~~Indicates Matter Stricken~~

Indicates New Matter

The House assembled at 10:00 a.m.

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

Our thought for today is from Psalm 107:6: “Then they cried out to the Lord in their trouble, and he delivered them from their distress.”

Let us pray. Blessings and glory and honor be with these Representatives and Staff as they continue the work of the people of South Carolina. Come Holy Spirit, give these women and men the courage to bear witness to the wonderful things You have created. You have done marvelous things for these people. Look in favor upon our first responders and defenders of freedom. Let Your light shine upon our World, Nation, President, State, Governor, Speaker, Staff, and all who serve in these Halls of Government. Protect them from evil. 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 yesterday, the SPEAKER ordered it confirmed.

**MOTION ADOPTED**

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

**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 |
| 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 |
| 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 | 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 | Yow |  |

**Total Present--122**

**STATEMENT OF ATTENDANCE**

Reps. CRAWFORD, CHUMLEY and T. A. MORGAN signed a statement with the Clerk that they came in after the roll call of the House and were present for the Session on Tuesday, March 28.

**LEAVE OF ABSENCE**

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

**DOCTOR OF THE DAY**

Announcement was made that Dr. Savannah Hurt of Charleston was the Doctor of the Day for the General Assembly.

**SPECIAL PRESENTATION**

Rep. S. JONES presented to the House the Laurens Academy Volleyball Team, coaches, and other school officials.

**SPECIAL PRESENTATION**

Rep. SANDIFER presented to the House the West-Oak High School Wrestling Team, coaches, and other school officials.

**SPECIAL PRESENTATION**

Rep. CROMER presented to the House the Wren High School Basketball Team, coaches, and other school officials.

**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. 3096 |
| Date: | ADD: |
| 03/29/23 | CHAPMAN |

**CO-SPONSORS ADDED**

|  |  |
| --- | --- |
| Bill Number: | H. 3121 |
| Date: | ADD: |
| 03/29/23 | BREWER and ROBBINS |

**CO-SPONSOR ADDED**

|  |  |
| --- | --- |
| Bill Number: | H. 3253 |
| Date: | ADD: |
| 03/29/23 | ROBBINS |

**CO-SPONSOR ADDED**

|  |  |
| --- | --- |
| Bill Number: | H. 3338 |
| Date: | ADD: |
| 03/29/23 | KING |

**CO-SPONSOR ADDED**

|  |  |
| --- | --- |
| Bill Number: | H. 3394 |
| Date: | ADD: |
| 03/29/23 | ROBBINS |

**CO-SPONSOR ADDED**

|  |  |
| --- | --- |
| Bill Number: | H. 3428 |
| Date: | ADD: |
| 03/29/23 | KING |

**CO-SPONSOR ADDED**

|  |  |
| --- | --- |
| Bill Number: | H. 3517 |
| Date: | ADD: |
| 03/29/23 | KING |

**CO-SPONSORS ADDED**

|  |  |
| --- | --- |
| Bill Number: | H. 3553 |
| Date: | ADD: |
| 03/29/23 | ROBBINS and BREWER |

**CO-SPONSORS ADDED**

|  |  |
| --- | --- |
| Bill Number: | H. 3554 |
| Date: | ADD: |
| 03/29/23 | ROBBINS and BREWER |

**CO-SPONSORS ADDED**

|  |  |
| --- | --- |
| Bill Number: | H. 3555 |
| Date: | ADD: |
| 03/29/23 | ROBBINS and BREWER |

**CO-SPONSORS ADDED**

|  |  |
| --- | --- |
| Bill Number: | H. 3556 |
| Date: | ADD: |
| 03/29/23 | ROBBINS and BREWER |

**CO-SPONSORS ADDED**

|  |  |
| --- | --- |
| Bill Number: | H. 3557 |
| Date: | ADD: |
| 03/29/23 | ROBBINS and BREWER |

**CO-SPONSORS ADDED**

|  |  |
| --- | --- |
| Bill Number: | H. 3558 |
| Date: | ADD: |
| 03/29/23 | ROBBINS and BREWER |

**CO-SPONSORS ADDED**

|  |  |
| --- | --- |
| Bill Number: | H. 3583 |
| Date: | ADD: |
| 03/29/23 | ROBBINS and BALLENTINE |

**CO-SPONSOR ADDED**

|  |  |
| --- | --- |
| Bill Number: | H. 3593 |
| Date: | ADD: |
| 03/29/23 | LONG |

**CO-SPONSOR ADDED**

|  |  |
| --- | --- |
| Bill Number: | H. 3665 |
| Date: | ADD: |
| 03/29/23 | KING |

**CO-SPONSORS ADDED**

|  |  |
| --- | --- |
| Bill Number: | H. 3690 |
| Date: | ADD: |
| 03/29/23 | BLACKWELL and CASKEY |

**CO-SPONSORS ADDED**

|  |  |
| --- | --- |
| Bill Number: | H. 3691 |
| Date: | ADD: |
| 03/29/23 | LONG and CASKEY |

**CO-SPONSORS ADDED**

|  |  |
| --- | --- |
| Bill Number: | H. 3695 |
| Date: | ADD: |
| 03/29/23 | LONG, CHAPMAN and HARTNETT |

**CO-SPONSORS ADDED**

|  |  |
| --- | --- |
| Bill Number: | H. 3782 |
| Date: | ADD: |
| 03/29/23 | BLACKWELL and OREMUS |

**CO-SPONSOR ADDED**

|  |  |
| --- | --- |
| Bill Number: | H. 3784 |
| Date: | ADD: |
| 03/29/23 | W. JONES |

**CO-SPONSORS ADDED**

|  |  |
| --- | --- |
| Bill Number: | H. 3786 |
| Date: | ADD: |
| 03/29/23 | BREWER, ROBBINS and BAUER |

**CO-SPONSOR ADDED**

|  |  |
| --- | --- |
| Bill Number: | H. 3844 |
| Date: | ADD: |
| 03/29/23 | HENEGAN |

**CO-SPONSOR ADDED**

|  |  |
| --- | --- |
| Bill Number: | H. 3856 |
| Date: | ADD: |
| 03/29/23 | CHAPMAN |

**CO-SPONSOR ADDED**

|  |  |
| --- | --- |
| Bill Number: | H. 3865 |
| Date: | ADD: |
| 03/29/23 | ROBBINS |

**CO-SPONSORS ADDED**

|  |  |
| --- | --- |
| Bill Number: | H. 3867 |
| Date: | ADD: |
| 03/29/23 | DAVIS and M. M. SMITH |

**CO-SPONSOR ADDED**

|  |  |
| --- | --- |
| Bill Number: | H. 3877 |
| Date: | ADD: |
| 03/29/23 | CASKEY |

**CO-SPONSOR ADDED**

|  |  |
| --- | --- |
| Bill Number: | H. 3895 |
| Date: | ADD: |
| 03/29/23 | CASKEY |

**CO-SPONSORS ADDED**

|  |  |
| --- | --- |
| Bill Number: | H. 3908 |
| Date: | ADD: |
| 03/29/23 | COBB-HUNTER, OREMUS, MCGINNIS and TRANTHAM |

**CO-SPONSOR ADDED**

|  |  |
| --- | --- |
| Bill Number: | H. 3933 |
| Date: | ADD: |
| 03/29/23 | BREWER |

**CO-SPONSORS ADDED**

|  |  |
| --- | --- |
| Bill Number: | H. 3951 |
| Date: | ADD: |
| 03/29/23 | POPE, DAVIS and M. M. SMITH |

**CO-SPONSORS ADDED**

|  |  |
| --- | --- |
| Bill Number: | H. 3952 |
| Date: | ADD: |
| 03/29/23 | HARDEE and LONG |

**CO-SPONSORS ADDED**

|  |  |
| --- | --- |
| Bill Number: | H. 3953 |
| Date: | ADD: |
| 03/29/23 | LONG and BLACKWELL |

**CO-SPONSOR ADDED**

|  |  |
| --- | --- |
| Bill Number: | H. 4020 |
| Date: | ADD: |
| 03/29/23 | WEEKS |

**CO-SPONSOR ADDED**

|  |  |
| --- | --- |
| Bill Number: | H. 4086 |
| Date: | ADD: |
| 03/29/23 | CHAPMAN |

**CO-SPONSOR ADDED**

|  |  |
| --- | --- |
| Bill Number: | H. 4087 |
| Date: | ADD: |
| 03/29/23 | WEEKS |

**CO-SPONSOR ADDED**

|  |  |
| --- | --- |
| Bill Number: | H. 4102 |
| Date: | ADD: |
| 03/29/23 | CHAPMAN |

**CO-SPONSOR ADDED**

|  |  |
| --- | --- |
| Bill Number: | H. 4112 |
| Date: | ADD: |
| 03/29/23 | CHAPMAN |

**CO-SPONSOR ADDED**

|  |  |
| --- | --- |
| Bill Number: | H. 4118 |
| Date: | ADD: |
| 03/29/23 | GAGNON |

**CO-SPONSOR ADDED**

|  |  |
| --- | --- |
| Bill Number: | H. 4120 |
| Date: | ADD: |
| 03/29/23 | LONG |

**CO-SPONSOR ADDED**

|  |  |
| --- | --- |
| Bill Number: | H. 4121 |
| Date: | ADD: |
| 03/29/23 | COBB-HUNTER |

**CO-SPONSOR ADDED**

|  |  |
| --- | --- |
| Bill Number: | H. 4122 |
| Date: | ADD: |
| 03/29/23 | CHAPMAN |

**CO-SPONSOR ADDED**

|  |  |
| --- | --- |
| Bill Number: | H. 4123 |
| Date: | ADD: |
| 03/29/23 | CHAPMAN |

**CO-SPONSOR ADDED**

|  |  |
| --- | --- |
| Bill Number: | H. 4179 |
| Date: | ADD: |
| 03/29/23 | COBB-HUNTER |

**SENT TO THE SENATE**

The following Bill was taken up, read the third time, and ordered sent to the Senate:

H. 4060 -- Reps. G. M. Smith, West, Ballentine, M. M. Smith, B. Newton, Davis, Hewitt, Sandifer, Kirby, Ott, Hager, Stavrinakis, Tedder, Murphy, Brewer, Mitchell, Erickson, Bradley, Bauer and Forrest: A BILL TO AMEND THE SOUTH CAROLINA CODE OF LAWS BY ADDING SECTION 59-1-485 SO AS TO ESTABLISH A STATEWIDE WORKFORCE READINESS GOAL; BY ADDING SECTION 59-29-245 SO AS TO PROVIDE REMEDIATION IN COURSES IN LITERACY AND MATHEMATICS TO HIGH SCHOOL SENIORS SEEKING POST-SECONDARY STUDIES BUT LACKING REQUISITE ACADEMIC PREPARATION, TO PROVIDE THIS COURSEWORK MAY BE USED TO MEET HIGH SCHOOL GRADUATION REQUIREMENTS, AND TO PROVIDE RELATED IMPLEMENTATION REQUIREMENTS OF THE STATE DEPARTMENT OF EDUCATION, STATE BOARD OF EDUCATION, AND THE STATE TECHNICAL COLLEGE SYSTEM; BY ADDING SECTION 59-39-105 SO AS TO PROVIDE HIGH SCHOOL SENIORS SHALL COMPLETE AND SUBMIT A FREE APPLICATION FOR FEDERAL STUDENT AID BEFORE GRADUATING FROM HIGH SCHOOL, TO PROVIDE EXEMPTIONS, TO PROVIDE RELATED REQUIREMENTS FOR THE IMPLEMENTATION OF THESE PROVISIONS, AND TO MAKE THESE PROVISIONS APPLICABLE BEGINNING WITH THE 2023-2024 SCHOOL YEAR; BY AMENDING SECTION 59-26-35, RELATING TO EDUCATOR PREPARATION PROGRAM EVALUATIONS AND THE SOUTH CAROLINA EDUCATOR PREPARATION REPORT CARD, SO AS TO TRANSFER PRIMARY RESPONSIBILITY FOR CONDUCTING THESE EVALUATIONS AND PRODUCING THIS REPORT CARD TO THE STATE DEPARTMENT OF EDUCATION; BY AMENDING SECTION 59-59-210, RELATING TO DUAL ENROLLMENT ARTICULATION AGREEMENTS, SO AS TO PROVIDE A UNIFORM SYSTEM OF DUAL ENROLLMENT COLLEGE COURSES OFFERED TO HIGH SCHOOL STUDENTS BY INSTITUTIONS OF HIGHER LEARNING IN THIS STATE, AND TO PROVIDE FOR THE DEVELOPMENT OF POLICIES FOR THE GUARANTEED TRANSFER OF COURSEWORK EARNED AT TECHNICAL COLLEGES IN THIS STATE TO PUBLIC INSTITUTIONS OF HIGHER LEARNING IN THIS STATE; BY ADDING SECTION 41-1-140 SO AS TO PROVIDE THE DEPARTMENT OF EMPLOYMENT AND WORKFORCE SHALL MAINTAIN AND PROVIDE FREE ONLINE ACCESS TO INFORMATION REGARDING THE ECONOMIC VALUE OF COLLEGE MAJORS, AMONG OTHER THINGS; AND BY INCREASING THE PERCENTAGE OF WORKING-AGED ADULTS WITH POSTSECONDARY DEGREES OR INDUSTRY CREDENTIALS BY FACILITATING THE TRANSFER OF CERTAIN ADULT EDUCATION PROGRAMS TO THE STATE BOARD FOR TECHNICAL AND COMPREHENSIVE EDUCATION AND MAXIMIZING USE OF CAREER AND TECHNOLOGY CENTERS TO IMPROVE AND UPDATE CAREER AND TECHNICAL EDUCATION.

**SPEAKER *PRO TEMPORE* IN CHAIR**

**H. 3952--AMENDED AND ORDERED TO THIRD READING**

The following Bill was taken up:

H. 3952 -- Reps. G. M. Smith, Bannister, Bradley, Crawford, Herbkersman, W. Newton, Felder, Alexander, Wetmore, Hyde, Sessions, Guffey, Connell, Hager, Atkinson, Moss, Stavrinakis, Yow, Mitchell, Ligon, B. Newton, Williams, T. Moore, Robbins, Brewer, Murphy, Wooten, Cromer, Magnuson, Pope, Hixon, Forrest, M. M. Smith, Davis, Ballentine, Erickson, Guest, Ott, Willis, Sandifer, White, Lawson, Hardee and Long: A BILL TO AMEND THE SOUTH CAROLINA CODE OF LAWS BY AMENDING SECTION 37-1-102, RELATING TO THE PURPOSES OF THE CONSUMER PROTECTION CODE, SO AS TO INCLUDE THE PROMOTION OF EDUCATION FOR CONSUMERS, BEST PRACTICES FOR BUSINESSES, AND TO MEDIATE COMPLAINTS; BY AMENDING SECTION 37-6-106, RELATING TO INVESTIGATORY POWERS OF THE ADMINISTRATOR, SO AS TO REQUIRE THE PRESENTATION OF PROBABLE CAUSE BEFORE BEGINNING AN INVESTIGATION; BY AMENDING SECTION 37-6-108, RELATING TO ENFORCEMENT ORDERS OF THE ADMINISTRATOR, SO AS TO REQUIRE CERTAIN INFORMATION BE PROVIDED BEFORE A CEASE AND DESIST IS ISSUED TO A BUSINESS; AND BY AMENDING SECTION 37-2-307, RELATING TO MOTOR VEHICLE SALES CONTRACT CLOSING FEES, SO AS TO REQUIRE THE CLOSING FEE TO BE PROMINENTLY DISPLAYED WITH THE ADVERTISED PRICE.

The Committee on Labor, Commerce and Industry proposed the following Amendment No. 1 to H. 3952 (LC-3952.DG0006H), which was adopted:

Amend the bill, as and if amended, by striking SECTIONS 1, 2, 3, and 4 and inserting:

SECTION X. Section 37-2-307 of the S.C. Code is amended to read:

Section 37-2-307. (A)(1) Every motor vehicle dealer charging closing fees on a motor vehicle sales contract shall pay a one-time registration fee of ten dollars during each state fiscal year before January thirty-first to the Department of Consumer Affairs. The department shall set the fee annually in an amount not to exceed twenty-five dollars.

(2) The closing fee must be included in the advertised price of the motor vehicle, disclosed on the sales contract, and displayed in a conspicuous location in the motor vehicle dealership.

(B) A As used in this section:

(1) “Closing fee” is defined as means a fee charged for recovery of a motor vehicle dealer’s actual costs for all administrative and financial work needed to transfer and deliver the motor vehicle to the consumer, person, or entity including, but not limited to, compliance with all state, federal, and lender requirements, preparation and retrieval of documents, protection of the private personal information of the consumer, records retention, and storage costs;

(2) “Dealer” means a “motor vehicle dealer” as defined in Section 56-15-10; and

(3) “Department” means the South Carolina Department of Consumer Affairs.

(B)(1) Every dealer charging closing fees in a motor vehicle sale or lease transaction shall pay a filing fee of ten dollars to the department each time the dealer provides notice of a new closing fee amount to the department. The department shall set the filing fee annually in an amount not to exceed twenty-five dollars.

(2) The closing fee must be disclosed on the motor vehicle sale or lease contract, displayed in a conspicuous location in the motor vehicle dealership, and clearly and conspicuously disclosed in any advertisement of a specific motor vehicle for sale or lease.

(C)(1) Prior to charging a closing fee, a motor vehicle dealer shall provide written notice to the department of Consumer Affairs of the maximum amount of a the closing fee the dealer intends to charge on an annual basis.

(2) If the maximum amount of the proposed closing fee the dealer intends to charge is not more than two hundred twenty-five dollars per vehicle, the closing fee is deemed approved by the department and the dealer does meet and fulfill all reasonable requirements and criteria in compliance with this section. If the proposed closing fee exceeds two hundred twenty-five dollars, the department may review the amount of the closing fee for reasonableness using the criteria in item (3)(5) if the maximum amount of the closing fee intended to be charged by a dealer in a vehicle transaction exceeds two hundred twenty-five dollars per vehicle. The department shall not conduct a review of the amount of the closing fee for reasonableness when the maximum amount the dealer intends to charge in a vehicle transaction is not more than two hundred twenty-five dollars per vehicle.

(3) If the department intends to conduct a formal review of a proposed closing fee, the department shall provide written notice to the motor vehicle dealer of the department's intention to review the proposed closing fee within thirty fifteen days of receiving the complete proposed closing fee notice. If the department determines that a proposed closing fee is not reasonable, the department must issue a written order detailing the department’s findings within thirty days of receiving the complete proposed closing fee notice. If the department does not provide a motor vehicle the dealer with written notice of the department's intention to review approval of the proposed closing fee within thirty days of receiving the proposed closing fee notice, the motor vehicle dealer is authorized to charge the proposed closing fee. If the department determines that a proposed closing fee is not reasonable, the department shall issue a written order detailing the department's findings. The department may require the fee to be reduced or require the motor vehicle dealer to submit a new fee for review.

(4) The dealer is at all times authorized to submit a new closing fee that is equal to or less than two hundred twenty-five dollars per vehicle which is not subject to review. If the department finds that a proposed closing fee is not reasonable, the dealer may request a hearing in accordance with the Administrative Procedures Act. During the pendency of the department’s review period, a motor vehicle dealer or the pendency of any action before the Administrative Law Court, the dealer is authorized to charge a closing fee at an amount not to exceed the amount most recently on file and permitted to be charged by the department. If the department finds that a closing fee is not reasonable, the motor vehicle dealer may request a hearing in accordance with the Administrative Procedures Act.

(2) If the maximum amount of the closing fee that the dealer intends to charge is not more than two hundred twenty-five dollars per vehicle, the closing fee is deemed approved by the department and the dealer does meet and fulfill all reasonableness requirements and criteria in compliance with the law and this section.

(3) In determining the reasonableness of a closing fee, the department shall allow the following items to be included in a reasonable closing fee:

(a) all administrative expenses,

(5)(a) In determining the reasonableness of a closing fee, the department must accept and allow all of the dealer’s actual costs and expenses, including, but not limited to, employee compensation, information processing facilities cost, staff, supplies, and materials, and financial work needed to transfer the motor vehicle to the consumer and to procure the associated with the following closing and deliver activities:

(i) closing of the motor vehicle sale or lease transaction;

(b) all costs for administrative expenses, costs, staff, supplies, and materials necessary by including any associated loan or lease, and transferring title of the dealer motor vehicle to comply the consumer;

(ii) delivering the motor vehicle to the consumer;

(iii) complying with all state, federal, and lender requirements;

(c) all costs for administrative costs, staff, and materials needed for the preparation and retrieval of documents;

(d) all costs for administrative costs, staff, supplies, and materials necessary for the protection of

(iv) preparing, storing, and retrieving transaction documents; and

(v) protecting the private personal information of the consumer; and

(e) all costs for administrative costs, staff, supplies, and materials necessary for records retention and storage costs of such records.

