICES OF COUNTY OFFICERS.

The Committee on Judiciary proposed the following Amendment   
No. 1 to H. 3122 (LC-3122.SA0001H), which was adopted:

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

SECTION X. Section 44-11-110 of the S.C. Code is repealed.

Renumber sections to conform.

Amend title to conform.

Rep. JORDAN explained the amendment.

The amendment was then adopted.

The question recurred to the passage of the Bill.

The yeas and nays were taken resulting as follows:

Yeas 111; Nays 0

Those who voted in the affirmative are:

|  |  |  |
| --- | --- | --- |
| Alexander | Anderson | Atkinson |
| Bailey | Ballentine | Bamberg |
| Bannister | Bauer | Beach |
| Bernstein | Blackwell | Bradley |
| Brewer | Brittain | Burns |
| Bustos | Calhoon | Carter |
| Caskey | Chapman | Chumley |
| Clyburn | Cobb-Hunter | Collins |
| Connell | B. J. Cox | B. L. Cox |
| Cromer | Davis | Dillard |
| Elliott | Erickson | Felder |
| Forrest | Gagnon | Garvin |
| Gibson | Gilliam | Gilliard |
| Guest | Guffey | Haddon |
| Hager | Hardee | Harris |
| Hart | Hayes | Henegan |
| Herbkersman | Hewitt | Hiott |
| Hixon | Hosey | Howard |
| Hyde | Jefferson | J. E. Johnson |
| J. L. Johnson | S. Jones | W. Jones |
| Jordan | Kilmartin | King |
| Kirby | Landing | Lawson |
| Leber | Ligon | Long |
| Lowe | Magnuson | May |
| McCabe | McCravy | McDaniel |
| Mitchell | T. Moore | A. M. Morgan |
| T. A. Morgan | Murphy | Neese |
| B. Newton | Nutt | O'Neal |
| Oremus | Ott | Pace |
| Pedalino | Pope | Robbins |
| Rose | Rutherford | Sandifer |
| Schuessler | Sessions | G. M. Smith |
| M. M. Smith | Stavrinakis | Taylor |
| Tedder | Thayer | Thigpen |
| Vaughan | Weeks | West |
| Wheeler | White | Whitmire |
| Williams | Wooten | Yow |

**Total--111**

Those who voted in the negative are:

**Total--0**

So, the Bill, as amended, was read the second time and ordered to third reading.

**RECORD FOR VOTING**

I was on excused leave on January 31, 2023.  If I had been present, I would have voted to give second reading to H. 3122 as it implements recommendations from the House Legislative Oversight Committee’s studies of the Attorney General Office and Commission on Prosecution Coordination.

Rep. Wm. Weston Newton

**H. 3209--AMENDED AND INTERRUPTED DEBATE**

The following Joint Resolution was taken up:

H. 3209 -- Reps. Jordan, Murphy, Brewer, Williams, Henegan and Alexander: A JOINT RESOLUTION TO EXTEND CERTAIN GOVERNMENTAL APPROVALS AFFECTING ECONOMIC DEVELOPMENT WITHIN THE STATE.

The Committee on Judiciary proposed the following Amendment   
No. 1 to H. 3209 (LC-3209.VR0008H), which was adopted:

Amend the joint resolution, as and if amended, SECTION 2, item (3), by striking subitems (a) through (i) and inserting:

(a) a water or wastewater permit issued by the department, including authorization for construction and installation of lines and infrastructure extending water and sewer service and authorization connect to available or proposed lines and infrastructure;

(b) a critical area permit issued by the department’s Office of Ocean and Coastal Resource Management; and

(c) an air quality permit issued by the department.

Amend the joint resolution further, by striking SECTION 3 and inserting:

SECTION 3. This joint resolution is intended to apply retroactively. For development approval that is current and valid at any point during the period beginning January 1, 2020, and ending December 31, 2023, the running of the period of the development approval and any associated vested right is suspended during the period beginning January 1, 2020, and ending December 31, 2023.

Amend the joint resolution further, SECTION 4, by adding an item to read:

(2) extend a permit or approval issued by the department pursuant to authority delegated by the United States or its agencies or instrumentalities;

Renumber sections to conform.

Amend title to conform.

Rep. JORDAN explained the amendment.

The amendment was then adopted.

Rep. JORDAN proposed the following Amendment No. 2 to H. 3209 (LC-3209.AHB0010H), which was adopted:

Amend the joint resolution, as and if amended, SECTION 2, by striking item (3) and inserting:

(3) “Development approval” means an approval issued by the State, an agency or subdivision of the State, regardless of the form of the approval, that is for the development of land or for the provision of water or wastewater services by a governmental entity, including:

(a) a water or wastewater permit issued by the department, including authorization for construction and installation of lines and infrastructure extending water and sewer service and authorization connect to available or proposed lines and infrastructure;

(b) a critical area permit issued by the department’s Office of Ocean and Coastal Resource Management; and

(c) an air quality permit issued by the department.

Renumber sections to conform.

Amend title to conform.

Rep. JORDAN explained the amendment.

The amendment was then adopted.

Rep. MAGNUSON proposed the following Amendment No. 3 to   
H. 3209 (LC-3209.AHB0012H), which was adopted:

Amend the joint resolution, before the enacting words, by striking the first paragraph and inserting:

Whereas, a state of economic emergency existed in the State of South Carolina and the nation, which drastically affected various segments of the South Carolina economy; and

Amend the joint resolution further, before the enacting words, by striking the second paragraph and inserting:

Whereas, the state of emergency for COVID-19 is no longer in effect; however, as a result of the pandemic, the economy experienced a decline, including reduced demand, canceled orders, declining sales and rentals, and layoffs; and

Renumber sections conform.

Amend title to conform.

Rep. MAGNUSON explained the amendment.

The amendment was then adopted.

Reps. MAGNUSON and S. JONES proposed the following Amendment No. 4 to H. 3209 (LC-3209.VR0019H):

Amend the joint resolution, before the enacting words, after the first paragraph by adding:

Whereas, the General Assembly recognizes that government overreach was a substantial contributing factor the state of economic emergency and greater freedom is a path to greater prosperity; and

Renumber sections to conform.

Amend title to conform.

Rep. MAGNUSON explained the amendment.

**POINT OF ORDER**

Rep. KING raised the Point of Order under Rule 9.3 that Amendment No. 4 is not germane to H. 3209.

Rep. MAGNUSON spoke against the Point.

The SPEAKER stated that he must look at the substantial effect and impact of the Amendment and the Joint Resolution.  He stated that Amendment No. 4 was germane, and he overruled the Point of Order.

Rep. MAGNUSON continued speaking.

Further proceedings were interrupted by expiration of time on the uncontested Calendar, the pending question being consideration of Amendment No. 4.

**RECURRENCE TO THE MORNING HOUR**

Rep. FORREST moved that the House recur to the morning hour, which was agreed to.

**H. 3209--ORDERED TO THIRD READING**

Debate was resumed on the following Joint Resolution, the pending question being the consideration of Amendment No. 4:

H. 3209 -- Reps. Jordan, Murphy, Brewer, Williams and Henegan: A JOINT RESOLUTION TO EXTEND CERTAIN GOVERNMENTAL APPROVALS AFFECTING ECONOMIC DEVELOPMENT WITHIN THE STATE.

Reps. MAGNUSON and S. JONES proposed the following Amendment No. 4 to H. 3209 (LC-3209.VR0019H), which was tabled:

Amend the joint resolution, before the enacting words, after the first paragraph by adding:

Whereas, the General Assembly recognizes that government overreach was a substantial contributing factor the state of economic emergency and greater freedom is a path to greater prosperity; and

Renumber sections to conform.

Amend title to conform.

Rep. BAMBERG spoke against the amendment.

Rep. OTT spoke against the amendment.

Rep. MAGNUSON spoke in favor of the amendment.

Rep. OTT moved to table the amendment.