(b) Dealer costs must be calculated using generally accepted cost accounting principles for the preceding twelve-month period.

(c) In determining the reasonableness of a closing fee, the department may compare a particular dealer’s costs only with other similarly situated dealers.

(D) Whether the vehicle transaction is a credit sale, consumer lease, or cash transaction:

(1) notwithstanding another provision of law, a motor vehicle dealer who complies with this section and any regulation promulgated under it and who charges a closing fee is not engaging in any action which is arbitrary, in bad faith, unconscionable, an unfair or deceptive practice, or an unfair method of competition for purposes of Sections 56-15-30, 56-15-40, and 39-5-20 with regard to the charging of a closing fee and may lawfully charge a closing fee;

(2) a motor vehicle dealer may assert any defenses provided to a creditor pursuant to the provisions of this title; and

(3) a purchaser injured or damaged by an action of a motor vehicle dealer in violation of this section or any regulation promulgated thereunder, may assert the remedies available pursuant to the provisions of this title.

(E)(1) The department of Consumer Affairs shall administer and enforce the subject of motor vehicle dealer closing fees including, but notas limited to,by this section. The department shall may make and promulgate such rules and regulations relating to motor vehicle dealer closing fees to administer and enforce this section. The department shall have access to a motor vehicle dealer's books, accounts, and dealer’s records, but only to the extent necessary to determine if the dealer is complying with the disclosure provisions of this section subsection (B)(2) and the accuracy of the dealer’s cost and expense information in subsection (C)(5), and this financial information must be kept confidential and privileged from disclosure, except as otherwise provided by law.

(2) If the department determines that a closing fee is not reasonable, the department shall issue a written order detailing the department's findings. The department may require the fee to be reduced or require the motor vehicle dealer to submit a new fee for review. If the department finds that a closing fee is not reasonable, the motor vehicle dealer may request a hearing in accordance with the Administrative Procedures Act In administering and enforcing this section, or for any other review or investigation of dealers, the department must:

(a) promote education for consumers and best practices for dealers;

(b) mediate complaints between a consumer and a dealer, whenever possible.

(3) In administering and enforcing this section, and in any review or investigation of dealers, the department must:

(a) have probable cause to believe, based on a consumer complaint or other credible evidence, that the dealer has violated a provision of this title;

(b) prior to contacting the dealer’s employees or visiting the dealer’s business premises, present the dealer with written notice of any cause or complaint which necessitates any department review or investigation and any request for records necessary to conduct the review or investigation;

(c) allow the dealer to cure any unintentional violation of this title within sixty days of notice from the department;

(d) close its investigation into the complaint and pursue not further administrative action on it once the complaint has been cured.

(4) A dealer substantially complies with the requirement of this section if the consumer receives a clear and prominent disclosure of the closing fee in the sale or lease transaction and was not misled by any other failure to comply with other requirements of this section.

(5) A dealer may not be held liable in any action for a violation of this title if the dealer shows by a preponderance of evidence that the violation was not intentional and resulted from a bona fide error notwithstanding the maintenance of procedures reasonably adapted to avoid the error.

(F) It is the intent of the General Assembly to authorize a motor vehicle dealer to charge a closing fee in compliance with this section and to protect a motor vehicle dealer from civil liability for charging a closing fee if the fee is charged in compliance with this title and any Department of Consumer Affairs regulation or administrative interpretation. It is further the intent to protect consumers by the disclosure and notice provisions established in this section and with the remedies provided by this title.

Renumber sections to conform.

Amend title to conform.

Rep. JEFFERSON 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 102; Nays 0

Those who voted in the affirmative are:

|  |  |  |
| --- | --- | --- |
| Anderson | Bailey | Ballentine |
| Bannister | Bauer | Beach |
| Bernstein | Blackwell | Bradley |
| Brewer | Brittain | Burns |
| Bustos | Calhoon | Carter |
| Caskey | Chapman | Chumley |
| Cobb-Hunter | Collins | 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 |
| Hartnett | Hayes | Henegan |
| Hewitt | Hiott | Hixon |
| Howard | Hyde | Jefferson |
| J. E. Johnson | S. Jones | W. Jones |
| Jordan | Kilmartin | King |
| Landing | Lawson | Leber |
| Ligon | Long | McCabe |
| McCravy | McDaniel | McGinnis |
| T. Moore | Moss | Murphy |
| Neese | B. Newton | W. Newton |
| Nutt | O'Neal | Oremus |
| Ott | Pace | Pedalino |
| Pendarvis | Pope | Rivers |
| Robbins | Sandifer | Schuessler |
| Sessions | G. M. Smith | M. M. Smith |
| Stavrinakis | Taylor | Tedder |
| Thayer | Thigpen | Trantham |
| Vaughan | Weeks | West |
| Wetmore | White | Whitmire |
| Williams | Willis | Wooten |

**Total--102**

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 temporarily out of the Chamber on constituent business during the vote on H. 3952. If I had been present, I would have voted in favor of the Bill.

Rep. Bill Clyburn

**H. 3782--AMENDED AND ORDERED TO THIRD READING**

The following Bill was taken up:

H. 3782 -- Reps. West, Yow, Jefferson, Ligon, Nutt, Anderson, Hardee, Bannister, Thayer, Blackwell and Oremus: A BILL TO AMEND THE SOUTH CAROLINA CODE OF LAWS BY AMENDING SECTION 58-12-300, RELATING TO DEFINITIONS, SO AS TO AMEND THE DEFINITION OF "VIDEO SERVICE".

The Committee on Labor, Commerce and Industry proposed the following Amendment No. 1 to H. 3782 (LC-3782.HA0007H), which was adopted:

Amend the bill, as and if amended, by striking SECTION 1 and inserting:

SECTION X. Section 58-12-300(1), (6)(h), and (10) of the S.C. Code is amended to read:

(1)(a) “Cable service” is defined as set forth in 47 U.S.C. Section 522(6).

(b) For purposes of Chapter 12, Title 58 only, “cable service” does not include any video programming accessed via a service that enables end users to access content, information, electronic mail, or other service offered over the Internet, including streaming video content, regardless of the provider of such Internet access services.

(h) any revenues from services provided over the network that are associated with or classified as noncable or nonvideo services under federal law, including, without limitation, revenues received from telecommunications services, information services, Internet access services, streaming services, directory or Internet advertising revenue (including, without limitation, yellow pages, white pages, banner advertisements, and electronic publishing advertising). Where the sale of any such noncable or nonvideo service is bundled with the sale of any cable or video service or services and sold for a single nonitemized price, the term “gross revenues” shall include only those revenues that are attributable to cable or video services based on the provider's books and records, such revenues to be allocated in a manner consistent with Generally Accepted Accounting Principles;

(10)(a) “Video service” means video programming services provided through wireline facilities located at least in part in the public rights-of-way rights of way without regard to delivery technology, including Internet protocol technology. This definition does not include any video programming provided by a commercial mobile service provider as defined in 47 U.S.C. Section 332(d), video programming provided via a cable service, or any video programming provided as part of, and accessed via, a service that enables end users to access content, information, electronic mail, or other services offered over the public Internet.

(b) For purposes of Chapter 12, Title 58 regarding a local franchise fee, “video service “ also means video programming services provided by a video service provider through wireline facilities located at least in part in the public rights of way without regard to delivery technology, including Internet protocol technology and does not include any direct‑to‑home satellite services as defined in 47 U.S.C. Section 303(v), or streaming video content, regardless of the provider of such Internet access services.

SECTION X. Section 58-9-2200(2) of the S.C. Code is amended to read:

(2) “Retail telecommunications service” includes telecommunications services as defined in item (1) of this section but shall not include:

(a) telecommunications services which are used as a component part of a telecommunications service, are integrated into a telecommunications service, or are otherwise resold by another provider to the ultimate retail purchaser who originates or terminates the end-to-end communication including, but not limited to, the following:

(i) carrier access charges;

(ii) right of access charges;

(iii) interconnection charges paid by the providers of mobile telecommunications services or other telecommunications services;

(iv) charges paid by cable service providers for the transmission by another telecommunications provider of video or other programming;

(v) charges for the sale of unbundled network elements;

(vi) charges for the use of intercompany facilities; and

(vii) charges for services provided by shared, not-for-profit public safety radio systems approved by the FCC;

(b) information and data services including the storage of data or information for subsequent retrieval, the retrieval of data or information, or the processing, or reception and processing, of data or information intended to change its form or content;

(c) cable or video services that are subject to franchise fees;

(d) satellite television broadcast services.;

(e) video programming accessed via a service that enables end users to access content, information, electronic mail, or other services offered over the Internet, including streaming video content, regardless of the provider of such Internet access services; provided, however, that this exception does not include Voice over Internet Protocol service. This item (e) only applies to Article 20, Chapter 9, Title 58 of the South Carolina Code of Laws.

Renumber sections to conform.

Amend title to conform.

Rep. WEST 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 104; Nays 0

Those who voted in the affirmative are:

|  |  |  |
| --- | --- | --- |
| Anderson | 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 |
| Crawford | Cromer | Davis |
| Dillard | Elliott | Erickson |
| Forrest | Gagnon | Garvin |
| Gatch | Gibson | Gilliam |
| Gilliard | Guest | Guffey |
| Haddon | Hager | Hardee |
| Hartnett | Hayes | Henegan |
| Herbkersman | Hewitt | Hiott |
| Hixon | Howard | Hyde |
| Jefferson | J. E. Johnson | S. Jones |
| W. Jones | Jordan | Kilmartin |
| King | Landing | Lawson |
| Leber | Ligon | Long |
| Lowe | McCabe | McCravy |
| McDaniel | Mitchell | T. Moore |
| Moss | Murphy | Neese |
| B. Newton | W. Newton | Nutt |
| O'Neal | Oremus | Ott |
| Pace | Pendarvis | Pope |
| Rivers | Robbins | Rose |
| Sandifer | Schuessler | Sessions |
| G. M. Smith | M. M. Smith | Stavrinakis |
| Taylor | Tedder | Thayer |
| Thigpen | Trantham | Vaughan |
| West | Wetmore | White |
| Whitmire | Williams | Willis |
| Wooten | Yow |  |

**Total--104**

Those who voted in the negative are:

**Total--0**

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

**H. 3977--ORDERED TO THIRD READING**

The following Bill was taken up:

H. 3977 -- Reps. Sandifer, Hardee and Anderson: A BILL TO AMEND THE SOUTH CAROLINA CODE OF LAWS BY ADDING SECTION 38-55-730 SO AS TO ALLOW INSURERS TO POST AN INSURANCE POLICY OR ENDORSEMENT ON THEIR WEBSITE IF CERTAIN CONDITIONS ARE MET.

Rep. HARDEE explained the Bill.

The yeas and nays were taken resulting as follows:

Yeas 101; Nays 0

Those who voted in the affirmative are:

|  |  |  |
| --- | --- | --- |
| Anderson | Bailey | Ballentine |
| 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 |
| Gibson | Gilliam | Gilliard |
| Guest | Guffey | Haddon |
| Hager | Hardee | Harris |
| Hartnett | Herbkersman | Hewitt |
| Hiott | Hixon | Howard |
| Hyde | Jefferson | J. E. Johnson |
| J. L. Johnson | S. Jones | W. Jones |
| Jordan | Kilmartin | King |
| Landing | Leber | Ligon |
| Long | Lowe | McCabe |
| McCravy | McDaniel | McGinnis |
| Mitchell | T. Moore | Moss |
| Murphy | Neese | B. Newton |
| W. Newton | Nutt | O'Neal |
| Oremus | Ott | Pace |
| Pope | Rivers | Robbins |
| Rose | Sandifer | Schuessler |
| Sessions | G. M. Smith | M. M. Smith |
| Stavrinakis | Taylor | Tedder |
| Thayer | Thigpen | Trantham |
| West | Wetmore | White |
| Whitmire | Williams | Willis |
| Wooten | Yow |  |

**Total--101**

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

Due to a voting card malfunction, my vote on H. 3952 was not recorded. I would like to have the record show that I intended to vote in favor of the Bill.

Rep. David Vaughan

**R. 5, S. 478--GOVERNOR'S VETO OVERRIDDEN**

The Veto on the following Act was taken up:

(R. 5, S. 478) -- Senator Gambrell: AN ACT TO AMEND ACT 549 OF 1973, AS AMENDED, RELATING TO THE BOARD OF DIRECTORS OF THE BROADWAY WATER AND SEWERAGE DISTRICT, SO AS TO REDUCE THE NUMBER OF MEMBERS OF THE BROADWAYWATER AND SEWERAGE DISTRICT BOARD FROM NINE TO SEVEN.

Rep. WEST explained the Veto.

The question was put, shall the Act become a part of the law, the Veto of his Excellency, the Governor to the contrary notwithstanding, the yeas and nays were taken resulting as follows:

Yeas 105; Nays 0

Those who voted in the affirmative are:

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

**Total--105**

Those who voted in the negative are:

**Total--0**

So, the Veto of the Governor was overridden and a message was ordered sent to the Senate accordingly.

**H. 3312--SENATE AMENDMENTS CONCURRED IN AND JOINT RESOLUTION ENROLLED**

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

H. 3312 -- Reps. Haddon, Hixon, Forrest, Trantham, Chumley, Cobb-Hunter and Williams: A JOINT RESOLUTION TO CREATE THE "CHILD FOOD AND NUTRITION SERVICES STUDY COMMITTEE" TO DEVELOP RECOMMENDATIONS FOR TRANSFERRING ADMINISTRATION OF CERTAIN FEDERAL CHILD FOOD AND NUTRITION PROGRAMS IN THIS STATE TO THE DEPARTMENT OF AGRICULTURE, TO PROVIDE FOR THE MEMBERSHIP OF THE STUDY COMMITTEE, TO REQUIRE THE STUDY COMMITTEE PREPARE A REPORT WITH FINDINGS AND RECOMMENDATIONS FOR THE GENERAL ASSEMBLY, AND TO PROVIDE FOR THE DISSOLUTION OF THE STUDY COMMITTEE.

Rep. HADDON explained the Senate Amendments.

The yeas and nays were taken resulting as follows:

Yeas 111; Nays 0

Those who voted in the affirmative are:

|  |  |  |
| --- | --- | --- |
| Anderson | Atkinson | Bailey |
| Ballentine | Bamberg | Bannister |
| Bauer | Beach | Bernstein |
| Blackwell | 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 | Guest |
| Guffey | Haddon | Hager |
| Hardee | Harris | Hartnett |
| Hayes | Henegan | Herbkersman |
| Hewitt | Hiott | Hixon |
| Howard | Hyde | Jefferson |
| J. E. Johnson | J. L. Johnson | S. Jones |
| W. Jones | Jordan | Kilmartin |
| King | Kirby | Landing |
| Lawson | Leber | Ligon |
| Long | Lowe | Magnuson |
| McCabe | McCravy | McDaniel |
| McGinnis | Mitchell | T. Moore |
| Moss | Murphy | Neese |
| B. Newton | W. Newton | Nutt |
| O'Neal | Oremus | Ott |
| Pace | Pendarvis | Pope |
| Robbins | Rose | 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 | Yow |

**Total--111**

Those who voted in the negative are:

**Total--0**

The Senate Amendments were agreed to, and the Joint Resolution having received three readings in both Houses, it was ordered that the title be changed to that of an Act, and that it be enrolled for ratification.

**H. 3854--SENATE AMENDMENTS CONCURRED IN**

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

H. 3854 -- Rep. Clyburn: A CONCURRENT RESOLUTION TO REQUEST THE DEPARTMENT OF TRANSPORTATION NAME THE INTERCHANGE IN AIKEN COUNTY LOCATED AT THE INTERSECTION OF INTERSTATE HIGHWAY 20 AND BETTIS ACADEMY ROAD "STATE REPRESENTATIVE IRENE KRUGMAN RUDNICK MEMORIAL INTERCHANGE" AND ERECT APPROPRIATE MARKERS OR SIGNS AT THIS LOCATION CONTAINING THESE WORDS.

Rep. CLYBURN explained the Senate Amendments.

The yeas and nays were taken resulting as follows:

Yeas 110; Nays 0

Those who voted in the affirmative are:

|  |  |  |
| --- | --- | --- |
| 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 |
| Hager | Hardee | Harris |
| Hartnett | Hayes | Henegan |
| Herbkersman | Hewitt | Hiott |
| Hixon | Hyde | Jefferson |
| J. E. Johnson | J. L. Johnson | S. Jones |
| W. Jones | Jordan | Kilmartin |
| King | Kirby | Landing |
| Lawson | Leber | Ligon |
| Long | Lowe | Magnuson |
| McCravy | McGinnis | Mitchell |
| T. Moore | A. M. Morgan | Moss |
| Murphy | Neese | B. Newton |
| W. Newton | Nutt | O'Neal |
| Oremus | Ott | Pace |
| Pedalino | Pendarvis | Pope |
| Rivers | Rose | Sandifer |
| Schuessler | Sessions | G. M. Smith |
| M. M. Smith | Stavrinakis | Taylor |
| Tedder | Thayer | Thigpen |
| Trantham | Vaughan | Weeks |
| Wetmore | Wheeler | White |
| Whitmire | Williams | Willis |
| Wooten | Yow |  |

**Total--110**

Those who voted in the negative are:

**Total--0**

The Senate Amendments were concurred in and a message was ordered sent to the Senate accordingly.

**MOTION PERIOD**

The motion period was dispensed with on motion of Rep. FORREST.

**SPEAKER IN CHAIR**

**H. 3295--AMENDED AND ORDERED TO THIRD READING**

The following Bill was taken up:

H. 3295 -- Reps. Collins, Erickson, Bradley and Alexander: A BILL TO AMEND THE SOUTH CAROLINA CODE OF LAWS BY ADDING SECTION 59-1-210 SO AS TO PROVIDE NECESSARY DEFINITIONS; BY ADDING SECTION 59-39-290 SO AS TO DIRECT THE STATE BOARD OF EDUCATION TO ADOPT, ESTABLISH, AND PROMULGATE NECESSARY RULES AND REGULATIONS; BY ADDING SECTION 59-19-360 SO AS TO PROVIDE A PROCESS FOR THE EXEMPTION OF COMPETENCY-BASED SCHOOLS FROM CERTAIN APPLICABLE LAWS AND REGULATIONS, TO PROVIDE REQUIREMENTS FOR IMPLEMENTING COMPETENCY-BASED EDUCATION IN SCHOOLS, AND TO PROVIDE RELATED REQUIREMENTS FOR THE STATE DEPARTMENT OF EDUCATION AND THE COMMISSION ON HIGHER EDUCATION; BY AMENDING SECTION 59-1-425, RELATING TO THE STATUTORY ANNUAL SCHOOL CALENDAR, SO AS TO MAKE CONFORMING CHANGES; AND BY AMENDING SECTION 59-39-100, RELATING TO REQUIRED UNITS FOR A HIGH SCHOOL DIPLOMA, SO AS TO MAKE CONFORMING CHANGES.

Rep. CROMER proposed the following Amendment No. 2 to H. 3295 (LC-3295.WAB0003H), which was adopted:

Amend the bill, as and if amended, SECTION 3, Section 59-19-360, by adding a subsection to read:

(J) The State Department of Education shall establish a definition for competency-based education that must be published on the website of each school district that implements this system of education.

Renumber sections to conform.

Amend title to conform.

Rep. CROMER explained the amendment.

**ACTING SPEAKER HIOTT IN CHAIR**

Rep. CROMER continued speaking.

Rep. ERICKSON spoke in favor of 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 114; Nays 0

Those who voted in the affirmative are:

|  |  |  |
| --- | --- | --- |
| 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 | Crawford | Cromer |
| Davis | Dillard | Elliott |
| Erickson | Felder | Forrest |
| Gagnon | Garvin | Gatch |
| Gibson | Gilliam | Gilliard |
| Guest | Guffey | Haddon |
| Hager | Hardee | Harris |
| Hartnett | Hayes | Henegan |
| Herbkersman | Hewitt | Hiott |
| Hixon | Howard | Hyde |
| Jefferson | J. E. Johnson | J. L. Johnson |
| S. Jones | W. Jones | Jordan |
| Kilmartin | King | Kirby |
| Landing | Lawson | Leber |
| Ligon | Long | Lowe |
| Magnuson | McCabe | McCravy |
| McDaniel | McGinnis | Mitchell |
| T. Moore | A. M. Morgan | Moss |
| Murphy | Neese | B. Newton |
| W. Newton | Nutt | O'Neal |
| Oremus | Ott | Pace |
| Pedalino | Pendarvis | Pope |
| Rivers | Robbins | Rose |
| Sandifer | Schuessler | Sessions |
| G. M. Smith | M. M. Smith | Stavrinakis |
| Taylor | Tedder | Thayer |
| Thigpen | Trantham | Vaughan |
| Weeks | West | Wetmore |
| 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.