Rep. MAY demanded the yeas and nays which were taken, resulting as follows:

Yeas 74; Nays 28

Those who voted in the affirmative are:

|  |  |  |
| --- | --- | --- |
| Anderson | Atkinson | Bailey |
| Ballentine | Bamberg | Bauer |
| Bernstein | Blackwell | Bradley |
| Brewer | Brittain | Bustos |
| Calhoon | Carter | Caskey |
| Chapman | Clyburn | Cobb-Hunter |
| Collins | Connell | B. L. Cox |
| Davis | Dillard | Erickson |
| Felder | Gagnon | Garvin |
| Gatch | Gibson | Gilliard |
| Guest | Guffey | Hager |
| Hardee | Hart | Hayes |
| Henegan | Hewitt | Hixon |
| Hosey | Howard | Hyde |
| Jefferson | J. E. Johnson | W. Jones |
| King | Kirby | McDaniel |
| McGinnis | T. Moore | Murphy |
| Neese | B. Newton | Ott |
| Pedalino | Pendarvis | Pope |
| Robbins | Rose | Rutherford |
| Sandifer | Schuessler | Sessions |
| M. M. Smith | Stavrinakis | Taylor |
| Tedder | Thayer | Thigpen |
| Weeks | West | Wetmore |
| Williams | Wooten |  |

**Total--74**

Those who voted in the negative are:

|  |  |  |
| --- | --- | --- |
| Beach | Burns | Chumley |
| B. J. Cox | Cromer | Elliott |
| Gilliam | Haddon | Harris |
| S. Jones | Kilmartin | Landing |
| Lawson | Leber | Long |
| Magnuson | May | McCabe |
| McCravy | A. M. Morgan | T. A. Morgan |
| Nutt | O'Neal | Oremus |
| Pace | White | Whitmire |
| Willis |  |  |

**Total--28**

So, the amendment was tabled.

The question recurred to the passage of the Joint Resolution.

The yeas and nays were taken resulting as follows:

Yeas 112; Nays 0

Those who voted in the affirmative are:

|  |  |  |
| --- | --- | --- |
| Alexander | Anderson | Atkinson |
| Bailey | Ballentine | Bamberg |
| Bauer | Beach | Bernstein |
| Blackwell | Bradley | Brewer |
| Brittain | Burns | Bustos |
| Calhoon | Carter | Caskey |
| Chapman | Chumley | Clyburn |
| Cobb-Hunter | Collins | Connell |
| B. J. Cox | B. L. Cox | Cromer |
| Davis | Dillard | Elliott |
| Erickson | Felder | Forrest |
| Gagnon | Garvin | Gatch |
| Gibson | Gilliam | Gilliard |
| Guest | Guffey | Haddon |
| Hager | Hardee | Harris |
| Hart | Hayes | Henegan |
| Herbkersman | Hixon | Hosey |
| Howard | Hyde | Jefferson |
| J. E. Johnson | S. Jones | W. Jones |
| Jordan | Kilmartin | King |
| Kirby | Landing | Lawson |
| Leber | Ligon | Long |
| Lowe | Magnuson | May |
| McCabe | McCravy | McDaniel |
| McGinnis | Mitchell | T. Moore |
| A. M. Morgan | T. A. Morgan | Murphy |
| Neese | B. Newton | Nutt |
| O'Neal | Oremus | Ott |
| Pace | Pedalino | Pendarvis |
| Pope | Robbins | Rose |
| Rutherford | Sandifer | Schuessler |
| Sessions | G. M. Smith | M. M. Smith |
| Stavrinakis | Taylor | Tedder |
| Thayer | Thigpen | Vaughan |
| Weeks | West | Wetmore |
| Wheeler | White | Whitmire |
| Williams | Willis | Wooten |
| Yow |  |  |

**Total--112**

Those who voted in the negative are:

**Total--0**

So, the Joint Resolution, as amended, was read the second time and ordered to third reading.

**RECORD FOR VOTING**

 I was on excused leave on January 31, 2023.  If I had been present, I would have voted to give second reading to H. 3209, the “Permit Extension Joint Resolution Act of 2023.”