**SPEAKER *PRO TEMPORE* IN CHAIR**

**H. 3843--AMENDED AND ORDERED TO THIRD READING**

The following Bill was taken up:

H. 3843 -- Reps. Erickson, Bradley, W. Newton, Hager, Ballentine, Elliott, Caskey, Wooten, Bannister, Herbkersman, Willis, M. M. Smith and Williams: 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.

The Committee on Education and Public Works proposed the following Amendment No. 1 to H. 3843 (LC-3843.WAB0001H), which was adopted:

Amend the bill, as and if amended, by striking SECTION 1 and inserting:

SECTION X. Article 1, Chapter 63, Title 59 of the S.C. Code is amended by adding:

Section 59-63-25. (A) Beginning with the 2023‑2024 School Year, each local board of trustees shall follow the policy and procedures established pursuant to this section for extending open enrollment opportunities that allow parents to apply for their child to enroll in any particular program or school.

(B) Using a template developed and provided by the Department of Education and approved by the State Board of Education, each local board of trustees shall develop and adopt an open enrollment policy based on its evaluation of available data reflecting student, school, district, and community needs. The board shall ensure that the policy developed and data used to develop the policy and related procedures are posted prominently on the district website, and the board shall provide the department with its policy in a web posting format.

(1) The open enrollment policy and process must:

(a) adhere to federal desegregation and other educational requirements;

(b) identify and describe the application requirements, timeline, and communication plan;

(c) allow parents to declare school preferences, including placement of siblings within the same school;

(d) describe lottery and wait list policies and an appeal process for adverse decisions;

(e) include the policies adopted by the board regarding capacity standards, standards of approval and denial, priorities of acceptance for enrollment, and transportation;

(f) include a disclosure of:

(i) whether the district will charge nonresident students a fee to cover costs associated with their enrollment that are not covered by federal or state funding. Such costs shall not exceed the local per pupil expenditure amount in the receiving school district;

(ii) itemized fees, including the amount of each fee, charged by the district to nonresident students to cover the costs associated with their enrollment that are not covered by federal and state funding; and

(iii) whether the district has a mitigation or fee waiver process, and a description of such process for any fees charged under this section; and

(g) include a component addressing public awareness of open enrollment opportunities, accessing data on the open enrollment capacity of a school, the district application process and timeline, and written procedures for notification of acceptance or denial of an application.

(2) In implementing the provisions of this section, a school district may, but is not required to:

(a) make alterations in the structure of a requested school or to the arrangement or function of rooms within a requested school;

(b) establish and offer any particular program in a school if such program is not currently offered in the school;

(c) alter or waive any established eligibility criteria for participation in a particular program, including age requirements, course prerequisites, and required levels of performance;

(d) expand the capacity of a program or school for the purpose of accommodating increased demand for open enrollment opportunities so long as the expansion does not result in exceeding State Board of Education regulations concerning professional personnel workload, including maximum student-teacher ratios and maximum daily teaching loads;

(e) provide transportation to a student accepted pursuant to this section who is attending a school outside of the attendance zone of their residence; however, nothing in this section may be construed to prohibit the district from providing bus transportation on an approved route, from requesting state or federal funds for this purpose, or from entering into an agreement with another district to provide transportation; or

(f) have more than one open enrollment application deadline for intra‑district applications, or for inter‑district applications. Applications shall be accepted at least once per school year with the application deadline published for at least thirty days. A district may establish one or more subsequent deadlines as may be reasonable and necessary and in conformance with this section.

(3) In complying with this section, a school district is not required to transfer local funds for a student enrolling in a nonresident school district.

(4) The State Board of Education through the State Superintendent of Education shall establish a standard inter‑district open enrollment timeline for parents and districts to follow.

(C)(1) In implementing the provisions of this section, a student who meets one or more of the following criteria must not be displaced by a student transferring from outside the attendance zone:

(a) currently resides in the attendance zone of a school;

(b) qualifies to attend a school within the attendance zone pursuant to Section 59‑63‑30(c), 59‑63‑31, 59‑63‑425, or 59‑63‑550; or

(c) is a returning student who continues to meet the requirements of the program or school.

(2) In the assignment of students for enrollment opportunities remaining after students assigned pursuant to item (1), enrollment priority shall be given as follows, unless and until a district has a policy in place in the school year prior to implementation of this section that is revised to conform pursuant to subsection (G):

(a) first, to the siblings of students residing in the same household already enrolled in the school, provided that any siblings seeking priority under this subitem meet the requirements of the program or school;

(b) second, to students who meet the requirements of the program or school and who seek to attend the designated school in the district’s feeder pattern; and

(c) third, to students whose parent or legal guardian is assigned to the school as his primary place of employment, with any remaining spaces being filled pursuant to a lottery procedure:

(i) for intra‑district open enrollment applicants, then

(ii) if any remaining, for inter‑district open enrollment applicants.

(3) The policies must not have the purpose or effect of causing racial segregation in a school or the school district.

(4) Denial of permission to enroll in a particular program or school may only be provided in the following situations:

(a) there is a documented lack of capacity in the school, level, or program requested, in which case priority must be given to a student who currently resides in the attendance zone of a school;

(b) the school requested does not offer a particular program requested;

(c) the pupil does not meet the established eligibility criteria for participation in a particular program, including age requirements, course prerequisites, and required levels of performance;

(d) a desegregation plan is in effect for the school district and the denial is necessary to enable compliance with the desegregation plan;

(e) the student is subject to provisions in Section 59 63 210 or Section 59 63 217; or

(f) any combination of subitems (a) through (e).

(5) A school or district receiving an application request for enrollment from a student pursuant to this section and district policy shall respond with a written decision as prescribed by established and approved school or district processes, which must be publicized throughout the district and featured prominently on the district’s website.

(a) If a request is denied, the written decision must cite the specific reasons for the denial and include notice of the opportunity for the parent to appeal the denial pursuant to the district grievance policy and timeline developed and adopted pursuant to this section and in accordance with state statute.

(b) If a school or district fails to respond with its written decision as outlined in the school or district’s established and approved process, the request shall be considered accepted and the student may enroll in the program or school, subject to other applicable laws regarding the enrollment of students in public schools.

(D) An open enrollment policy adopted by a local board of trustees shall:

(1) clearly distinguish intra‑district policies from inter‑district policies;

(2) be reviewed and updated periodically by the board, using the template provided by the department; and

(3) be submitted initially, and if amended, to the Department of Education.

(E) The department shall include all district open enrollment policies on its School Choice website portal and shall annually by October 1 provide an update to the State Board of Education, the Senate Education Committee Chair, and the House Education and Public Works Chair on the status, progress, innovations, evolving best practices, and challenges of implementing the program, including identifying districts which have not submitted a policy.

(F) A school district in the process of consolidation may apply to the State Board of Education for a waiver from compliance with some or all of the requirements of this section until the consolidation is completed. Thereafter, the provisions of this section must apply to the district pursuant to the manner and timeline specified in the waiver request.

(G) A district with a documented open enrollment procedure in place during the school year prior to implementation of this section is authorized to continue its open enrollment procedure upon approval of the State Board of Education. Districts shall provide annual updates on status of meeting the agreed upon timeline.

(H) Each school district must report to the department on or before October first each year:

(1) the number of student transfers enrolled in the school district;

(2) the number of transfer applications received; and

(3) the number of transfer applications denied and the reasons supporting the denial of any transfer application.

(I) The department must publish an annual report available to the public, on or before July 1st, on their website that includes for each school district:

(1) the number of transfer applicants seeking admission to or withdrawal from each school district in the school year, showing the potential net change;

(2) the number of rejected transfer applications in the school year;

(3) the reason or reasons why each rejected transfer application was rejected in the school year; and

(4) the total number of students that either transferred into or out of each district, showing the actual net change.

SECTION X. Article 1, Chapter 63, Title 59 of the S.C. Code is amended by adding:

Section 59-63-102. A public school may not contract with a private entity that supervises, sanctions, or regulates interscholastic competitions unless the entity allows students who attend a school outside of their attendance zone to participate in interscholastic competitions. For students currently enrolled in public schools, the entity shall allow a one-time transfer to a student in middle school who transfers after establishing eligibility in the seventh grade and in high school after establishing eligibility in the ninth grade to a school outside of their attendance zone to play without penalty.

Renumber sections to conform.

Amend title to conform.

Rep. ERICKSON explained the amendment.

**ACTING SPEAKER HIOTT IN CHAIR**

Rep. ERICKSON continued speaking.

**SPEAKER *PRO TEMPORE* IN CHAIR**

Rep. ERICKSON continued speaking.

Rep. ERICKSON spoke in favor of the amendment.

The amendment was then adopted.

Reps. YOW and OREMUS proposed the following Amendment   
No. 3 to H. 3843 (LC-3843.AHB0005H), which was ruled out of order:

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

SECTION X. Section 59‑63‑100 of the S.C. Code is amended by adding a subsection to read:

(G) A public school may not contract with a private entity that supervises, sanctions, or regulates interscholastic competitions unless the entity requires that when a charter school member or private school member of the entity accepts a student from outside of the public high school attendance zone in which the charter school member or private school member, respectively, is located, the charter school member or private school member, respectively, is consequently required to compete at a classification level of competition that is one level above the classification level in which it otherwise would participate based on its enrollment. This item does not apply to a charter school member or private school member already competing at the highest classification level of competition.

Renumber sections to conform.

Amend title to conform.

Rep. YOW explained the amendment.

**POINT OF ORDER**

Rep. ERICKSON raised the Point of Order under Rule 9.3 that Amendment No. 3 was not germane to H. 3843.

Rep. YOW argued contra.

Rep. COBB-HUNTER argued contra.

Rep. THIGPEN argued contra.

The SPEAKER *PRO TEMPORE* stated that the bill and amendment must have the same substantial effect or impact.  He stated that Amendment No. 3 went beyond the scope of the Bill and concerned classifications of school for purposes of athletic competitions.  He sustained the Point of Order and ruled Amendment No. 3 out of order.

The question recurred to the passage of the Bill.

The yeas and nays were taken resulting as follows:

Yeas 91; Nays 25

Those who voted in the affirmative are:

|  |  |  |
| --- | --- | --- |
| Alexander | Bailey | Ballentine |
| Bannister | Beach | Blackwell |
| Bradley | Brewer | Brittain |
| Burns | Bustos | Calhoon |
| Carter | Caskey | Chapman |
| Chumley | Collins | Connell |
| B. J. Cox | B. L. Cox | Crawford |
| Cromer | Davis | Elliott |
| Erickson | Forrest | Gagnon |
| Garvin | Gatch | Gibson |
| Gilliam | Guest | Guffey |
| Haddon | Hager | Hardee |
| Harris | Hartnett | Henegan |
| Herbkersman | Hewitt | Hiott |
| Hixon | Hyde | J. E. Johnson |
| J. L. Johnson | S. Jones | Jordan |
| Kilmartin | Landing | Lawson |
| Leber | Ligon | Long |
| Lowe | Magnuson | McCravy |
| McGinnis | Mitchell | J. Moore |
| T. Moore | A. M. Morgan | T. A. Morgan |
| Murphy | Neese | B. Newton |
| W. Newton | Nutt | O'Neal |
| Oremus | Pace | Pope |
| Robbins | Sandifer | Schuessler |
| Sessions | G. M. Smith | M. M. Smith |
| Stavrinakis | Taylor | Thayer |
| Trantham | Vaughan | West |
| Wetmore | White | Whitmire |
| Williams | Willis | Wooten |
| Yow |  |  |

**Total--91**

Those who voted in the negative are:

|  |  |  |
| --- | --- | --- |
| Anderson | Atkinson | Bamberg |
| Bauer | Bernstein | Cobb-Hunter |
| Dillard | Felder | Gilliard |
| Hart | Jefferson | W. Jones |
| King | Kirby | McDaniel |
| Moss | Ott | Pendarvis |
| Rivers | Rose | Rutherford |
| Tedder | Thigpen | Weeks |
| Wheeler |  |  |

**Total--25**

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

**H. 3682--DEBATE ADJOURNED**

The following Bill was taken up:

H. 3682 -- Reps. Murphy, Wetmore, Bailey, Rose, Crawford, Brewer, Taylor, Hardee, Wooten, Pope, McDaniel, Hewitt, Bauer, Yow, J. E. Johnson, Willis, Ligon, Lawson, Robbins, Schuessler, Guest, Henegan, Williams, M. M. Smith and Vaughan: A BILL TO AMEND THE SOUTH CAROLINA CODE OF LAWS BY AMENDING SECTION 47-1-140, RELATING TO THE CARE OF ANIMALS AFTER THE ARREST OF THE OWNER, SO AS TO REMOVE PROVISIONS REGARDING A LIEN ON THE SEIZED ANIMAL; BY AMENDING SECTION 47-1-145, RELATING TO CUSTODY AND CARE OF ANIMALS AFTER THE ARREST OF THE OWNER, SO AS TO OUTLINE HEARING PROCEDURES FOR ORDERING THE COST OF CARE OF THE SEIZED ANIMALS; AND BY AMENDING SECTION 47-1-170, RELATING TO PENALTIES FOR ANIMAL CRUELTY, SO AS TO MAKE CONFORMING CHANGES.

The Committee on Judiciary proposed the following Amendment   
No. 1 to H. 3682 (LC-3682.PH0003H):

Amend the bill, as and if amended, by striking SECTION 2 and inserting:

SECTION X. Section 47-1-145 of the S.C. Code is amended to read:

Section 47-1-145. (A)(1) Any person, organization,Notwithstanding another provision of law, any sheriff, deputy sheriff, deputy constable, constable, law enforcement officer, or other entity that is awarded custody of an animal under the provisions of Section 47-1-150 or who has seized an animal because of the arrest of a defendant for a violation of any provision of Chapter 1, Title 47 or Chapter 27, Title 16 and that provides services to the animal without compensation may file a petition with thea court of competent jurisdiction to hear civil cases requesting that the defendant, if found guilty, be ordered the court to require the owner of the animal or animals to deposit funds at specified intervals in an amount sufficient to secure payment of all the reasonable expenses incurred by the custodian in caring for and providing for the animal anticipated costs of the seizure and care of the animals pending the disposition of the litigation. In the absence of a conviction, the county or municipality making the arrest shall pay the reasonable expenses of the custodian. For purposes of this section, “court” refers to municipal or magistrates court, and “reasonable expenses” includes the cost of providing food, water, shelter, and care, including medical care, but does not include extraordinary medical procedures.

(B) The court shall, at the time of adjudication, determine the actual cost of care for the animal that the custodian incurred pursuant to subsection (A). Either party may demand that the trial be given priority over other cases.

(C)(1) If the court makes a final determination of the charges or claims against the defendant in his favor, then the defendant may recover custody of his animal.

(2) If the defendant is found guilty, then the custodian of the animal may then determine if the animal is suitable for adoption or rescue and if adoption or rescue can be arranged for the animal. The animal may not be adopted by the defendant or by any person residing in the defendant's household if the defendant was found guilty. If no adoption or rescue can be arranged after the forfeiture or if the animal is unsuitable for adoption or rescue, then the custodian shall humanely euthanize the animal.

(D) Within thirty days of an animal's impoundment, the animal's custodian must provide a good faith estimate, pursuant to subsection (A), of the daily custodial cost of the impounded animal. Upon receipt of the good faith estimate, the court shall then issue a notice to the defendant about his impounded animal that includes:

(1) an estimate of the daily custodial costs required to care for the animal;

(2) a statement that the defendant, if found guilty, shall be required to pay for the animal's care during impoundment; and

(3) a statement that the defendant, atAt any time prior to final adjudication, the owner has the right to forfeit ownership of the animal and avoid all future custodial costs related to the animal's care but not costs already accrued, beginning with the date of the seizure.

(B)(1) Every petition filed pursuant to subsection (A) shall contain a description of the time, place, and circumstances of the seizure, the legal authority for the seizure, and the name and address of the owner of the animal or animals seized.

(2) Any sheriff, deputy sheriff, deputy state constable, constable, law enforcement officer shall personally serve written process of the petition on the owner of the animal or animals. If the officer is unable to personally serve written process of the petition on the owner of the animal or animals within thirty days of the filing of the petition, the officers shall, within ten days thereafter, post a copy of the petition on the door of the residence of the owner or in another conspicuous place at the location where the animal or animals were seized.

(C)(1) Upon the court’s receipt of return of process of the petition on the owner, the court shall set a hearing on the petition to determine the need to care for and provide for the animal or animals pending the final disposition of the animal or animals. The hearing shall be conducted no loss than ten business days and no more than fifteen business days after the court’s receipt of return of service of process of the petition on the owner. Any sheriff, deputy sheriff, deputy state constable, constable, or other law enforcement officer is authorized to serve written notice on the owner of the date, time, and location of the hearing. If no name and address for the owner are set forth in the petition, then such notice shall be posted in a conspicuous place at the location where the animal or animals were seized.

(2) The scope of the hearing is limited to whether the seizure of the animal or animals was authorized. Upon such a showing, the court shall require payment into the registry of the court of an amount sufficient to cover all costs of seizure and care, as determined by the court, for a period beginning as of the date of seizure and ending thirty days after the date of the order. Neither the result of a hearing provided for under this section nor a statement of an owner made at any such hearing shall be admissible in any criminal prosecution related to the seizure of the animal or animals.

(3) The owner shall be ordered to deposit an amount equal to the portion of the original deposit amount attributable to the first thirty days after the date of the initial order and every thirty days thereafter until the owner relinquishes the animal or animals or until the final disposition of the animal or animals. If the required funds are not deposited within five days of the original order setting the amount of funds, or within five days after the expiration of each applicable subsequent thirty-day period, then the animal or animals shall be forfeited to the petitioning agency by operation of law and may be disposed of via transfer to another person or entity capable of providing care or other humane disposition.

(4) The court may correct, alter, or otherwise adjust the owner’s thirty-day obligation of payment upon a motion made by the owner or the petitioning agency at least five days before the expiration date of the then current thirty-day payment period. The hearing shall be held within ten days of service of the motion on the opposing party, and any adjustment to the thirty-day payment amount shall become effective five days after the court orders, or refuses to order, an adjustment.

(D)(1) Upon the deposit of funds with the court in accordance with this section, the entity incurring the costs of care may immediately begin to draw from those funds for payment of the actual costs incurred in keeping and caring for the animal or animals from the date of seizure to the date of the final disposition of the underlying criminal action regarding the owner and the animal or animals.

(2) Upon final disposition of the animal or animals, remaining funds deposited with the court shall be refunded to the owner.

(E) The remedy provided for in this section is in addition to any other remedy provided by law.

Renumber sections to conform.

Amend title to conform.

Rep. J. E. JOHNSON explained the amendment.

Rep. MURPHY moved to adjourn debate on the Bill, which was agreed to.

**H. 3951--AMENDED AND ORDERED TO THIRD READING**

The following Bill was taken up:

H. 3951 -- Reps. Haddon, G. M. Smith, Bannister, Hiott, Ligon, Hixon, Leber, Erickson, Forrest, Brewer, Murphy, Robbins, Willis, Calhoon, Pope, Davis and M. M. Smith: A BILL TO AMEND THE SOUTH CAROLINA CODE OF LAWS BY ENACTING THE "WORKING AGRICULTURAL LANDS PRESERVATION ACT" BY ADDING CHAPTER 57 TO TITLE 46 SO AS TO DEFINE TERMS, ESTABLISH A COMMITTEE, AND OUTLINE PROGRAM CRITERIA, AMONG OTHER THINGS.

The Committee on Agriculture, Natural Res. and Environmental Affairs proposed the following Amendment No. 1 to H. 3951 (LC-3951.PH0002H), which was adopted:

Amend the bill, as and if amended, SECTION 2, by deleting Section 46-57-40(6) and (7).

Amend the bill further, by striking SECTION 3 and inserting:

SECTION 3. This act takes effect upon approval by the Governor and is contingent upon funding in the general appropriations act.

Renumber sections to conform.

Amend title to conform.

Rep. HADDON explained the amendment.

The amendment was then adopted.

Rep. MAY proposed the following Amendment No. 2 to H. 3951 (LC-3951.HA0003H), which was ruled out of order:

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

SECTION X. Title 46 of the S.C. Code is amended by adding:

Section 46-57-90. Notwithstanding any other provision of law, nonresident aliens, foreign businesses, an agent, trustee, or fiduciary associated with the Government of the People’s Republic of China, North Korea, Russia, and Iran are prohibited from purchasing any farmland in South Carolina.