Rep. Wm. Weston Newton

**H. 3503--REQUESTS FOR DEBATE**

The following Bill was taken up:

H. 3503 -- Reps. Gilliam, Pope, Taylor, Chumley, Haddon, McCravy, Oremus, Hiott, Burns, Wooten, Hixon, Bailey, Caskey, Thayer, Trantham, Forrest, Yow, S. Jones, Sessions, Guffey, Lawson, Chapman, Leber, O'Neal, Vaughan, Robbins, B. J. Cox, M. M. Smith, Davis, Brewer, Murphy, Whitmire, Ligon, Felder, Mitchell, Hager, Connell, Carter, West, Calhoon, B. Newton, Neese, Landing and Blackwell: A BILL TO AMEND THE SOUTH CAROLINA CODE OF LAWS BY AMENDING SECTION 44-53-190, RELATING TO SCHEDULE I SUBSTANCES, SO AS TO ADD FENTANYL-RELATED SUBSTANCES; BY AMENDING SECTION 44-53-370, RELATING TO PROHIBITED ACTS AND PENALTIES, SO AS TO ADD AN OFFENSE FOR TRAFFICKING IN FENTANYL; AND BY AMENDING SECTION 16-1-60, RELATING TO VIOLENT CRIMES, SO AS TO ADD TRAFFICKING IN FENTANYL.

Reps. J. E. JOHNSON, RUTHERFORD, FORREST, POPE, BAMBERG, HIXON, SESSIONS, GUFFEY, B. NEWTON, M. M. SMITH, BRITTAIN, BLACKWELL, THAYER, HARDEE, MCCRAVY, HIOTT, HOSEY, HART, MITCHELL, GUEST, LAWSON, GILLIAM and YOW requested debate on the Bill.

**H. 3614--ORDERED TO THIRD READING**

The following Bill was taken up:

H. 3614 -- Reps. Ott, Sandifer, West, Blackwell, Kirby, Caskey, Ballentine and Williams: A BILL TO AMEND THE SOUTH CAROLINA CODE OF LAWS BY ENACTING THE "RATE PAYER PROTECTION ACT"; BY ADDING SECTION 8-27-70 SO AS TO PROVIDE DEFINITIONS; BY ADDING SECTION 8-27-80 SO AS TO PROHIBIT A PUBLIC UTILITY FROM TAKING ADVERSE EMPLOYMENT ACTION AGAINST AN EMPLOYEE WHO REPORTED WRONGDOING BY THE PUBLIC UTILITY TO THE OFFICE OF REGULATORY STAFF; AND BY ADDING SECTION 8-27-90 SO AS TO PROVIDE REMEDIES IF A PUBLIC UTILITY TAKES ADVERSE EMPLOYMENT ACTION AGAINST AN EMPLOYEE WHO REPORTED WRONGDOING.

Rep. OTT explained the Bill.

The yeas and nays were taken resulting as follows:

Yeas 114; Nays 0

Those who voted in the affirmative are:

|  |  |  |
| --- | --- | --- |
| Alexander | Anderson | Atkinson |
| Bailey | Ballentine | Bamberg |
| Bannister | Bauer | Beach |
| Bernstein | Blackwell | Bradley |
| Brewer | Brittain | Burns |
| Bustos | Calhoon | Carter |
| Caskey | Chapman | Chumley |
| Clyburn | Cobb-Hunter | Collins |
| Connell | B. J. Cox | B. L. Cox |
| Cromer | Davis | Dillard |
| Elliott | Erickson | Felder |
| Forrest | Gagnon | Garvin |
| Gatch | Gibson | Gilliam |
| Gilliard | Guest | Guffey |
| Haddon | Hager | Hardee |
| Harris | Hart | Hayes |
| Henegan | Hewitt | Hiott |
| Hixon | Hosey | Hyde |
| Jefferson | J. E. Johnson | S. Jones |
| W. Jones | Jordan | Kilmartin |
| King | Kirby | Landing |
| Lawson | Leber | Ligon |
| Long | Lowe | Magnuson |
| May | McCabe | McCravy |
| McDaniel | McGinnis | Mitchell |
| T. Moore | A. M. Morgan | T. A. Morgan |
| Murphy | Neese | B. Newton |
| Nutt | O'Neal | Oremus |
| Ott | Pace | Pedalino |
| Pendarvis | Pope | Rivers |
| Robbins | Rose | Rutherford |
| Sandifer | Schuessler | Sessions |
| G. M. Smith | M. M. Smith | Stavrinakis |
| Taylor | Tedder | Thayer |
| Thigpen | Vaughan | Weeks |
| West | Wetmore | Wheeler |
| White | Whitmire | Williams |
| Willis | Wooten | Yow |

**Total--114**

Those who voted in the negative are:

**Total--0**

So, the Bill was read the second time and ordered to third reading.

**RECORD FOR VOTING**

I was on excused leave on January 31, 2023. If I had been present, I would have voted to give second reading to H. 3614, the “Rate Payer Protection Act.”

Rep. Wm. Weston Newton

**H. 3605--AMENDED AND ORDERED TO THIRD READING**

The following Bill was taken up:

H. 3605 -- Reps. G. M. Smith, Sandifer, Carter, Kirby, Oremus, Magnuson, Pace, Long, Elliott, Burns, May, Beach, Forrest, Blackwell, B. Newton, Caskey and Ligon: A BILL TO AMEND THE SOUTH CAROLINA CODE OF LAWS BY AMENDING SECTION 40-1-80, RELATING TO INVESTIGATIONS OF LICENSEES, SO AS TO REQUIRE THE DIRECTOR TO SEND INFORMATION REGARDING AN INVESTIGATION TO THE LICENSEE; BY ADDING SECTION 40-1-85 SO AS TO ESTABLISH INFORMAL CONFERENCES; BY AMENDING SECTION 40-1-90, RELATING TO DISCIPLINARY ACTION PROCEEDINGS, SO AS TO ALLOW A LICENSEE TO REQUEST CERTIFICATION OF AN INVESTIGATION FROM THE DIRECTOR; AND BY AMENDING SECTION 40-1-140, RELATING TO EFFECT OF PRIOR CRIMINAL CONVICTIONS OF APPLICANTS, SO AS TO PROHIBIT THE DENIAL OF A LICENSE BASED SOLELY OR IN PART ON A PRIOR CRIMINAL CONVICTION IN CERTAIN CIRCUMSTANCES.

The Committee on Labor, Commerce and Industry proposed the following Amendment No. 1 to H. 3605 (LC-3605.PH0002H), which was adopted:

Amend the bill, as and if amended, SECTION 1, by striking Section 40-1-80(B)(1) and (2) and inserting:

(1) a letter advising the licensee that a complaint has been filed and that an investigation has been initiated and a request that the licensee respond in writing in fourteen days;

(2) a copy of the complaint;

(3) the name of the complainant, unless the board believes good cause exists withhold the name of the complainant; and

(4) all materials filed with the complaint.

Amend the bill further, SECTION 1, by deleting Section 40-1-80(D).

Amend the bill further, by deleting SECTION 2.

Amend the bill further, SECTION 3, by striking Section 40-1-90(A) and inserting:

(A) The director shall review any case that the board recommends for a formal complaint to ensure the department mailed the notice of the investigation to the licensee and provided the licensee with opportunity to respond. This shall occur before the formal complaint is issued. The director shall verify that:

(1) the department mailed a copy of the complaint to the licensee;

(2) the name of the complainant was provided to the licensee, unless good cause existed to withhold the name of the complainant;

(3) the licensee was notified of the opportunity to provide a response to the complaint; and

(4) the licensee’s response was included and considered in the investigative file.

If the director determines that any of these procedural steps were not followed in the investigative process, the issuance of the formal complaint shall be held until such time as the procedural defects may be rectified. Nothing in this section should be construed to require the director’s review if a case is disposed of by any means other than issuance of a formal complaint.

Renumber sections to conform.

Amend title to conform.

Rep. BLACKWELL explained the amendment.

The amendment was then adopted.

Rep. BLACKWELL explained the Bill.

The question recurred to the passage of the Bill.