Renumber sections to conform.

Amend title to conform.

**POINT OF ORDER**

Rep. HIOTT raised the Point of Order under Rule 9.3 that Amendment No. 2 was not germane to H. 3951.

Rep. MAGNUSON argued contra.

The SPEAKER *PRO TEMPORE* stated that the Amendment’s substantial effect was outside the scope of the Bill.  He sustained the Point of Order and ruled Amendment No. 2 out of order.

Rep. MAGNUSON proposed the following Amendment No. 3 to   
H. 3951 (LC-3951.HA0005H), which was tabled:

Amend the bill, as and if amended, SECTION 2, by striking Section 46-57-40(8) and (9) and inserting:

(8) the multiple natural resources values associated with the working farmland property, including open space land, forested land and wetlands, riparian buffers, wildlife habitat, and freshwater aquifers;

(9) whether the applicant is from or serving an underserved or underprivileged community; and

(10) whether the committee has solicited the application and no application shall be approved unless initiated by the owner of the farmland.

Renumber sections to conform.

Amend title to conform.

Rep. MAGNUSON explained the amendment.

Rep. MAGNUSON spoke in favor of the amendment.

Rep. WEST spoke against the amendment.

Rep. WEST moved to table the amendment.

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

Yeas 90; Nays 18

Those who voted in the affirmative are:

|  |  |  |
| --- | --- | --- |
| Alexander | Anderson | Bailey |
| Ballentine | Bamberg | Bannister |
| Bauer | Bernstein | Blackwell |
| Bradley | Brewer | Brittain |
| Burns | Bustos | Calhoon |
| Carter | Caskey | Chapman |
| Chumley | Clyburn | Cobb-Hunter |
| Collins | Connell | Crawford |
| Davis | Erickson | Felder |
| Forrest | Gagnon | Garvin |
| Gatch | Gibson | Gilliam |
| Gilliard | Guest | Hager |
| Hardee | Hayes | Henegan |
| Herbkersman | Hewitt | Hiott |
| Hixon | Howard | Hyde |
| Jefferson | J. E. Johnson | J. L. Johnson |
| W. Jones | Jordan | King |
| Kirby | Landing | Lawson |
| Leber | Ligon | Long |
| Lowe | McGinnis | Mitchell |
| J. Moore | T. Moore | Moss |
| Murphy | Neese | B. Newton |
| W. Newton | Ott | Pendarvis |
| Pope | Rivers | Robbins |
| Rutherford | Sandifer | Schuessler |
| Sessions | G. M. Smith | M. M. Smith |
| Stavrinakis | Taylor | Tedder |
| Thayer | Thigpen | West |
| Wetmore | Wheeler | Whitmire |
| Williams | Willis | Wooten |

**Total--90**

Those who voted in the negative are:

|  |  |  |
| --- | --- | --- |
| Beach | B. J. Cox | Cromer |
| Haddon | Harris | Kilmartin |
| Magnuson | McCabe | McCravy |
| A. M. Morgan | T. A. Morgan | Nutt |
| O'Neal | Oremus | Pace |
| Trantham | Vaughan | White |

**Total--18**

So, the amendment was tabled.

Rep. HADDON proposed the following Amendment No. 4 to H. 3951 (LC-3951.PH0010H), which was adopted:

Amend the bill, as and if amended, SECTION 2, by striking Section 46-57-80 and inserting:

Section 46‑57‑80. Elected or appointed officials of the State and their immediate family members are not eligible to participate in the program.

Renumber sections to conform.

Amend title to conform.

Rep. HADDON explained the amendment.

The amendment was then adopted.

Rep. MAGNUSON proposed the following Amendment No. 5 to   
H. 3951 (LC-3951.PH0006H), which was tabled:

Amend the bill, as and if amended, SECTION 2, by striking Section 46-57-10(5) and inserting:

(5) “Matching payment” means payment for qualifying projects not to exceed fifty percent of the value of the qualified interest in land, dispersed each year by not more than the property tax liability of the land for that year until the fifty percent limitation, as determined by the most recent property tax assessment, is reached.

Renumber sections to conform.

Amend title to conform.

Rep. MAGNUSON explained the amendment.

Rep. OTT spoke against the amendment.

Rep. MAGNUSON spoke in favor of the amendment.

Rep. MAGNUSON moved to table the amendment, which was agreed to.

Rep. BAUER proposed the following Amendment No. 6 to H. 3951 (LC-3951.PH0012H), which was adopted:

Amend the bill, as and if amended, SECTION 2, by striking Section 46-57-30(A) and inserting:

(A) The committee administers the program and is comprised of the following eight voting members, each serving two‑year terms:

(1) the Commissioner of Agriculture who serves as the chairman of the committee;

(2) two members designated by the Governor;

(3) two members designated by the Speaker of the House of Representatives;

(4) two members designated by the President of the Senate;

(5) one member designated by the South Carolina Black Farmers Coalition; and

(6) The chairman of the South Carolina Conservation Bank serves as an ex officio member.

Renumber sections to conform.

Amend title to conform.

Rep. BAUER 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 104; Nays 2

Those who voted in the affirmative are:

|  |  |  |
| --- | --- | --- |
| Alexander | Anderson | Ballentine |
| Bamberg | Bauer | Beach |
| Bernstein | Blackwell | Bradley |
| Brewer | Brittain | Burns |
| Bustos | Calhoon | Carter |
| Caskey | Chapman | Chumley |
| 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 |
| Hayes | Henderson-Myers | Henegan |
| Herbkersman | Hewitt | Hiott |
| Hixon | Howard | Hyde |
| J. E. Johnson | J. L. Johnson | S. Jones |
| W. Jones | Jordan | King |
| Kirby | Landing | Lawson |
| Leber | Ligon | Long |
| Lowe | McCravy | McDaniel |
| McGinnis | Mitchell | J. Moore |
| T. Moore | A. M. Morgan | Moss |
| Murphy | Neese | B. Newton |
| W. Newton | Nutt | O'Neal |
| Oremus | Ott | Pedalino |
| Pendarvis | Pope | Rivers |
| Robbins | Rose | Sandifer |
| Sessions | G. M. Smith | M. M. Smith |
| Stavrinakis | Taylor | Tedder |
| Thayer | Thigpen | Trantham |
| Vaughan | West | Wetmore |
| Whitmire | Williams | Willis |
| Wooten | Yow |  |

**Total--104**

Those who voted in the negative are:

|  |  |  |
| --- | --- | --- |
| Harris | Kilmartin |  |

**Total--2**

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

ABSTENTION FROM VOTING

March 29, 2023

The Honorable Charles Reid

Clerk of the South Carolina House of Representatives

213 Blatt Bldg.

Columbia, SC 29201

Dear Charles Reid,

I am notifying you in accordance with S.C. Code Ann. Section 8-13-700 of the SC Code, I hereby recuse myself from voting on H. 3951, regarding enacting the “Working Agricultural Lands Preservation Act” by adding Chapter 57 to Title 46 so as to define terms, establish a committee, and outline program criteria, among other things.

I will abstain from this vote because of a potential conflict of interest, as an economic interest of myself and the business with which I am associated may be affected. Please note this in the House Journal for March 29, 2023.

Sincerely,

Rep. Thomas F. Harnett, Jr.

ABSTENTION FROM VOTING

March 29, 2023

The Honorable Charles Reid

Clerk of the South Carolina House of Representatives

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Dear Charles Reid,

I am notifying you in accordance with S.C. Code Ann. Section 8-13-700 of the SC Code, I hereby recuse myself from voting on H. 3951, regarding enacting the “Working Agricultural Lands Preservation Act” by adding Chapter 57 to Title 46 so as to define terms, establish a committee, and outline program criteria, among other things.

I will abstain from this vote because of a potential conflict of interest, as an economic interest of myself and the business with which I am associated may be affected. Please note this in the House Journal for March 29, 2023.

Sincerely,

Rep. Jordan Pace

Rep. FORREST moved that the House recede until 1:30 p.m., which was agreed to.

**THE HOUSE RESUMES**

At 1:30 p.m. the House resumed, the SPEAKER *PRO TEMPORE* in the Chair.

**POINT OF QUORUM**

The question of a quorum was raised.

A quorum was later present.

**RECURRENCE TO THE MORNING HOUR**

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

**REPORTS OF STANDING COMMITTEES**

Rep. ERICKSON, from the Committee on Education and Public Works, submitted a favorable report with amendments on:

H. 4023 -- Reps. S. Jones, Erickson, Henegan, Alexander, Bradley, J. L. Johnson, White, Ott, Gilliam, Beach, Gibson, O'Neal, Cromer, McGinnis, McDaniel, Vaughan, Bauer, A. M. Morgan, Leber, T. A. Morgan, Chumley, McCravy, McCabe, Landing, Ballentine, Haddon, Hartnett, Herbkersman, Oremus and Willis: A BILL TO AMEND THE SOUTH CAROLINA CODE OF LAWS BY AMENDING SECTION 59-152-60, RELATING TO LOCAL FIRST STEPS PARTNERSHIP BOARDS, SO AS TO REVISE THE COMPOSITION, MANNER OF APPOINTMENT, AND TERMS OF MEMBERSHIP OF THE BOARDS, TO PROVIDE FOR THE TERMINATION OF CERTAIN CURRENT BOARD MEMBERS, AND TO PROVIDE FOR THE TRANSITION OF THE PERFORMANCE OF CERTAIN TASKS BY LOCAL FIRST STEPS PARTNERSHIPS; BY AMENDING SECTION 59-152-70, RELATING TO LOCAL PARTNERSHIP BOARDS, SO AS TO INCLUDE PROVISIONS CONCERNING THE ADMINISTRATION OF LOCAL PARTNERSHIPS, AND TO PROVIDE FOR THE ESTABLISHMENT OF MULTICOUNTY PARTNERSHIPS; BY AMENDING SECTION 59-152-150, RELATING TO DEVELOPMENT AND ADOPTION OF A STANDARD FISCAL ACCOUNTABILITY SYSTEM FOR LOCAL PARTNERSHIPS, SO AS TO REVISE PROVISIONS CONCERNING COMPETITIVE BIDDING FOR PROCUREMENT; BY ADDING SECTION 63-11-1726 SO AS TO PROVIDE ALL PUBLICLY FUNDED EARLY CHILDHOOD SERVING AGENCIES AND ENTITIES SHALL PARTICIPATE IN CERTAIN DATA SHARING INITIATIVES SUPPORTED BY THE ADVISORY COUNCIL; BY AMENDING SECTION 63-11-1720, RELATING TO THE FIRST STEPS BOARD OF TRUSTEES, SO AS TO ADD THE DIRECTOR OF THE DEPARTMENT OF MENTAL HEALTH AS A TRUSTEE; BY AMENDING SECTION 63-11-1725, RELATING TO THE FIRST STEPS ADVISORY COUNCIL, SO AS TO REVISE DATA GOVERNANCE POLICIES, TO PROVIDE FOR CERTAIN ACTIVITIES TO BUILD PARENT KNOWLEDGE, AND TO REQUIRE THE DEVELOPMENT, IMPLEMENTATION, AND REVIEW OF AN OVERALL STRATEGIC PLAN; BY AMENDING SECTION 63-11-1730, RELATING TO OVERSIGHT DUTIES OF THE FIRST STEPS BOARD OF TRUSTEES, SO AS TO INCLUDE PROVISIONS CONCERNING LOCAL PARTNERSHIP PERSONNEL POLICIES; BY AMENDING SECTION 59-152-10, RELATING TO THE ESTABLISHMENT OF SOUTH CAROLINA FIRST STEPS TO SCHOOL READINESS, SO AS TO CLARIFY THAT THE PROVISIONS OF THE AUTHORIZING ACT ARE PERMANENT AND FUTURE REAUTHORIZATIONS ARE NOT REQUIRED; AND BY AMENDING ACT 99 OF 1999, RELATING TO THE TIMES AT WHICH THE SOUTH CAROLINA FIRST STEPS TO SCHOOL READINESS ACT TAKES EFFECT AND IS REPEALED UNLESS REAUTHORIZED BY THE GENERAL ASSEMBLY, SO AS TO REMOVE THE AUTOMATIC REPEAL PROVISION AND REAUTHORIZATION REQUIREMENT.

Ordered for consideration tomorrow.

Rep. ERICKSON, from the Committee on Education and Public Works, submitted a favorable report on:

H. 3414 -- Reps. Wooten, Pope, Yow and M. M. Smith: A BILL TO AMEND THE SOUTH CAROLINA CODE OF LAWS BY AMENDING SECTION 56-5-4445, RELATING TO THE RESTRICTIONS ON ELEVATING OR LOWERING MOTOR VEHICLES, SO AS TO PROHIBIT MOTOR VEHICLE MODIFICATIONS THAT RESULT IN THE MOTOR VEHICLES' FRONT FENDERS BEING RAISED FOUR OR MORE INCHES ABOVE OR BELOW THE HEIGHT OF THE REAR FENDERS, TO PROVIDE THE FORMULA FOR MEASURING THE HEIGHT OF THE FENDERS, AND TO PROVIDE PENALTIES.

Ordered for consideration tomorrow.

Rep. ERICKSON, from the Committee on Education and Public Works, submitted a favorable report on:

H. 3359 -- Reps. Ott, Chumley, Taylor and Atkinson: A BILL TO AMEND THE SOUTH CAROLINA CODE OF LAWS BY ADDING SECTION 56-2-140 SO AS TO DEFINE THE TERM "UTILITY TERRAIN VEHICLE" AND PROVIDE FOR THE REGISTRATION AND OPERATION OF THEM ON THE HIGHWAYS AND STREETS OF THE STATE; TO AMEND SECTION 56-1-10, RELATING TO DEFINITIONS, SO AS TO REVISE THE DEFINITION OF THE TERM "OFF-ROAD USE ONLY"; AND TO AMEND SECTION 38-77-30, RELATING TO DEFINITIONS, SO AS TO REVISE THE DEFINITION OF THE TERM "INDIVIDUAL PRIVATE PASSENGER AUTOMOBILE" TO INCLUDE CERTAIN UTILITY TERRAIN VEHICLES.

Ordered for consideration tomorrow.

Rep. W. NEWTON, from the Committee on Judiciary, submitted a favorable report on:

H. 3267 -- Rep. W. Newton: A BILL TO AMEND THE SOUTH CAROLINA CODE OF LAWS BY REPEALING SECTION 1-7-117 RELATING TO THE DIVISION OF PUBLIC CHARITIES.

Ordered for consideration tomorrow.

Rep. W. NEWTON, from the Committee on Judiciary, submitted a favorable report with amendments on:

H. 3500 -- Rep. W. Newton: A BILL TO AMEND THE SOUTH CAROLINA CODE OF LAWS BY AMENDING SECTION 30-5-35, RELATING TO DERIVATION CLAUSES ON DEEDS AND MORTGAGES, SO AS TO PROVIDE ALL MORTGAGES AND DEEDS EXECUTED AFTER JUNE 30, 2023, MUST INCLUDE INFORMATION IDENTIFYING THE PARTY WHO PREPARED THE INSTRUMENT OR THE ATTORNEY LICENSED IN THIS STATE WHO ASSISTED IN THE CLOSING OF THE INSTRUMENT.

Ordered for consideration tomorrow.

Rep. W. NEWTON, from the Committee on Judiciary, submitted a favorable report with amendments on:

H. 3514 -- Reps. Ott, B. Newton, Murphy, Cobb-Hunter, Caskey, Kirby, Collins, Forrest, Bernstein, Wheeler, Taylor, Wetmore, J. Moore, Atkinson and Henegan: A BILL TO AMEND THE SOUTH CAROLINA CODE OF LAWS BY ADDING SECTION 52-5-300 BY ENACTING THE "SOUTH CAROLINA EQUINE ADVANCEMENT ACT" TO ESTABLISH A GRANT PROGRAM TO ASSIST THE GROWTH AND DEVELOPMENT OF THE EQUINE INDUSTRY IN SOUTH CAROLINA; BY ADDING SECTION 52-5-310 SO AS TO PROVIDE DEFINITIONS; BY ADDING SECTION 52-5-320 SO AS TO ESTABLISH THE SOUTH CAROLINA EQUINE COMMISSION; BY ADDING SECTION 52-5-330 SO AS TO ESTABLISH THE POWERS OF THE SOUTH CAROLINA EQUINE COMMISSION; BY ADDING SECTION 52-5-340 SO AS TO PROVIDE ADMINISTRATIVE SUPPORT FOR THE SOUTH CAROLINA EQUINE COMMISSION; BY ADDING SECTION 52-5-350 SO AS TO PROVIDE GUIDELINES FOR PARI-MUTUEL WAGERING; BY ADDING SECTION 52-5-360 SO AS TO PROVIDE APPLICATION GUIDELINES FOR PARI-MUTUEL WAGERING; BY ADDING SECTION 52-5-370 SO AS TO PROVIDE FOR APPLICATION AND LICENSE FEES; BY ADDING SECTION 52-5-380 SO AS TO PROVIDE FOR THE EQUINE INDUSTRY DEVELOPMENT FUND; BY ADDING SECTIONS 52-5-390 AND 52-5-400 SO AS TO PROVIDE GUIDELINES AND PROTECTIONS FOR COMMITTEE MEMBERS; AND BY ADDING SECTION 52-5-410 SO AS TO REQUIRE THE COMMISSION TO SUBMIT AN ANNUAL REPORT.

Ordered for consideration tomorrow.

Rep. W. NEWTON, from the Committee on Judiciary, submitted a favorable report on:

H. 3553 -- Reps. G. M. Smith, Erickson, Crawford, Hewitt, Davis, T. Moore, McCravy, B. Newton, West, Burns, Mitchell, Pace, S. Jones, White, Hixon, Hiott, Oremus, M. M. Smith, Landing, W. Newton, Robbins and Brewer: A BILL TO AMEND THE SOUTH CAROLINA CODE OF LAWS BY AMENDING SECTION 63-9-750, RELATING TO FINAL ADOPTION HEARINGS, SO AS TO ELIMINATE THE MANDATORY NINETY-DAY WAITING PERIOD TO FINALIZE AN ADOPTION.

Ordered for consideration tomorrow.

Rep. W. NEWTON, from the Committee on Judiciary, submitted a favorable report on:

H. 3554 -- Reps. G. M. Smith, Erickson, Crawford, Hewitt, Davis, T. Moore, McCravy, B. Newton, West, Burns, Mitchell, Pace, Yow, Hixon, Hiott, Oremus, M. M. Smith, Landing, W. Newton, Robbins and Brewer: A BILL TO AMEND THE SOUTH CAROLINA CODE OF LAWS BY AMENDING SECTION 63-9-520, RELATING TO ADOPTION INVESTIGATIONS AND REPORTS, SO AS TO GIVE THE COURT THE DISCRETION TO WAIVE THE REQUIREMENT FOR CERTAIN PREPLACEMENT REPORTS AND ANY POSTPLACEMENT INVESTIGATION AND REPORT; AND BY AMENDING SECTION 63-9-510, RELATING TO TEMPORARY PLACEMENT AND CUSTODY OF ADOPTEES, SO AS TO MAKE CONFORMING CHANGES.

Ordered for consideration tomorrow.

Rep. W. NEWTON, from the Committee on Judiciary, submitted a favorable report with amendments on:

H. 3555 -- Reps. G. M. Smith, Erickson, Crawford, Hewitt, Davis, T. Moore, McCravy, B. Newton, West, Mitchell, Yow, Carter, Hixon, Hiott, Oremus, Landing, W. Newton, Robbins and Brewer: A BILL TO AMEND THE SOUTH CAROLINA CODE OF LAWS BY AMENDING SECTION 63-7-1700, RELATING TO PERMANENCY PLANNING, SO AS TO MAKE CERTAIN CHANGES TO PROMOTE TIMELY PERMANENCE FOR CHILDREN IN THE CUSTODY OF THE DEPARTMENT OF SOCIAL SERVICES; BY AMENDING SECTIONS 63-7-1710, 63-7-2530, AND 63-7-1660, RELATING TO TERMINATION OF PARENTAL RIGHTS AND REMOVAL ACTIONS, SO AS TO MAKE CONFORMING CHANGES; AND BY AMENDING SECTION 63-9-710, RELATING TO PETITIONS FOR ADOPTION, SO AS TO ADDRESS THE FILING OF ADOPTION PETITIONS FOR CHILDREN IN THE CUSTODY OF THE DEPARTMENT OF SOCIAL SERVICES.

Ordered for consideration tomorrow.

Rep. W. NEWTON, from the Committee on Judiciary, submitted a favorable report on:

H. 3556 -- Reps. G. M. Smith, Erickson, Crawford, Hewitt, Davis, T. Moore, McCravy, B. Newton, Mitchell, Yow, Hixon, Hiott, Oremus, W. Newton, Robbins and Brewer: A BILL TO AMEND THE SOUTH CAROLINA CODE OF LAWS BY AMENDING SECTION 63-7-40, RELATING TO INFANT SAFE HAVENS, SO AS TO ALLOW THE PERMANENCY PLANNING HEARING AND TERMINATION OF PARENTAL RIGHTS HEARING TO OCCUR IN THE SAME PROCEEDING, WITH EXCEPTIONS.

Ordered for consideration tomorrow.

Rep. W. NEWTON, from the Committee on Judiciary, submitted a favorable report with amendments on:

H. 3557 -- Reps. G. M. Smith, Erickson, Crawford, Hewitt, Davis, T. Moore, B. Newton, Mitchell, Yow, Hixon, Hiott, Landing, W. Newton, Robbins and Brewer: A BILL TO AMEND THE SOUTH CAROLINA CODE OF LAWS BY AMENDING SECTION 63-7-20, RELATING TO CHILDREN'S CODE DEFINITIONAL TERMS, SO AS TO ADD AND CHANGE DEFINITIONS CONCERNING CHILD ABANDONMENT; BY AMENDING SECTION 63-9-310, RELATING TO PERSONS WHOSE CONSENT TO ADOPTION IS REQUIRED, SO AS TO CLARIFY THAT THE DEPARTMENT OF SOCIAL SERVICES' CONSENT IS REQUIRED FOR ABANDONED CHILDREN; AND BY AMENDING SECTION 63-9-320, RELATING TO PERSONS WHOSE CONSENT TO ADOPTION IS NOT REQUIRED, SO AS TO INCLUDE THE PARENT OF AN ABANDONED CHILD.

Ordered for consideration tomorrow.

Rep. W. NEWTON, from the Committee on Judiciary, submitted a favorable report with amendments on:

H. 3558 -- Reps. G. M. Smith, Erickson, Crawford, Hewitt, Davis, T. Moore, B. Newton, Mitchell, Yow, Carter, Hixon, Hiott, Landing, W. Newton, Robbins and Brewer: A BILL TO AMEND THE SOUTH CAROLINA CODE OF LAWS BY ADDING SECTIONS 63-7-693 AND 63-7-696 SO AS TO REQUIRE PARTIES TO EXECUTE A SAFETY PLAN BEFORE THE DEPARTMENT OF SOCIAL SERVICES MAY PLACE A CHILD OUTSIDE THE HOME WITHOUT TAKING LEGAL CUSTODY, TO ESTABLISH LIMITATIONS ON THE USE OF A SAFETY PLAN FOR CHILD PROTECTION, AND FOR OTHER PURPOSES; BY AMENDING SECTION 63-7-650, RELATING TO THE PLACEMENT OF A CHILD OUTSIDE THE HOME INSTEAD OF ENTERING STATE CUSTODY, SO AS TO CHANGE CERTAIN REQUIREMENTS RELATING TO ASSESSING THE SAFETY AND APPROPRIATENESS OF AN OUT-OF-HOME PLACEMENT; BY AMENDING SECTION 63-7-690, RELATING TO THE ALLOWABLE TIMEFRAME TO MAKE AN INTERIM OUT-OF-HOME PLACEMENT OF A CHILD, SO AS TO CHANGE THE TIMEFRAME; AND BY AMENDING SECTION 63-7-730, RELATING TO EXPEDITED PLACEMENT OF CHILD WITH A RELATIVE AT THE PROBABLE CAUSE HEARING, SO AS TO MAKE CONFORMING CHANGES.

Ordered for consideration tomorrow.

Rep. W. NEWTON, from the Committee on Judiciary, submitted a favorable report on:

H. 3865 -- Reps. Hiott, Collins, Rutherford, Carter and Robbins: A BILL TO AMEND THE SOUTH CAROLINA CODE OF LAWS BY AMENDING SECTION 17-5-130, RELATING TO CORONER QUALIFICATIONS, SO AS TO INCLUDE LICENSED PARAMEDICS WITH AT LEAST THREE YEARS OF EXPERIENCE AS ONE OF THE ADDITIONAL QUALIFICATIONS A CORONER MUST HAVE.

Ordered for consideration tomorrow.

Rep. W. NEWTON, from the Committee on Judiciary, submitted a favorable report on:

S. 380 -- Senators Shealy, McElveen, Hutto, Jackson, Gustafson and Young: A BILL TO AMEND THE SOUTH CAROLINA CODE OF LAWS BY AMENDING SECTION 63-7-20, RELATING TO DEFINITIONS, SO AS TO DEFINE LEGAL GUARDIANSHIP; BY AMENDING SECTION 63-7-20, RELATING TO DEFINITIONS, SO AS TO DEFINE LEGAL GUARDIAN; BY AMENDING SECTION 63-7-1700, RELATING TO PERMANENCY PLANNING, SO AS TO PROVIDE FOR PROCEDURES TO ESTABLISH LEGAL GUARDIANSHIP WITH SUPPLEMENTAL BENEFITS WHEN ADOPTION IS NOT AN OPTION; BY AMENDING SECTION 63-7-1700, RELATING TO PERMANENCY PLANNING, SO AS TO PROVIDE CONFORMING LANGUAGE; BY ADDING SECTION 63-7-1705 SO AS TO ESTABLISH PROCEDURES FOR INITIATING THE JUDICIAL ESTABLISHMENT OF LEGAL GUARDIANSHIP WITH SUPPLEMENTAL BENEFITS; BY ADDING SECTION 63-7-2810 SO AS TO PROVIDE THE PURPOSE OF THE SOUTH CAROLINA LEGAL GUARDIANSHIP WITH SUPPLEMENTAL BENEFITS; BY ADDING SECTION 63-7-2820 SO AS TO DEFINE THE TERMS; BY ADDING SECTION 63-7-2830 SO AS TO ESTABLISH AN ONGOING PROGRAM OF SUPPLEMENTAL BENEFITS FOR LEGAL GUARDIANSHIP; BY ADDING SECTION 63-7-2840 SO AS TO PROVIDE THE ELIGIBILITY REQUIREMENTS FOR LEGAL GUARDIANSHIP WITH SUPPLEMENTAL BENEFITS; BY ADDING SECTION 63-7-2850 SO AS TO PROVIDE REQUIREMENTS FOR WRITTEN AGREEMENTS BETWEEN THE DEPARTMENT OF SOCIAL SERVICES AND LEGAL GUARDIANS; BY ADDING SECTION 63-7-2860 SO AS TO PROVIDE A METHOD FOR REVIEW OF DECISIONS THAT ARE ADVERSE TO THE LEGAL GUARDIAN; BY ADDING SECTION 63-7-2870 SO AS TO PROMULGATE REGULATIONS; BY ADDING SECTION 63-7-2880; BY AMENDING SECTION 63-1-20, RELATING TO POLICY, SO AS TO INCLUDE LEGAL GUARDIANSHIP WHEN ADOPTION IS NOT APPROPRIATE; AND BY AMENDING SECTION 63-7-2350, RELATING TO RESTRICTIONS ON FOSTER CARE OR ADOPTION PLACEMENTS, SO AS TO INCLUDE PLACEMENT OF A CHILD IN A LEGAL GUARDIAN'S HOME.

Ordered for consideration tomorrow.

Rep. MOSS, from the Committee on Invitations and Memorial Resolutions, submitted a favorable report on:

H. 4000 -- Reps. Jefferson, Cobb-Hunter, Gatch, Robbins, Brewer, Tedder and Murphy: A CONCURRENT RESOLUTION TO REQUEST THE DEPARTMENT OF TRANSPORTATION NAME THE PORTION OF UNITED STATES HIGHWAY 78 BEGINNING AT MILE POINT 12.79 AND ENDING AT MILE POINT 22.39 IN DORCHESTER COUNTY "LAVEL 'TYLER' NORMAN DAVIS, JR. MEMORIAL HIGHWAY" AND ERECT APPROPRIATE MARKERS OR SIGNS ALONG THIS PORTION OF HIGHWAY CONTAINING THESE WORDS.

Ordered for consideration tomorrow.

Rep. DAVIS, from the Committee on Medical, Military, Public and Municipal Affairs, submitted a favorable report with amendments on:

H. 3138 -- Rep. Bustos: A BILL TO AMEND THE SOUTH CAROLINA CODE OF LAWS BY ADDING CHAPTER 7 TO TITLE 55 SO AS TO PROVIDE FOR THE DISPOSAL OF ABANDONED OR DERELICT AIRCRAFT BY AN AIRPORT MANAGER.

Ordered for consideration tomorrow.

Rep. DAVIS, from the Committee on Medical, Military, Public and Municipal Affairs, submitted a favorable report with amendments on:

H. 3691 -- Reps. G. M. Smith, M. M. Smith, Davis, B. L. Cox, Pace, Guest, Leber, J. E. Johnson, Pope, Brittain, McGinnis, Hardee, Hewitt, Jordan, Thayer, Anderson, Rutherford, Trantham, Bailey, Schuessler, Gagnon, Beach, Oremus, Forrest, S. Jones, Taylor, Hixon, Blackwell, Collins, Bannister, Hiott, Carter, O'Neal, Ligon, Guffey, Sessions, T. Moore, Nutt, Hayes, Yow, Mitchell, Connell, Hager, B. Newton, White, Landing, Kirby, Moss, Bustos, Long and Caskey: A BILL TO AMEND THE SOUTH CAROLINA CODE OF LAWS BY ADDING SECTION 17-5-135 SO AS TO ALLOW CORONERS TO POSSESS AND ADMINISTER OPIOID ANTIDOTES UNDER CERTAIN CIRCUMSTANCES; BY ADDING SECTION 44-130-90 SO AS TO PROVIDE PROCEDURES FOR THE ADMINISTRATION OF OPIOID ANTIDOTES BY CORONERS AND THE REPORTING OF THEIR USE; AND BY AMENDING SECTION 17-5-510, RELATING TO DUTIES OF CORONERS AND MEDICAL EXAMINERS, SO AS TO PROVIDE THAT CORONERS ARE CONSIDERED PUBLIC SAFETY OFFICERS IF KILLED IN THE LINE OF DUTY.

Ordered for consideration tomorrow.

Rep. DAVIS, from the Committee on Medical, Military, Public and Municipal Affairs, submitted a favorable report with amendments on:

H. 3870 -- Reps. Wooten, Erickson, Caskey, Ballentine, West, Hewitt, Wetmore, Dillard, M. M. Smith and Davis: A BILL TO AMEND THE SOUTH CAROLINA CODE OF LAWS BY ADDING SECTION 40-43-72 SO AS TO AUTHORIZE THE PERMITTING AND OPERATION OF NARCOTIC TREATMENT PROGRAMS, TO ESTABLISH CERTAIN REQUIREMENTS FOR NARCOTIC TREATMENT PROGRAMS AND THEIR ASSOCIATED PHARMACISTS, PRACTITIONERS, AND PRACTITIONER AGENTS, TO REQUIRE THE BOARD OF PHARMACY TO FULFILL CERTAIN OBLIGATIONS, AND FOR OTHER PURPOSES; AND BY AMENDING SECTION 44-53-720, RELATING TO RESTRICTIONS ON USE OF METHADONE, SO AS TO MAKE CONFORMING CHANGES.

Ordered for consideration tomorrow.

Rep. DAVIS, from the Committee on Medical, Military, Public and Municipal Affairs, submitted a favorable report on:

H. 3877 -- Reps. West, J. Moore, M. M. Smith, Atkinson, B. J. Cox, Gagnon, Hayes and Caskey: A BILL TO AMEND THE SOUTH CAROLINA CODE OF LAWS BY AMENDING SECTION 40-47-1250, RELATING TO SUPERVISION OF ANESTHESIOLOGIST'S ASSISTANTS, SO AS TO INCREASE THE NUMBER OF ANESTHESIOLOGISTS' ASSISTANTS THAT AN ANESTHESIOLOGIST MAY SUPERVISE; AND BY AMENDING SECTION 40-47-1240, RELATING TO LICENSURE OF ANESTHESIOLOGIST'S ASSISTANTS, SO AS TO REMOVE THE REQUIREMENT THAT LICENSURE APPLICANTS MUST APPEAR BEFORE A MEMBER OF THE BOARD OF MEDICAL EXAMINERS AND PRESENT EVIDENCE OF CERTAIN RELEVANT ACADEMIC CREDENTIALS AND KNOWLEDGE.

Ordered for consideration tomorrow.

**HOUSE RESOLUTION**

The following was introduced:

H. 4193 -- Reps. McCravy, Murphy, W. Newton, Rose, King, Bamberg, Brittain, Elliott, Guffey, Henegan, Leber, Mitchell, Robbins, Schuessler, Wetmore, Wooten, Jordan, Bailey, Bernstein, Connell, Guest, Henderson-Myers, J. E. Johnson, T. Moore, Thigpen, Wheeler, Alexander, Anderson, Atkinson, Ballentine, Bannister, Bauer, Beach, Blackwell, Bradley, Brewer, Burns, Bustos, Calhoon, Carter, Caskey, Chapman, Chumley, Clyburn, Cobb-Hunter, Collins, B. J. Cox, B. L. Cox, Crawford, Cromer, Davis, Dillard, Erickson, Felder, Forrest, Gagnon, Garvin, Gatch, Gibson, Gilliam, Gilliard, Haddon, Hager, Hardee, Harris, Hart, Hartnett, Hayes, Herbkersman, Hewitt, Hiott, Hixon, Hosey, Howard, Hyde, Jefferson, J. L. Johnson, S. Jones, W. Jones, Kilmartin, Kirby, Landing, Lawson, Ligon, Long, Lowe, Magnuson, May, McCabe, McDaniel, McGinnis, J. Moore, A. M. Morgan, T. A. Morgan, Moss, Neese, B. Newton, Nutt, O'Neal, Oremus, Ott, Pace, Pedalino, Pendarvis, Pope, Rivers, Rutherford, Sandifer, Sessions, G. M. Smith, M. M. Smith, Stavrinakis, Taylor, Tedder, Thayer, Trantham, Vaughan, Weeks, West, White, Whitmire, Williams, Willis and Yow: A HOUSE RESOLUTION TO EXPRESS PROFOUND SORROW UPON THE PASSING OF DR. HOWARD THOMAS, LONGTIME PROFESSOR AT ERSKINE COLLEGE, AND TO EXTEND THE DEEPEST SYMPATHY TO HIS FAMILY AND MANY FRIENDS.

The Resolution was adopted.

**HOUSE RESOLUTION**

The following was introduced:

H. 4194 -- Reps. McCravy and Gibson: A HOUSE RESOLUTION TO RECOGNIZE AND HONOR THE NINETY SIX WILDCATS ACADEMIC TEAM, COACHES, AND SCHOOL OFFICIALS FOR A STELLAR PERFORMANCE AND TO CONGRATULATE THEM FOR WINNING THE 2023 SOUTH CAROLINA STATE CHAMPIONSHIP OF ACADEMICS TITLE.

The Resolution was adopted.

**HOUSE RESOLUTION**

The following was introduced:

H. 4195 -- Rep. White: A HOUSE RESOLUTION TO RECOGNIZE AND HONOR UNITED STATES ARMY COLONEL ZOLTAN "Z" KROMPECHER, UPON THE OCCASION OF HIS RETIREMENT AFTER THIRTY-SEVEN YEARS OF DISTINGUISHED SERVICE, AND TO WISH HIM CONTINUED SUCCESS AND HAPPINESS IN ALL HIS FUTURE ENDEAVORS.

The Resolution was adopted.

**HOUSE RESOLUTION**

The following was introduced:

H. 4196 -- Reps. Dillard, 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, Thayer, Thigpen, Trantham, Vaughan, Weeks, West, Wetmore, Wheeler, White, Whitmire, Williams, Willis, Wooten and Yow: A HOUSE RESOLUTION TO DECLARE APRIL 2023 AS "SECOND CHANCE MONTH" IN SOUTH CAROLINA AND TO COMMEND SOTERIA COMMUNITY DEVELOPMENT CORPORATION ON ITS OUTSTANDING WORK IN ASSISTING FORMERLY INCARCERATED INDIVIDUALS TO REENTER SOCIETY.

The Resolution was adopted.

**HOUSE RESOLUTION**

The following was introduced:

H. 4197 -- Reps. G. M. Smith, W. Newton, 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, 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, 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 CHARLES APPLEBY FOR EIGHT YEARS OF OUTSTANDING SERVICE TO THE HOUSE OF REPRESENTATIVES, TO BID HIM FAREWELL AS HE DEPARTS OUR HALLS, AND TO WISH HIM CONTINUED SUCCESS IN ALL HIS FUTURE ENDEAVORS.

The Resolution was adopted.

**HOUSE RESOLUTION**

The following was introduced:

H. 4198 -- Reps. G. M. Smith, 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, 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, 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 EXPRESS THE APPRECIATION OF THE SOUTH CAROLINA HOUSE OF REPRESENTATIVES TO MICHAEL A. PINCKNEY UPON THE OCCASION HIS OF RETIREMENT AFTER MANY YEARS OF COMMITTED PUBLIC SERVICE, TO CONGRATULATE HIM ON SERVING THIS GREAT STATE WITH CONSISTENT EXCELLENCE FOR OVER FIFTEEN YEARS, AND TO WISH HIM GREAT SUCCESS, GOOD HEALTH, AND MUCH JOY IN HIS FUTURE ENDEAVORS.

The Resolution was adopted.

**HOUSE RESOLUTION**

The following was introduced:

H. 4199 -- Reps. G. M. Smith, Howard, 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, 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, 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 MARY DENIS CAUTHEN UPON THE OCCASION OF HER RETIREMENT AFTER ALMOST FORTY YEARS OF OUTSTANDING SERVICE TO THE STATE OF SOUTH CAROLINA, AND TO WISH HER CONTINUED SUCCESS AND HAPPINESS IN ALL HER FUTURE ENDEAVORS.

The Resolution was adopted.

**HOUSE RESOLUTION**

The following was introduced:

H. 4200 -- Reps. Wooten, 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, 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 and Yow: A HOUSE RESOLUTION TO RECOGNIZE AND HONOR HAZEL LIVINGSTON, A MEMBER OF LEXINGTON TOWN COUNCIL, FOR TWENTY-FIVE YEARS OF DEDICATED SERVICE AND TO WISH HER CONTINUED SUCCESS AND FULFILLMENT IN ALL HER SERVICE.

The Resolution was adopted.

**HOUSE RESOLUTION**

The following was introduced:

H. 4201 -- Reps. Rose, 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, 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, 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 HEATHWOOD HALL GIRLS VARSITY BASKETBALL TEAM, COACHES, AND SCHOOL OFFICIALS FOR A REMARKABLE SEASON AND TO CONGRATULATE THEM FOR WINNING THE 2023 SOUTH CAROLINA INDEPENDENT SCHOOL ASSOCIATION CLASS 4A STATE CHAMPIONSHIP TITLE.

The Resolution was adopted.

**HOUSE RESOLUTION**

The following was introduced:

H. 4202 -- Reps. McCabe, White, May, Kilmartin, Calhoon, Wooten, Ballentine, Caskey, Taylor, Forrest, Ott, Alexander, Anderson, Atkinson, Bailey, Bamberg, Bannister, Bauer, Beach, Bernstein, Blackwell, Bradley, Brewer, Brittain, Burns, Bustos, Carter, Chapman, Chumley, Clyburn, Cobb-Hunter, Collins, Connell, B. J. Cox, B. L. Cox, Crawford, Cromer, Davis, Dillard, Elliott, Erickson, Felder, 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, King, Kirby, Landing, Lawson, Leber, Ligon, Long, Lowe, Magnuson, 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, Pace, Pedalino, Pendarvis, Pope, Rivers, Robbins, Rose, Rutherford, Sandifer, Schuessler, Sessions, G. M. Smith, M. M. Smith, Stavrinakis, Tedder, Thayer, Thigpen, Trantham, Vaughan, Weeks, West, Wetmore, Wheeler, Whitmire, Williams, Willis and Yow: A HOUSE RESOLUTION TO CONGRATULATE EDWARD "ED" LUNDEEN, LEXINGTON COUNTY VETERANS SERVICE OFFICER, ON RECEIVING THE 2023 SOUTH CAROLINA VETERANS AFFAIRS OFFICER OF THE YEAR AWARD FROM THE SOUTH CAROLINA ASSOCIATION OF COUNTY VETERANS AFFAIRS OFFICERS.

The Resolution was adopted.