The yeas and nays were taken resulting as follows:

Yeas 114; Nays 0

Those who voted in the affirmative are:

|  |  |  |
| --- | --- | --- |
| Alexander | Anderson | Atkinson |
| Bailey | Ballentine | Bannister |
| Bauer | Beach | Bernstein |
| Blackwell | Bradley | Brewer |
| Brittain | Burns | Bustos |
| Calhoon | Carter | Caskey |
| Chapman | Chumley | Clyburn |
| Cobb-Hunter | Collins | Connell |
| B. J. Cox | B. L. Cox | Cromer |
| Davis | Dillard | Elliott |
| Erickson | Felder | Forrest |
| Gagnon | Garvin | Gatch |
| Gibson | Gilliam | Gilliard |
| Guest | Guffey | Haddon |
| Hager | Hardee | Harris |
| Hart | Hayes | Henegan |
| Hewitt | Hiott | Hixon |
| Hosey | Howard | Hyde |
| Jefferson | J. E. Johnson | S. Jones |
| W. Jones | Jordan | Kilmartin |
| King | Kirby | Landing |
| Lawson | Leber | Ligon |
| Long | Lowe | Magnuson |
| May | McCabe | McCravy |
| McDaniel | McGinnis | Mitchell |
| T. Moore | A. M. Morgan | T. A. Morgan |
| Murphy | Neese | B. Newton |
| Nutt | O'Neal | Oremus |
| Ott | Pace | Pedalino |
| Pendarvis | Pope | Rivers |
| Robbins | Rose | Rutherford |
| Sandifer | Schuessler | Sessions |
| G. M. Smith | M. M. Smith | Stavrinakis |
| Taylor | Tedder | Thayer |
| Thigpen | Vaughan | Weeks |
| West | Wetmore | Wheeler |
| White | Whitmire | Williams |
| Willis | Wooten | Yow |

**Total--114**

Those who voted in the negative are:

**Total--0**

So, the Bill, as amended, was read the second time and ordered to third reading.

**RECORD FOR VOTING**

I was on excused leave on January 31, 2023.  If I had been present, I would have voted to give second reading to H. 3605.

Rep. Wm. Weston Newton

**S. 381--RECALLED FROM COMMITTEE ON WAYS AND MEANS**

On motion of Rep. BANNISTER, with unanimous consent, the following Bill was ordered recalled from the Committee on Ways and Means:

S. 381 -- Senators Peeler, Verdin, Alexander, Martin and Malloy: A BILL TO RATIFY AN AMENDMENT TO SECTION 36(A), ARTICLE III OF THE CONSTITUTION OF SOUTH CAROLINA, 1895, RELATING TO THE GENERAL RESERVE FUND, SO AS TO INCREASE FROM FIVE TO SEVEN PERCENT THE AMOUNT OF STATE GENERAL FUND REVENUE IN THE LATEST COMPLETED FISCAL YEAR REQUIRED TO BE HELD IN THE GENERAL RESERVE FUND; AND TO RATIFY AN AMENDMENT TO SECTION 36(B) OF ARTICLE III, RELATING TO THE CAPITAL RESERVE FUND, SO AS TO INCREASE FROM TWO TO THREE PERCENT THE AMOUNT OF STATE GENERAL FUND REVENUE IN THE LATEST COMPLETED FISCAL YEAR REQUIRED TO BE HELD IN THE CAPITAL RESERVE FUND AND TO PROVIDE THAT THE FIRST USE OF THE CAPITAL RESERVE FUND MUST BE TO OFFSET MIDYEAR BUDGET REDUCTIONS.

**H. 3581--ADOPTED AND SENT TO SENATE**

The following Concurrent Resolution was taken up:

H. 3581 -- Rep. Dillard: A CONCURRENT RESOLUTION TO REQUEST THE DEPARTMENT OF MOTOR VEHICLES NAME ITS FACILITY LOCATED AT 122 EDGEWORTH STREET IN THE CITY OF GREENVILLE IN GREENVILLE COUNTY IN HONOR OF CONGRESSIONAL MEDAL OF HONOR RECIPIENT LIEUTENANT MICHAEL EDWARD THORNTON, UNITED STATES NAVY.

The Concurrent Resolution was adopted and sent to the Senate.

Rep. FORREST moved that the House do now adjourn, which was agreed to.

**ADJOURNMENT**

At 1:36 p.m. the House, in accordance with the motion of Rep. THAYER, adjourned in memory of Richard Shirley, to meet at 10:00 a.m. tomorrow.

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