**HOUSE RESOLUTION**

The following was introduced:

H. 4203 -- Rep. Pope: A HOUSE RESOLUTION TO AUTHORIZE THE SOUTH CAROLINA STUDENT LEGISLATURE TO USE THE CHAMBER OF THE SOUTH CAROLINA HOUSE OF REPRESENTATIVES FOR ITS ANNUAL STATE HOUSE MEETING IN THE LAST QUARTER OF 2023 AT A DATE AND TIME TO BE DETERMINED BY THE SPEAKER OF THE HOUSE, PROVIDED THE HOUSE IS NOT IN SESSION, AND THE CHAMBER MAY NOT BE USED IF THE HOUSE OF REPRESENTATIVES IS IN SESSION OR THE CHAMBER IS OTHERWISE UNAVAILABLE.

The Resolution was adopted.

**HOUSE RESOLUTION**

The following was introduced:

H. 4204 -- Reps. Burns, Alexander, Anderson, Atkinson, Bailey, Ballentine, Bamberg, Bannister, Bauer, Beach, Bernstein, Blackwell, Bradley, Brewer, Brittain, 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, 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 SHANE CLARK, ATHLETIC DIRECTOR AT BLUE RIDGE HIGH SCHOOL IN GREER, AND TO CONGRATULATE HIM UPON BEING NAMED THE 2022-2023 SOUTH CAROLINA CLASS AAA ATHLETIC DIRECTOR OF THE YEAR.

The Resolution was adopted.

**HOUSE RESOLUTION**

The following was introduced:

H. 4209 -- Reps. Wooten, 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, 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 and Yow: A HOUSE RESOLUTION TO RECOGNIZE AND HONOR JILL DUDLEY FOR HER EXCEPTIONAL SCHOLARSHIP, POISE, TALENT, AND BEAUTY AND TO CONGRATULATE HER ON BEING NAMED MISS SOUTH CAROLINA 2022.

The Resolution was adopted.

**CONCURRENT RESOLUTION**

The following was introduced:

H. 4205 -- Reps. J. Moore, 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, McCravy, McDaniel, McGinnis, Mitchell, 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 CONCURRENT RESOLUTION TO EXPRESS THE SINCERE GRATITUDE OF THE SOUTH CAROLINA GENERAL ASSEMBLY TO THE STATE'S HOSPITALITY INDUSTRY, THE SOUTH CAROLINA RESTAURANT AND LODGING ASSOCIATION AND TO PARTICIPATING RESTAURANTS AND SPONSORS WHO GENEROUSLY OFFER UP THEIR TIME AND THE TASTIEST OF SOUTHERN CUISINE ON THE GROUNDS OF THE STATE HOUSE AT THE SOUTH CAROLINA RESTAURANT AND LODGING ASSOCIATION'S ANNUAL HOSPITALITY DAY.

The Concurrent Resolution was agreed to and ordered sent to the Senate.

**CONCURRENT RESOLUTION**

The following was introduced:

H. 4206 -- Reps. Bailey, Alexander, Anderson, Atkinson, 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, 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 CONCURRENT RESOLUTION TO PROCLAIM APRIL 27, 2023, AS "BOULINEAU'S IGA HERITAGE DAY" IN SOUTH CAROLINA.

The Concurrent Resolution was agreed to and ordered sent to the Senate.

**CONCURRENT RESOLUTION**

The following was introduced:

H. 4207 -- Rep. Gagnon: A CONCURRENT RESOLUTION TO REQUEST THE DEPARTMENT OF TRANSPORTATION NAME THE INTERSECTION LOCATED AT THE JUNCTION OF SOUTH CAROLINA HIGHWAY 187 AND SOUTH CAROLINA HIGHWAY 29 IN ANDERSON COUNTY "PAUL ROBINSON EARLE MEMORIAL INTERSECTION" AND ERECT APPROPRIATE MARKERS OR SIGNS AT THIS INTERSECTION CONTAINING THIS DESIGNATION.

The Concurrent Resolution was ordered referred to the Committee on Invitations and Memorial Resolutions.

**CONCURRENT RESOLUTION**

The following was introduced:

H. 4208 -- Reps. Sessions, Felder, Guffey, King, Ligon, Moss, O'Neal and Pope: A CONCURRENT RESOLUTION TO RECOGNIZE AND HONOR DR. EDWARD A. SERNA FOR HIS OUTSTANDING CAREER IN ACADEMIA, AND TO WELCOME HIM TO WINTHROP UNIVERSITY, AND TO CONGRATULATE HIM UPON HIS INAUGURATION AS ITS TWELFTH PRESIDENT.

The Concurrent Resolution was agreed to and ordered sent to the Senate.

**CONCURRENT RESOLUTION**

The Senate sent to the House the following:

S. 648 -- Senator Grooms: A CONCURRENT RESOLUTION TO REQUEST THAT THE DEPARTMENT OF NATURAL RESOURCES NAME THE HERITAGE PRESERVE ON CAPERS ISLAND THE "GEORGE E. CAMPSEN, JR. CAPERS ISLAND HERITAGE PRESERVE" AND ERECT MARKERS OR SIGNS AT THIS LOCATION CONTAINING THIS DESIGNATION.

The Concurrent Resolution was ordered referred to the Committee on Invitations and Memorial Resolutions.

**CONCURRENT RESOLUTION**

The Senate sent to the House the following:

S. 659 -- Senators Matthews, Senn, Cromer, Hutto, Campsen, Adams, Alexander, Allen, Bennett, Cash, Climer, Corbin, Davis, Fanning, Gambrell, Garrett, Goldfinch, Grooms, Gustafson, Harpootlian, Hembree, Jackson, K. Johnson, M. Johnson, Kimbrell, Kimpson, Loftis, Malloy, Martin, Massey, McElveen, McLeod, Peeler, Rankin, Reichenbach, Rice, Sabb, Scott, Setzler, Shealy, Stephens, Talley, Turner, Verdin, Williams and Young: A CONCURRENT RESOLUTION TO REQUEST THAT THE DEPARTMENT OF TRANSPORTATION NAME THE BRIDGE LOCATED AT U.S. 17 OVER THE ASHEPOO RIVER IN COLLETON COUNTY "COUNCILMAN W. GENE WHETSELL BRIDGE" AND ERECT APPROPRIATE MARKERS OR SIGNS AT THIS LOCATION CONTAINING THE DESIGNATION.

The Concurrent Resolution was ordered referred to the Committee on Invitations and Memorial Resolutions.

**CONCURRENT RESOLUTION**

The Senate sent to the House the following:

S. 675 -- Senators Malloy and Martin: A CONCURRENT RESOLUTION TO EXPRESS THAT THE GENERAL ASSEMBLY BELIEVES THAT NASCAR RACING IS AN INTEGRAL AND VITAL PART OF THE STATE AND THE ECONOMY, TO CONGRATULATE THE DARLINGTON RACEWAY FOR ANNOUNCING THE CONTINUATION OF A SECOND RACE TO ITS SCHEDULE, DOUBLING THE ECONOMIC IMPACT TO THE STATE, TO CELEBRATE NASCAR'S SEVENTY-FIFTH ANNIVERSARY, TO IDENTIFY SOUTH CAROLINA'S RICH NASCAR HISTORY, AND TO NAME THE WEEKS AROUND BOTH RACES, MAY 8-MAY 15, 2023, AND AUGUST 28-SEPTEMBER 5, 2023, AS "DARLINGTON RACEWAY WEEK", TWO WEEKS TOO TOUGH TO TAME.

The Concurrent Resolution was agreed to and ordered returned to the Senate with concurrence.

**INTRODUCTION OF BILLS**

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

H. 4210 -- Rep. Cobb-Hunter: A BILL TO AMEND THE SOUTH CAROLINA CODE OF LAWS BY ADDING SECTION 12-6-1172 SO AS TO EXEMPT THE RETIREMENT INCOME OF QUALIFYING RETIRED STATE EMPLOYEES; AND BY AMENDING SECTION 12-6-1170, RELATING TO THE RETIREMENT INCOME DEDUCTION, SO AS TO MAKE CONFORMING CHANGES.

Referred to Committee on Ways and Means

H. 4211 -- Reps. West, G. M. Smith, W. Newton, Bannister and Gagnon: A BILL TO AMEND THE SOUTH CAROLINA CODE OF LAWS BY AMENDING SECTION 56-5-1885, RELATING TO OVERTAKING AND PASSING OTHER VEHICLES IN THE FARTHEST LEFT-HAND LANE, SO AS TO INCREASE THE FINE FOR VIOLATIONS FROM TWENTY-FIVE DOLLARS TO TWO HUNDRED DOLLARS AND TO PROVIDE TWO POINTS MUST BE ASSESSED AGAINST THE VIOLATOR'S MOTOR VEHICLE OPERATING RECORD; AND BY AMENDING SECTION 56-1-720, RELATING TO POINTS THAT MAY BE ASSESSED AGAINST A PERSON'S DRIVING RECORD FOR MOTOR VEHICLE VIOLATIONS, SO AS TO PROVIDE UNLAWFUL DRIVING IN THE FARTHEST LEFT-HAND LANE IS A TWO-POINT VIOLATION.

Referred to Committee on Education and Public Works

H. 4212 -- Reps. Dillard, W. Jones, Wetmore and Bauer: A BILL TO AMEND THE SOUTH CAROLINA CODE OF LAWS BY ENACTING THE "ACT TO ESTABLISH PAY EQUITY" BY ADDING CHAPTER 12 TO TITLE 41 SO AS TO PROVIDE THAT NO EMPLOYER MAY PAY WAGES TO EMPLOYEES AT RATES LESS THAN THE RATES PAID TO EMPLOYEES OF OTHER RACES, RELIGIONS, COLORS, SEXES, INCLUDING GENDER IDENTITY AND SEXUAL ORIENTATION, AGES, NATIONAL ORIGINS, OR DISABILITY STATUSES FOR COMPARABLE WORK, TO PROVIDE EXCEPTIONS, TO PROVIDE CERTAIN EMPLOYMENT PRACTICES RELATING TO REQUESTS FOR THE DISCLOSURE OF WAGES ARE UNLAWFUL, TO PROVIDE EXCEPTIONS, TO PROVIDE CIVIL ACTIONS ASSERTING VIOLATIONS MAY BE MAINTAINED AGAINST EMPLOYERS IN COURTS OF COMPETENT JURISDICTION, TO PROVIDE FOR THE RECOVERY OF UNPAID WAGES AND DAMAGES, TO PROVIDE PENALTIES FOR EMPLOYERS WHO VIOLATE THE PROVISIONS OF THIS ACT, TO ESTABLISH PAY EQUITY, TO PROVIDE THAT THE DEPARTMENT OF LABOR, LICENSING AND REGULATION SHALL HAVE THE AUTHORITY TO INVESTIGATE VIOLATIONS AND TO BRING CERTAIN ACTIONS, TO PROVIDE EMPLOYERS SHALL POST CERTAIN INFORMATION IN CONSPICUOUS PLACES, AND TO DEFINE NECESSARY TERMS.

Referred to Committee on Labor, Commerce and Industry

H. 4213 -- Rep. Dillard: A BILL TO AMEND THE SOUTH CAROLINA CODE OF LAWS BY AMENDING SECTION 6-1-530, RELATING TO USE OF REVENUE FROM LOCAL ACCOMMODATIONS TAXES, SO AS TO PROVIDE THAT THE DEVELOPMENT OF WORKFORCE HOUSING IS ONE OF THE PURPOSES FOR WHICH LOCAL ACCOMMODATIONS TAXES MAY BE USED; BY AMENDING SECTION 6-1-730, RELATING TO USE OF REVENUE FROM LOCAL HOSPITALITY TAX, SO AS TO PROVIDE THAT THE DEVELOPMENT OF WORKFORCE HOUSING IS ONE OF THE PURPOSES FOR WHICH LOCAL HOSPITALITY TAXES MAY BE USED; BY AMENDING SECTION 6-4-10, RELATING TO A SPECIAL FUND FOR TOURISM, MANAGEMENT AND USE OF SPECIAL FUND, SO AS TO PROVIDE THAT THE DEVELOPMENT OF WORKFORCE HOUSING IS ONE OF THE PURPOSES FOR WHICH THE SPECIAL FUND MAY BE USED; AND BY AMENDING SECTION 6-4-15, RELATING TO USE OF REVENUES TO FINANCE BONDS, SO AS TO PROVIDE THAT THE DEVELOPMENT OF WORKFORCE HOUSING IS ONE OF THE PURPOSES FOR WHICH BONDS MAY BE ISSUED.

Referred to Committee on Ways and Means

H. 4214 -- Rep. Long: A BILL TO AMEND THE SOUTH CAROLINA CODE OF LAWS BY AMENDING SECTION 12-43-220, RELATING TO ROLLBACK TAXES, SO AS TO PROVIDE   
THAT ROLLBACK TAXES ONLY APPLY TO THE PREVIOUS TAX YEAR INSTEAD OF THE PREVIOUS THREE TAX YEARS.

Referred to Committee on Ways and Means

H. 4215 -- Rep. Hyde: A BILL TO AMEND ACT 106 OF 2015, RELATING TO THE ELECTION DISTRICTS FROM WHICH MEMBERS OF THE SPARTANBURG COUNTY SCHOOL DISTRICT 5 BOARD OF TRUSTEES MUST BE ELECTED, SO AS TO REAPPORTION THESE ELECTION DISTRICTS, TO REDESIGNATE THE MAP NUMBER ON WHICH THESE DISTRICTS ARE DELINEATED AND MAINTAINED BY THE REVENUE AND FISCAL AFFAIRS OFFICE, AND TO PROVIDE DEMOGRAPHIC INFORMATION REGARDING THESE REVISED ELECTION DISTRICTS.

Referred to Spartanburg Delegation

H. 4216 -- Rep. Hyde: A BILL TO AMEND ACT 107 OF 2015, RELATING TO THE ELECTION DISTRICTS FROM WHICH MEMBERS OF THE SPARTANBURG COUNTY SCHOOL DISTRICT 7 BOARD OF TRUSTEES MUST BE ELECTED, SO AS TO REAPPORTION THESE ELECTION DISTRICTS, TO REDESIGNATE THE MAP NUMBER ON WHICH THESE DISTRICTS ARE DELINEATED AND MAINTAINED BY THE REVENUE AND FISCAL AFFAIRS OFFICE, AND TO PROVIDE DEMOGRAPHIC INFORMATION REGARDING THESE REVISED ELECTION DISTRICTS.

Referred to Spartanburg Delegation

H. 4217 -- Reps. W. Newton, Herbkersman, Erickson, Bradley and Hager: A BILL TO AMEND THE SOUTH CAROLINA CODE OF LAWS BY AMENDING SECTION 7-7-110, RELATING TO DESIGNATION OF VOTING PRECINCTS IN BEAUFORT COUNTY, SO AS TO REVISE THE NAMES OF CERTAIN PRECINCTS, ADD NEW PRECINCTS, AND TO REDESIGNATE THE MAP NUMBER ON WHICH THESE PRECINCTS MAY BE FOUND ON FILE WITH THE REVENUE AND FISCAL AFFAIRS OFFICE.

Referred to Beaufort Delegation

H. 4218 -- Rep. Pope: A BILL TO AMEND THE SOUTH CAROLINA CODE OF LAWS BY ADDING SECTIONS 38-63-110, 38-65-130, 38-71-300, AND 38-72-110 ALL SO AS TO DEFINE TERMS AND TO PROHIBIT CERTAIN INSURERS FROM CANCELING, LIMITING, OR DENYING COVERAGE, OR ESTABLISHING DIFFERENTIALS IN PREMIUM RATES BASED UPON GENETIC INFORMATION.

Referred to Committee on Labor, Commerce and Industry

H. 4219 -- Reps. Hart, Gilliam, Wooten, Caskey, Yow, B. J. Cox and Hosey: A BILL TO AMEND THE SOUTH CAROLINA CODE OF LAWS BY AMENDING SECTION 12-37-610, RELATING TO PERSONS LIABLE FOR TAXES AND ASSESSMENTS ON REAL PROPERTY, SO AS TO PROVIDE THAT CERTAIN DISABLED VETERANS OF THE ARMED FORCES OF THE UNITED STATES ARE EXEMPT FROM PROPERTY TAXES IN THE YEAR IN WHICH THE DISABILITY OCCURS.

Referred to Committee on Ways and Means

H. 4220 -- Rep. Herbkersman: A BILL TO AMEND THE SOUTH CAROLINA CODE OF LAWS BY ADDING SECTION 12-6-2297 SO AS TO PROVIDE THAT A BROADCAST ENTITY SHALL SOURCE CERTAIN GROSS RECEIPTS FROM BROADCASTING TO THIS STATE.

Referred to Committee on Ways and Means

H. 4221 -- Rep. Pendarvis: A BILL TO AMEND THE SOUTH CAROLINA CODE OF LAWS BY AMENDING SECTION 7-5-120, RELATING TO QUALIFICATIONS FOR REGISTRATION AND DISQUALIFICATIONS FROM REGISTERING OR VOTING, SO AS TO, AMONG OTHER THINGS, ALLOW PERSONS ON PROBATION, PAROLE, OR OTHER OFFENDER SUPERVISION PROGRAMS TO REGISTER AND VOTE; AND BY AMENDING SECTION 7-15-320, RELATING TO PERSONS QUALIFIED TO VOTE BY ABSENTEE BALLOT, SO AS TO ADD PERSONS INCARCERATED WHO REGISTER TO VOTE AFTER SUCCESSFUL COMPLETION OF A COURSE REQUIREMENT.

Referred to Committee on Judiciary

H. 4222 -- Rep. Pendarvis: A BILL TO AMEND THE SOUTH CAROLINA CODE OF LAWS BY ENACTING THE "ANTI-GERRYMANDERING ACT" BY ADDING CHAPTER 80 TO TITLE 2 SO AS TO ESTABLISH A MULTIPARTISAN REDISTRICTING COMMISSION FOR THE PURPOSE OF SUBMITTING REAPPORTIONMENT PLANS TO THE GENERAL ASSEMBLY.

Referred to Committee on Judiciary

H. 4223 -- Reps. Hewitt, Cobb-Hunter, Henegan, Williams, Bailey, Hardee, Guest, Brittain, Hayes, King, Anderson, Kirby, Ott and McGinnis: A BILL TO AMEND THE SOUTH CAROLINA CODE OF LAWS BY AMENDING SECTION 40-57-20, RELATING TO VALID LICENSURE REQUIREMENTS FOR REAL ESTATE BROKERS, SALESPERSONS, AND PROPERTY MANAGERS, SO AS TO PROHIBIT REAL ESTATE BROKERAGE FIRMS FROM ENGAGING IN THE REAL ESTATE BROKERAGE BUSINESS UNLESS ITS ACTIVITIES ARE CONDUCTED BY LICENSEES OR UNDER THE SUPERVISION OF A BROKER-IN-CHARGE OR PROPERTY MANAGER-IN-CHARGE; AND BY AMENDING SECTION 40-57-30, RELATING TO DEFINITIONS IN THE REAL ESTATE PRACTICE ACT, SO AS TO REVISE CERTAIN DEFINITIONS.

Referred to Committee on Labor, Commerce and Industry

H. 4224 -- Rep. Sandifer: A BILL TO AMEND THE SOUTH CAROLINA CODE OF LAWS BY AMENDING SECTION 6-9-10, RELATING TO THE ENFORCEMENT OF BUILDING CODES BY MUNICIPALITIES AND COUNTIES, SO AS TO PROVIDE THAT CERTAIN ACTIONS TAKEN ON A PROPERTY MAY BE COLLECTED IN A MANNER SIMILAR TO PROPERTY TAXES.

Referred to Committee on Judiciary

H. 4225 -- Reps. Hewitt, Williams, King, Cobb-Hunter, Henegan, Bailey, Hardee, Guest, Hayes, Anderson, Kirby, Ott and McGinnis: A BILL TO AMEND THE SOUTH CAROLINA CODE OF LAWS BY AMENDING SECTION 27-50-250, RELATING TO THE TRANSFER OF A TITLE OF RESIDENTIAL PROPERTY SUBJECT TO A VACATION RENTAL AGREEMENT, SO AS TO EXTEND CERTAIN TIME PERIODS.

Referred to Committee on Labor, Commerce and Industry

H. 4226 -- Rep. Pendarvis: A BILL TO AMEND THE SOUTH CAROLINA CODE OF LAWS BY ADDING SECTION 41-1-140 SO AS TO REQUIRE ELIGIBLE EMPLOYERS TO PROVIDE PAID PARENTAL LEAVE TO ELIGIBLE EMPLOYEES AFTER THE BIRTH OF A CHILD, TO DEFINE TERMS, AND TO PROVIDE PENALTIES.

Referred to Committee on Ways and Means

H. 4227 -- Reps. Gatch and Robbins: A BILL TO AMEND THE SOUTH CAROLINA CODE OF LAWS BY AMENDING SECTION 20-3-130, RELATING TO THE AWARD OF ALIMONY, SO AS TO ESTABLISH CERTAIN LIMITATIONS REGARDING THE AWARD OF ALIMONY.

Referred to Committee on Judiciary

S. 377 -- Senator Campsen: A BILL TO AMEND ACT 844 OF 1952, RELATING TO THE COMPOSITION, RESIDENCY, AND TERMS OF THE SCHOOL TRUSTEES OF CERTAIN SCHOOL DISTRICTS IN CHARLESTON COUNTY, SO AS TO PROVIDE THAT THE MOULTRIE SCHOOL DISTRICT NO. 2 BOARD OF TRUSTEES SHALL CONSIST OF SEVEN MEMBERS, AT LEAST THREE OF WHOM MUST BE RESIDENTS OF THE TOWN OF MOUNT PLEASANT.

Referred to Charleston Delegation

S. 654 -- Senator Hutto: A BILL TO CONSOLIDATE BARNWELL SCHOOL DISTRICT 45, BARNWELL COUNTY CONSOLIDATED SCHOOL DISTRICT, AND BARNWELL COUNTY SCHOOL DISTRICT 80 INTO ONE SCHOOL DISTRICT TO BE KNOWN AS THE BARNWELL COUNTY SCHOOL DISTRICT; TO ABOLISH BARNWELL COUNTY SCHOOL DISTRICT 45, BARNWELL COUNTY CONSOLIDATED SCHOOL DISTRICT, AND BARNWELL COUNTY SCHOOL DISTRICT 80 ON JULY 1, 2024; TO PROVIDE THAT THE BARNWELL COUNTY SCHOOL DISTRICT MUST BE GOVERNED BY A BOARD OF TRUSTEES CONSISTING OF FIVE MEMBERS, WHICH INITIALLY MUST BE APPOINTED BY THE BARNWELL COUNTY LEGISLATIVE DELEGATION, AND BEGINNING WITH THE 2024 GENERAL ELECTION, EACH OF THE FIVE MEMBERS OF THE BARNWELL COUNTY SCHOOL DISTRICT MUST BE ELECTED FROM SINGLE-MEMBER ELECTION DISTRICTS AS DELINEATED ON A DESIGNATED MAP NUMBER ON FILE WITH THE REVENUE AND FISCAL AFFAIRS OFFICE; TO PROVIDE THAT THE MEMBERS OF THE BARNWELL COUNTY SCHOOL DISTRICT BOARD OF TRUSTEES MUST BE ELECTED IN NONPARTISAN ELECTIONS CONDUCTED AT THE SAME TIME AS THE 2024 GENERAL ELECTION AND EVERY FOUR YEARS THEREAFTER, EXCEPT AS PROVIDED IN THIS ACT TO STAGGER THE MEMBERS' TERMS; TO PROVIDE DEMOGRAPHIC INFORMATION FOR THE NEWLY DRAWN ELECTION DISTRICTS; TO ESTABLISH THE BOARD'S POWERS, DUTIES, AND RESPONSIBILITIES; TO PROVIDE THAT THE DISTRICT SUPERINTENDENT IS THE CHIEF OPERATING OFFICER OF THE DISTRICT AND IS RESPONSIBLE TO THE BOARD FOR THE PROPER ADMINISTRATION OF ALL AFFAIRS OF THE DISTRICT AND SUBJECT TO ALL OTHER PROVISIONS OF LAW RELATING TO HIS DUTIES; TO INCLUDE INTERIM MILLAGE PROVISIONS FOR YEARS 2024 AND 2025; AND TO PROVIDE THAT BEGINNING IN 2026, THE BARNWELL COUNTY SCHOOL DISTRICT SHALL HAVE TOTAL FISCAL AUTONOMY.

Referred to Barnwell Delegation

S. 657 -- Senator Fanning: A BILL TO AMEND SECTION 3 OF ACT 802 OF 1954, AS AMENDED, RELATING TO THE COMPOSITION OF THE BOARD OF THE CHESTER COUNTY NATURAL GAS AUTHORITY, SO AS TO CHANGE THE METHOD OF APPOINTMENT; AND TO AMEND SECTION 5 OF ACT 802 OF 1954, RELATING TO REVENUES, SO AS TO ALLOW THE BOARD TO UTILIZE NET REVENUES.

Referred to Chester Delegation

**MOTION PERIOD**

The motion period was dispensed with on motion of Rep. MURPHY.

**H. 3682--AMENDED AND ORDERED TO THIRD READING**

The following Bill was taken up:

H. 3682 -- Reps. Murphy, Wetmore, Bailey, Rose, Crawford, Brewer, Taylor, Hardee, Wooten, Pope, McDaniel, Hewitt, Bauer, Yow, J. E. Johnson, Willis, Ligon, Lawson, Robbins, Schuessler, Guest, Henegan, Williams, M. M. Smith and Vaughan: A BILL TO AMEND THE SOUTH CAROLINA CODE OF LAWS BY AMENDING SECTION 47-1-140, RELATING TO THE CARE OF ANIMALS AFTER THE ARREST OF THE OWNER, SO AS TO REMOVE PROVISIONS REGARDING A LIEN ON THE SEIZED ANIMAL; BY AMENDING SECTION 47-1-145, RELATING TO CUSTODY AND CARE OF ANIMALS AFTER THE ARREST OF THE OWNER, SO AS TO OUTLINE HEARING PROCEDURES FOR ORDERING THE COST OF CARE OF THE SEIZED ANIMALS; AND BY AMENDING SECTION 47-1-170, RELATING TO PENALTIES FOR ANIMAL CRUELTY, SO AS TO MAKE CONFORMING CHANGES.

The Committee on Judiciary proposed the following Amendment   
No. 1 to H. 3682 (LC-3682.PH0003H), which was adopted:

Amend the bill, as and if amended, by striking SECTION 2 and inserting:

SECTION X. Section 47-1-145 of the S.C. Code is amended to read:

Section 47-1-145. (A)(1) Any person, organization,Notwithstanding another provision of law, any sheriff, deputy sheriff, deputy constable, constable, law enforcement officer, or other entity that is awarded custody of an animal under the provisions of Section 47-1-150 or who has seized an animal because of the arrest of a defendant for a violation of any provision of Chapter 1, Title 47 or Chapter 27, Title 16 and that provides services to the animal without compensation may file a petition with thea court of competent jurisdiction to hear civil cases requesting that the defendant, if found guilty, be ordered the court to require the owner of the animal or animals to deposit funds at specified intervals in an amount sufficient to secure payment of all the reasonable expenses incurred by the custodian in caring for and providing for the animal anticipated costs of the seizure and care of the animals pending the disposition of the litigation. In the absence of a conviction, the county or municipality making the arrest shall pay the reasonable expenses of the custodian. For purposes of this section, “court” refers to municipal or magistrates court, and “reasonable expenses” includes the cost of providing food, water, shelter, and care, including medical care, but does not include extraordinary medical procedures.

(B) The court shall, at the time of adjudication, determine the actual cost of care for the animal that the custodian incurred pursuant to subsection (A). Either party may demand that the trial be given priority over other cases.

(C)(1) If the court makes a final determination of the charges or claims against the defendant in his favor, then the defendant may recover custody of his animal.

(2) If the defendant is found guilty, then the custodian of the animal may then determine if the animal is suitable for adoption or rescue and if adoption or rescue can be arranged for the animal. The animal may not be adopted by the defendant or by any person residing in the defendant's household if the defendant was found guilty. If no adoption or rescue can be arranged after the forfeiture or if the animal is unsuitable for adoption or rescue, then the custodian shall humanely euthanize the animal.

(D) Within thirty days of an animal's impoundment, the animal's custodian must provide a good faith estimate, pursuant to subsection (A), of the daily custodial cost of the impounded animal. Upon receipt of the good faith estimate, the court shall then issue a notice to the defendant about his impounded animal that includes:

(1) an estimate of the daily custodial costs required to care for the animal;

(2) a statement that the defendant, if found guilty, shall be required to pay for the animal's care during impoundment; and

(3) a statement that the defendant, atAt any time prior to final adjudication, the owner has the right to forfeit ownership of the animal and avoid all future custodial costs related to the animal's care but not costs already accrued, beginning with the date of the seizure.

(B)(1) Every petition filed pursuant to subsection (A) shall contain a description of the time, place, and circumstances of the seizure, the legal authority for the seizure, and the name and address of the owner of the animal or animals seized.

(2) Any sheriff, deputy sheriff, deputy state constable, constable, law enforcement officer shall personally serve written process of the petition on the owner of the animal or animals. If the officer is unable to personally serve written process of the petition on the owner of the animal or animals within thirty days of the filing of the petition, the officers shall, within ten days thereafter, post a copy of the petition on the door of the residence of the owner or in another conspicuous place at the location where the animal or animals were seized.

(C)(1) Upon the court’s receipt of return of process of the petition on the owner, the court shall set a hearing on the petition to determine the need to care for and provide for the animal or animals pending the final disposition of the animal or animals. The hearing shall be conducted no loss than ten business days and no more than fifteen business days after the court’s receipt of return of service of process of the petition on the owner. Any sheriff, deputy sheriff, deputy state constable, constable, or other law enforcement officer is authorized to serve written notice on the owner of the date, time, and location of the hearing. If no name and address for the owner are set forth in the petition, then such notice shall be posted in a conspicuous place at the location where the animal or animals were seized.

(2) The scope of the hearing is limited to whether the seizure of the animal or animals was authorized. Upon such a showing, the court shall require payment into the registry of the court of an amount sufficient to cover all costs of seizure and care, as determined by the court, for a period beginning as of the date of seizure and ending thirty days after the date of the order. Neither the result of a hearing provided for under this section nor a statement of an owner made at any such hearing shall be admissible in any criminal prosecution related to the seizure of the animal or animals.

(3) The owner shall be ordered to deposit an amount equal to the portion of the original deposit amount attributable to the first thirty days after the date of the initial order and every thirty days thereafter until the owner relinquishes the animal or animals or until the final disposition of the animal or animals. If the required funds are not deposited within five days of the original order setting the amount of funds, or within five days after the expiration of each applicable subsequent thirty-day period, then the animal or animals shall be forfeited to the petitioning agency by operation of law and may be disposed of via transfer to another person or entity capable of providing care or other humane disposition.

(4) The court may correct, alter, or otherwise adjust the owner’s thirty-day obligation of payment upon a motion made by the owner or the petitioning agency at least five days before the expiration date of the then current thirty-day payment period. The hearing shall be held within ten days of service of the motion on the opposing party, and any adjustment to the thirty-day payment amount shall become effective five days after the court orders, or refuses to order, an adjustment.

(D)(1) Upon the deposit of funds with the court in accordance with this section, the entity incurring the costs of care may immediately begin to draw from those funds for payment of the actual costs incurred in keeping and caring for the animal or animals from the date of seizure to the date of the final disposition of the underlying criminal action regarding the owner and the animal or animals.

(2) Upon final disposition of the animal or animals, remaining funds deposited with the court shall be refunded to the owner.

(E) The remedy provided for in this section is in addition to any other remedy provided by law.

Renumber sections to conform.

Amend title to conform.

Rep. J. E. JOHNSON spoke in favor of the amendment.

The amendment was then adopted.

Reps. MURPHY and LEBER proposed the following Amendment No. 3 to H. 3682 (LC-3682.PH0006H), which was adopted:

Amend the bill, as and if amended, SECTION 2, Section 47-1-145(3)(D), by adding a subitem to read:

(3) In the event that an owner is adjudicated not guilty of all charges, the owner shall receive from the agency that filed the petition a refund of all costs paid by the owner pursuant to the petition.

Renumber sections to conform.

Amend title to conform.

Rep. MURPHY 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 110; Nays 0

Those who voted in the affirmative are:

|  |  |  |
| --- | --- | --- |
| Anderson | Atkinson | Bailey |
| Ballentine | Bamberg | 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 | Hartnett |
| Hayes | Henderson-Myers | Henegan |
| Hewitt | Hiott | Hixon |
| Hosey | Hyde | Jefferson |
| J. E. Johnson | J. L. Johnson | S. Jones |
| W. Jones | Jordan | Kilmartin |
| King | Kirby | Landing |
| Lawson | Leber | Long |
| Lowe | Magnuson | McCabe |
| McCravy | McDaniel | McGinnis |
| J. Moore | T. Moore | A. M. Morgan |
| T. A. Morgan | Moss | Murphy |
| Neese | B. Newton | W. Newton |
| Nutt | O'Neal | Oremus |
| Ott | Pace | Pope |
| Rivers | Robbins | Rose |
| Sandifer | Schuessler | Sessions |
| G. M. Smith | M. M. Smith | Stavrinakis |
| Taylor | Tedder | Thayer |
| Trantham | Vaughan | West |
| Wetmore | Wheeler | White |
| Whitmire | Williams | Willis |
| Wooten | Yow |  |

**Total--110**

Those who voted in the negative are:

**Total—0**

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

**H. 4066--AMENDED AND ORDERED TO THIRD READING**

The following Bill was taken up:

H. 4066 -- Rep. B. Newton: A BILL TO AMEND THE SOUTH CAROLINA CODE OF LAWS BY AMENDING SECTIONS 7-9-80 AND 7-9-100, RELATING TO THE COUNTY AND STATE CONVENTIONS OF A POLITICAL PARTY, RESPECTIVELY, SO AS TO CHANGE THE FORMULA FOR DETERMINING HOW MANY DELEGATES EACH COUNTY MAY ELECT TO THE STATE CONVENTION; BY AMENDING SECTION 7-17-560, RELATING TO THE AUTHORITY OF THE STATE EXECUTIVE COMMITTEE OF A POLITICAL PARTY TO HEAR CERTAIN PRIMARY PROTESTS AND CONTESTS, SO AS TO REQUIRE THE STATE EXECUTIVE COMMITTEE TO ALSO HEAR PROTESTS AND CONTESTS IN THE CASE OF COUNTY OFFICERS, LESS THAN COUNTY OFFICERS, AND MUNICIPAL OFFICERS, TO AUTHORIZE THE STATE EXECUTIVE COMMITTEE TO ADOPT A RESOLUTION TO REQUIRE THE FILING OF ANY PROTEST OR CONTEST TO BE ACCOMPANIED BY A BOND WITH SURETY, AND TO PROVIDE FOR APPEALS FROM DECISIONS BY THE STATE EXECUTIVE COMMITTEE; BY AMENDING SECTION 7-17-570, RELATING TO HEARINGS OF PRIMARY PROTESTS AND CONTESTS, SO AS TO EXTEND THE TIME IN WHICH THE STATE EXECUTIVE COMMITTEE MUST CONDUCT SUCH HEARINGS; BY AMENDING SECTION 5-15-80, RELATING TO MUNICIPAL PRIMARY PROTESTS AND CONTESTS, SO AS TO PROVIDE THAT SUCH PROTESTS AND CONTESTS ARE TO BE FILED, HEARD, AND DECIDED IN THE MANNER PROVIDED IN SECTIONS 7-17-560 AND 7-17-570; AND BY REPEALING SECTIONS 7-17-520, 7-17-530, 7-17-540, 7-17-550, 7-17-580, AND 7-17-590 ALL RELATING TO PRIMARY PROTESTS AND CONTESTS FOR CERTAIN OFFICES.

The Committee on Judiciary proposed the following Amendment   
No. 1 to H. 4066 (LC-4066.HDB0001H), which was adopted:

Amend the bill, as and if amended, SECTION 1, by striking Section 7-9-100(B) and inserting:

(B) The convention must be composed of no more than nine hundred and forty-three total delegates elected by the various county conventions. Each county is individually entitled to one delegate for each six thousand residents of the county, three delegates plus its pro rata share of eight hundred and five delegates, to be allocated by the state executive committee to each county by population according to the latest official United States Census, plus two additional members. If a county has a fractional portion of population of at least three thousand residents above its last six thousand resident figure it is entitled to an additional delegate. A county convention may not elect more delegates than the number allocated pursuant to this section, and each delegate has one whole vote which may not be divided into any fraction thereof.

Amend the bill further, SECTION 2, by striking Section 7-17-560(B) and inserting:

(B) The state executive committee may, by resolution adopted prior to the conduct of a primary, require the filing of any protest or contest to be accompanied by a bond with surety as payment for the reasonable costs of hearing the protest in the event the election challenge is denied. However, the amount may not exceed seven hundred and fifty dollars. If a protestant or contestant’s election challenge is granted, he shall receive a refund of the amount of the surety bond.

Renumber sections to conform.

Amend title to conform.

Rep. JORDAN explained the amendment.

The amendment was then adopted.

Rep. HARRIS proposed the following Amendment No. 2 to H. 4066 (LC-4066.HDB0010H), which was tabled:

Amend the bill, as and if amended, SECTION 2, by striking Section 7-17-560(C).

Renumber sections to conform.

Amend title to conform.

Rep. HARRIS explained the amendment.

Rep. B. NEWTON moved to table the amendment.

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

Yeas 94; Nays 17

Those who voted in the affirmative are:

|  |  |  |
| --- | --- | --- |
| Anderson | Atkinson | Ballentine |
| Bauer | Bernstein | Blackwell |
| Bradley | Brewer | Brittain |
| Bustos | Calhoon | Carter |
| Caskey | Chapman | Chumley |
| Clyburn | Cobb-Hunter | Collins |
| Connell | Crawford | Davis |
| Dillard | Elliott | Erickson |
| Felder | Forrest | Gagnon |
| Garvin | Gatch | Gibson |
| Gilliam | Gilliard | Guest |
| Guffey | Haddon | Hager |
| Hardee | Hartnett | Hayes |
| Henderson-Myers | Henegan | Herbkersman |
| Hewitt | Hiott | Hixon |
| Hosey | Hyde | Jefferson |
| J. E. Johnson | J. L. Johnson | W. Jones |
| Jordan | King | Kirby |
| Landing | Lawson | Leber |
| Ligon | Lowe | McCravy |
| McDaniel | McGinnis | J. Moore |
| T. Moore | Moss | Murphy |
| Neese | B. Newton | W. Newton |
| Nutt | Ott | Pope |
| Rivers | Robbins | Rose |
| Sandifer | Schuessler | Sessions |
| G. M. Smith | M. M. Smith | Stavrinakis |
| Taylor | Tedder | Thayer |
| Vaughan | Weeks | West |
| Wetmore | Wheeler | Whitmire |
| Williams | Willis | Wooten |
| Yow |  |  |

**Total--94**

Those who voted in the negative are:

|  |  |  |
| --- | --- | --- |
| Beach | Burns | B. J. Cox |
| Cromer | Harris | S. Jones |
| Kilmartin | Long | Magnuson |
| McCabe | A. M. Morgan | T. A. Morgan |
| O'Neal | Oremus | Pace |
| Trantham | White |  |

**Total--17**

So, the amendment was tabled.

Rep. HARRIS proposed the following Amendment No. 4 to H. 4066 (LC-4066.HDB0011H), which was tabled:

Amend the bill, as and if amended, SECTION 1, by striking Section 7-9-100(B) and inserting:

(B) The convention must be composed of no more than nine hundred and forty-three total delegates elected by the various county conventions. Each county is individually entitled to one delegate for each six thousand residents of the county, three delegates plus its pro rata share of eight hundred and five delegates, to be allocated by the state executive committee to each county based on voter participation history by primaryaccording to the latest official United States Census, plus two additional members. If a county has a fractional portion of population of at least three thousand residents above its last six thousand resident figure it is entitled to an additional delegate. A county convention may not elect more delegates than the number allocated pursuant to this section, and each delegate has one whole vote which may not be divided into any fraction thereof.

Renumber sections to conform.

Amend title to conform.

Rep. HARRIS explained the amendment.

Rep. B. NEWTON spoke against the amendment.

Rep. B. NEWTON moved to table the amendment.

The amendment was then tabled by a division vote of 87 to 16.

Rep. HARRIS proposed the following Amendment No. 5 to H. 4066 (LC-4066.HA0014H), which was tabled:

Amend the bill, as and if amended, SECTION 2, by striking Section 7-17-560(B).

Renumber sections to conform.

Amend title to conform.

Rep. HARRIS explained the amendment.

Rep. JORDAN spoke against the amendment.

Rep. JORDAN moved to table the amendment.

The amendment was then tabled by a division vote of 84 to 18.

Rep. HARRIS proposed the following Amendment No. 6 to H. 4066 (LC-4066.HDB0015H), which was tabled:

Amend the bill, as and if amended, by deleting SECTIONS 2, 3, 4, and 5.

Renumber sections to conform.

Amend title to conform.

Rep. HARRIS explained the amendment.

Rep. JORDAN spoke against the amendment.

Rep. JORDAN moved to table the amendment.

The amendment was then tabled by a division vote of 91 to 14.

Rep. HARRIS proposed the following Amendment No. 7 to H. 4066 (LC-4066.AHB0024H), which was ruled out of order:

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

SECTION X. Article 3, Chapter 5, Title 7 of the S.C. Code is amended by adding:

Section 7-5-115. (A) Only an elector registered as a member of a certified political party may vote in a partisan primary election or partisan advisory referendum of the certified political party with which that elector is registered unless the certified political party has taken action to open its partisan primary election or partisan advisory referendum to independent electors unaffiliated with a certified political party pursuant to subsection (D). In no event may an elector registered as a member of a certified political party vote in the partisan primary election or partisan advisory referendum of a certified political party with which that elector is not registered.

(B) The State Election Commission shall assist the county entities charged by law with registering electors with creating and maintaining a list of all electors registered by party affiliation. The State Election Commission shall indicate in the state voter file what selection an elector makes. An elector must be registered as a member of a certified political party no later than the close of the candidate filing period for that election in order to vote in that party’s primary or advisory referendum. The county entities shall allow electors to register by party by having an elector sign the following statement before a duly authorized election official overseeing the conduct of the partisan primary election:

“I do solemnly swear (or affirm) that I am a resident of South Carolina and a registered voter in this precinct. I further swear (or affirm) that I hereby choose to: (a) register as a member of a certified political party, specifically the \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ Party; or (b) register as an independent voter, unaffiliated with a certified political party.”

The form to be signed by the elector may list specifically all of the certified political parties from which the elector may choose and must contain the option for the elector to register as an independent voter unaffiliated with a certified political party. In an instance where an elector fails, for whatever reason, to select membership in one of the certified political parties, that elector is deemed to have chosen to be registered as an independent voter unaffiliated with a certified political party.

(C) Prior to January 1, 2024, the entity charged by law with registering qualified electors shall contact the qualified electors of that county, by whatever method it determines to be appropriate, informing them of partisan primary voting procedures as provided in this section.

(D) The state executive committee of a certified political party may, by resolution adopted prior to the close of the candidate filing period for that primary, allow electors registered as independent voters unaffiliated with a certified political party to participate and vote in its partisan primary election or partisan advisory referendum.

SECTION X. Section 7‑5‑110 of the S.C. Code is amended to read:

Section 7‑5‑110. (A) No A person shall be allowed to may not vote at any in a partisan primary election or a partisan advisory referendum unless he shall be is registered as herein a member of that political party as required by the provisions of this chapter unless the political party has taken action to open its partisan primary election or partisan advisory referendum to independent electors unaffiliated with a certified political party pursuant to Section 7‑5‑115(D).

(B) The State Election Commission shall assist the county entities charged by law with registering electors with capturing the data and maintaining a list of all electors registered by party affiliation.

SECTION X. Section 7‑5‑170 of the S.C. Code is amended to read:

Section 7‑5‑170. (1)(A) Written application required. A person may not be registered to vote except upon written application or electronic application pursuant to Section 7‑5‑185,. which shall becomeThat application becomes a part of the permanent records of the board to which it is presented and which must be open to public inspection. However, the social security number contained in the application must not be open to public inspection.

(2)(B) Form of application. ‑ The application must be on a form prescribed and provided by the executive director and shall contain the following information: name, sex, race, social security number, date of birth, residence address, mailing address, telephone number of the applicant, political party affiliation, if any and location of prior voter registration. The applicant must shall affirm that he is not under a court order declaring him mentally incompetent, confined in anya public prison, has never been convicted of a felony or offense against the election laws, or if previously convicted, that he has served his entire sentence, including probation and parole time, or has received a pardon for the conviction. Additionally, the applicant must take the following oath: “I, do solemnly swear (or affirm) that I am a citizen of the United States and that on the date of the next ensuing election, I will have attained the age of eighteen years and am a resident of South Carolina, this county, and of my precinct. I further swear (or affirm) that the present residence address listed herein on my application is my sole legal place of residence, that I claim no other place as my legal residence, and that, to my knowledge, I am neither registered nor intend to register to vote in another state or county. I further swear (or affirm) that I hereby choose to: (a) register as a member of a certified political party, specifically the \_\_\_\_\_\_\_\_\_\_\_\_\_\_ Party; or (b) register as an independent voter, unaffiliated with a certified political party.”

(C) Fraudulent Application. Any An applicant convicted of fraudulently applying for registration is guilty of perjury and is subject to the penalty for that offense.

(3)(D) Date stamp voter registration applications. ‑ The county board of voter registration and elections shall date stamp all voter registration applications delivered in person, electronically, or by mail as of the date received.

(E) Failure to select a party. The form to be signed by the elector may specifically list all of the certified political parties from which the elector may choose and must contain the option for the elector to register as an independent voter, unaffiliated with a certified political party. In an instance where an elector fails, for whatever reason, to select membership in one of the certified political parties, that elector must be deemed to have chosen to be registered as an independent voter, unaffiliated with a certified political party.

(4)(F) Administration of oaths. ‑ Any A member of the county board of voter registration and elections, deputy registrar, or any registration clerk must be qualified to administer oaths in connection with the application.

(5)(G) Decisions on applications. ‑ Any member of the county board of voter registration and elections, deputy registrar, or registration clerk may pass on the qualifications of the prospective voter. In case of a question of an applicant being refused registration, at least one member of the board shall pass on the qualifications of the voter. A concise statement of the reasons for the refusal must be written on the application.

SECTION X. Section 7‑9‑20 of the S.C. Code is amended to read:

Section 7‑9‑20. (A) The qualifications To qualify for membership in a certified political party and for voting at a party primary election include the following: the applicant for membership, or voter, must be at least eighteen years of age or become so before the succeeding general election, and must be a registered elector and a citizen of the United States and of this State. A person may not vote in a primary unless he is a registered elector. The state convention of any political party, organization, or association in this State may add by party rules to the qualifications for membership in the party, organization, or association and for voting at the primary elections if the qualifications do not conflict with the provisions of this section or with the Constitution and laws of this State or of the United States. and to meet the criteria for voting in a party’s partisan primary election or partisan advisory referendum, unless a certified political party has taken action to open its partisan primary election or partisan advisory referendum to independent electors unaffiliated with a certified political party pursuant to the requirements of Section 7‑5‑115(D), the applicant for membership, or voter, must be:

(1) at least eighteen years of age or become so before the succeeding general election;

(2) a registered elector, a citizen of the United States and of this State; and

(3) registered as a member of a certified political party.

(B) A person may not vote in a partisan primary election unless he is a registered elector and a member of that party. The state convention of a political party, organization, or association in this State may add by party rules to the qualifications for membership in the party, organization, or association and for voting at the primary elections if the qualifications do not conflict with the provisions of this section or with the constitution and laws of this State or of the United States.

(C) The entity charged by law with conducting a primary shall allow an elector to change his political party affiliation by executing an affidavit no later than the close of the candidate filing period for that election. During that time, an elector may execute an affidavit declaring that he desires not to be affiliated with a political party. The choice to affiliate with a political party or remain independent and unaffiliated with a certified political party is valid until changed by the qualified elector pursuant to the provisions of this section. In an instance where an elector fails, for whatever reason, to select membership in one of the certified political parties, that elector must be deemed to have chosen to be registered as an independent voter, unaffiliated with a certified political party.

(D) When a qualified elector presents himself at a polling place to vote in a partisan primary election or partisan advisory referendum, the entity charged by law with conducting the election or its representative shall require the qualified elector to sign an affidavit affirming that he is a member of the party conducting the primary. In the event the political party has taken action to open its partisan primary election or partisan advisory referendum to independent electors unaffiliated with a certified political party pursuant to Section 7‑5‑115(D), the qualified elector shall be required to sign an affidavit affirming that he is an independent elector unaffiliated with a certified political party. If the qualified elector does not sign this affidavit, he may not vote in the partisan primary election or partisan advisory referendum.

SECTION X. Section 7‑13‑40 of the S.C. Code is amended to read:

Section 7‑13‑40. (A) In the event that a party nominates candidates by party primary, a party primary must be held by the party and conducted by the State Election Commission and the respective county boards of voter registration and elections on the second Tuesday in June of each general election year, and a second and third primary each two weeks successively thereafter, if necessary. Written certification of the names of all candidates to be placed on primary ballots must be made by the political party chairman, vice chairman, or secretary to the State Election Commission or the county board of voter registration and elections whichever is responsible under law for preparing the ballot, not later than twelve o'clock noon on April fifth, or if April fifth falls on a Saturday or Sunday, not later than twelve o'clock noon on the following Monday. Political parties nominating candidates by party primary must verify the qualifications of those candidates prior to certification to the appropriate election commission of the names of candidates to be placed on primary ballots. The written verification required by this section must contain a statement that each candidate certified meets, or will meet by the time of the general election, or as otherwise required by law, the qualifications for office for which he has filed. A political party must not certify any candidate who does not or will not by the time of the general election, or as otherwise required by law, meet the qualifications for the office for which the candidate has filed, and such candidate's name shall not be placed on a primary ballot. The filing fees for all candidates filing to run in all primaries, except municipal primaries, must be transmitted by the respective political parties to the State Election Commission and placed by the executive director of the commission in a special account designated for use in conducting primary elections and must be used for that purpose. The filing fee for each office is one percent of the total salary for the term of that office or one hundred dollars, whichever amount is greater.

(B) A political party may, by party rules not in conflict with the Constitution and laws of this State or of the United States, require all persons who wish to appear on the ballot for the party’s primary elections to be registered as affiliated with that political party pursuant to Section 7‑5‑115(D). Provided, a political party may not refuse to certify a candidate based on party affiliation who is registered as affiliated with that political party at the time of filing.

Amend the bill further, by striking SECTION 6 and inserting:

SECTION 6. Notwithstanding the provisions of this act, in all primaries conducted before June 2024, an elector is permitted to vote if he has not signed the affidavit required by this act. After May 31, 2024, all political party primaries must be conducted pursuant to the provisions of this act. This act takes effect upon approval by the Governor.

Renumber sections to conform.

Amend title to conform.

Rep. HARRIS explained the amendment.

**POINT OF ORDER**

Rep. COBB-HUNTER raised the Point of Order under Rule 9.3 that Amendment No. 7 was not germane to H. 4066.

Rep. HARRIS argued contra.

The SPEAKER *PRO TEMPORE* stated that the Amendment’s substantial effect was outside the scope of the Bill.  He sustained the Point of Order and ruled Amendment No. 7 out of order.

Rep. BEACH proposed the following Amendment No. 8 to H. 4066 (LC-4066.HDB0026H), which was ruled out of order:

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

SECTION X. Section 7‑5‑320(D) of the S.C. Code is amended to read:

(D)(1) A change of address form submitted in accordance with state law for purposes of a state motor vehicle driver's license serves as notification of change of address for voter registration unless the qualified elector states on the form that the change of address is not for voter registration purposes.

(2) The provisions of this section apply to all change of address forms submitted using any method authorized by the Department of Motor Vehicle including, without limitation, forms submitted by mail, in person, or electronically. The Department of Motor Vehicles shall transmit a copy of the qualified elector’s signature submitted on the change of address form, or an electronic copy of qualified elector’s signature from his driver’s license or state identification card, as appropriate, along with the change of address information to the State Election Commission or county board of voter registration and elections, as appropriate.

Renumber sections to conform.

Amend title to conform.

Rep. BEACH explained the amendment.

**POINT OF ORDER**

Rep. COBB-HUNTER raised the Point of Order under Rule 9.3 that Amendment No. 8 was not germane to H. 4066.

Rep. BEACH argued contra.

The SPEAKER *PRO TEMPORE* stated that the Amendment’s substantial effect was outside the scope of the Bill.  He sustained the Point of Order and ruled Amendment No. 8 out of order.

Rep. LANDING proposed the following Amendment No. 9 to H. 4066 (LC-4066.HDB0028H), which was tabled:

Amend the bill, as and if amended, SECTION 1, by striking Section 7-9-100(B) and inserting:

(B) The convention must be composed of no more than nine hundred and forty-three total delegates elected by the various county conventions. Each county is individually entitled to one delegate for each six thousand residents of the county, two delegates plus its pro rata share of eight hundred and fifty-one delegates, to be allocated by the state executive committee to each county by population according to the latest official United States Census, plus two additional members. If the pro-rata share for a county is less than one delegate, that number is rounded up to one delegate for a minimum total of three delegates per county. If a county has a fractional portion of population of at least three thousand residents above its last six thousand resident figure it is entitled to an additional delegate.A county convention may not elect more delegates than the number allocated pursuant to this section, and each delegate has one whole vote which may not be divided into any fraction thereof.

Renumber sections to conform.

Amend title to conform.

Rep. LANDING explained the amendment.

Rep. B. NEWTON spoke against the amendment.

Rep. B. NEWTON moved to table the amendment.

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

Yeas 83; Nays 25

Those who voted in the affirmative are:

|  |  |  |
| --- | --- | --- |
| Anderson | Atkinson | Bailey |
| Ballentine | Bamberg | Bannister |
| Bauer | Bernstein | Blackwell |
| Bradley | Brewer | Brittain |
| Calhoon | Carter | Caskey |
| Chapman | Clyburn | Cobb-Hunter |
| Collins | Connell | Crawford |
| Davis | Dillard | Erickson |
| Forrest | Gagnon | Garvin |
| Gatch | Gibson | Gilliam |
| Gilliard | Guest | Guffey |
| Hager | Hardee | Hayes |
| Henderson-Myers | Henegan | Herbkersman |
| Hewitt | Hiott | Hixon |
| Hosey | Hyde | Jefferson |
| J. E. Johnson | J. L. Johnson | W. Jones |
| Jordan | King | Kirby |
| Lawson | Ligon | Lowe |
| McDaniel | McGinnis | J. Moore |
| T. Moore | Moss | Murphy |
| Neese | B. Newton | W. Newton |
| Oremus | Ott | Pedalino |
| Pope | Rivers | Robbins |
| Rose | Sandifer | Schuessler |
| G. M. Smith | M. M. Smith | Taylor |
| Tedder | Thayer | Weeks |
| Wheeler | Whitmire | Williams |
| Wooten | Yow |  |

**Total--83**

Those who voted in the negative are:

|  |  |  |
| --- | --- | --- |
| Beach | Burns | Bustos |
| Chumley | B. J. Cox | Cromer |
| Elliott | Harris | Hartnett |
| Kilmartin | Landing | Leber |
| Long | Magnuson | McCabe |
| Mitchell | A. M. Morgan | T. A. Morgan |
| O'Neal | Pace | Sessions |
| Trantham | Vaughan | White |
| Willis |  |  |

**Total--25**

So, the amendment was tabled.

The question recurred to the passage of the Bill.

The yeas and nays were taken resulting as follows:

Yeas 86; Nays 26

Those who voted in the affirmative are:

|  |  |  |
| --- | --- | --- |
| Alexander | Anderson | Atkinson |
| Ballentine | Bamberg | Bannister |
| Bauer | Bernstein | Blackwell |
| Bradley | Brewer | Brittain |
| Calhoon | Carter | Caskey |
| Chapman | Clyburn | Cobb-Hunter |
| Collins | Connell | Crawford |
| Davis | Dillard | Elliott |
| Erickson | Forrest | Gagnon |
| Garvin | Gatch | Gibson |
| Gilliam | Gilliard | Guest |
| Guffey | Hager | Hayes |
| Henderson-Myers | Henegan | Herbkersman |
| Hewitt | Hiott | Hixon |
| Hosey | Howard | Hyde |
| Jefferson | J. E. Johnson | J. L. Johnson |
| W. Jones | Jordan | King |
| Kirby | Lawson | Ligon |
| Long | McGinnis | J. Moore |
| T. Moore | Moss | Murphy |
| Neese | B. Newton | W. Newton |
| Ott | Pope | Rivers |
| Robbins | Rose | Sandifer |
| Schuessler | G. M. Smith | M. M. Smith |
| Stavrinakis | Taylor | Tedder |
| Thayer | Vaughan | Weeks |
| West | Wetmore | Wheeler |
| Whitmire | Williams | Willis |
| Wooten | Yow |  |

**Total--86**

Those who voted in the negative are:

|  |  |  |
| --- | --- | --- |
| Beach | Burns | Bustos |
| Chumley | B. J. Cox | Cromer |
| Haddon | Hardee | Harris |
| Hartnett | S. Jones | Kilmartin |
| Landing | Leber | Magnuson |
| McCabe | McDaniel | Mitchell |
| A. M. Morgan | T. A. Morgan | O'Neal |
| Oremus | Pace | Sessions |
| Trantham | White |  |

**Total--26**

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

**SPEAKER IN CHAIR**

**S. 120--DEBATE ADJOURNED**

The following Bill was taken up:

S. 120 -- Senators Hembree, Campsen and Martin: A BILL TO AMEND THE SOUTH CAROLINA CODE OF LAWS BY AMENDING SECTION 24-3-580, RELATING TO THE DISCLOSURE OF THE IDENTITIES OF EXECUTION TEAM MEMBERS AND THE PENALTIES FOR THE UNLAWFUL DISCLOSURE, SO AS TO DEFINE CERTAIN TERMS, TO PROVIDE CERTAIN INFORMATION PERTAINING TO THE IDENTITY OF PERSONS WHO PARTICIPATE IN THE PLANNING OR ADMINISTRATION OF AN EXECUTION OF A DEATH SENTENCE IS CONFIDENTIAL; TO MAKE TECHNICAL CHANGES; TO PROVIDE THE PURCHASE OR ACQUISITION OF DRUGS AND MEDICAL SUPPLIES USED IN THE ADMINISTRATION OF A DEATH SENTENCE IS EXEMPT FROM THE STATE PROCUREMENT CODE; TO PROVIDE THE OUT-OF-STATE ACQUISITION OF DRUGS INTENDED FOR USE FOR THE ADMINISTRATION OF THE DEATH PENALTY ARE EXEMPT FROM ALL STATE LICENSING PROCESSES AND REQUIREMENTS ADMINISTERED BY THE DEPARTMENT OF HEALTH AND ENVIRONMENTAL CONTROL OR ANY OTHER AGENCY, AS WELL AS REGULATIONS PROMULGATED BY THE BOARD OF PHARMACY; TO PROVIDE PHARMACIES OR PHARMACISTS THAT ARE INVOLVED IN THE SUPPLYING, MANUFACTURING, OR COMPOUNDING OF DRUGS INTENDED FOR USE IN THE ADMINISTRATION OF THE DEATH PENALTY ARE EXEMPT FROM CERTAIN LICENSING PROCESSES AND REQUIREMENTS OF THE DEPARTMENT OF LABOR, LICENSING AND REGULATION; TO PROVIDE, UNDER CERTAIN CIRCUMSTANCES, NO GOVERNMENTAL AGENCY SHALL DISCLOSE IDENTIFYING INFORMATION OF MEMBERS OF EXECUTION TEAMS OR THE DETAILS REGARDING THE PROCUREMENT OF CERTAIN DRUGS USED IN THE ADMINISTRATION OF THE DEATH PENALTY; AND TO PROVIDE THE INTENT OF THIS SECTION IS TO ENSURE THE ABSOLUTE CONFIDENTIALITY OF IDENTIFYING INFORMATION OF PERSONS OR ENTITIES INVOLVED IN THE PLANNING OR EXECUTION OF A DEATH SENTENCE.

Rep. JORDAN moved to adjourn debate on the Bill, which was agreed to.

**H. 4120--AMENDED AND ORDERED TO THIRD READING**

The following Bill was taken up:

H. 4120 -- Reps. Pope and Long: A BILL TO AMEND THE SOUTH CAROLINA CODE OF LAWS BY ADDING SECTION 23-3-80 SO AS TO CREATE THE "ILLEGAL IMMIGRATION ENFORCEMENT UNIT" WITHIN THE SOUTH CAROLINA LAW ENFORCEMENT DIVISION, TO PROVIDE FOR ITS ADMINISTRATION AND DUTIES, AND TO REQUIRE IT TO ENTER INTO A MEMORANDUM OF AGREEMENT WITH THE UNITED STATES IMMIGRATION AND CUSTOMS ENFORCEMENT AGENCY; BY REPEALING SECTION 23-6-60 AND CHAPTER 30 OF TITLE 8 RELATING TO THE CREATION OF THE ILLEGAL IMMIGRATION ENFORCEMENT UNIT WITHIN THE DEPARTMENT OF PUBLIC SAFETY AND RECORDING AND REPORTING OF IMMIGRATION LAW VIOLATIONS; AND BY ADDING SECTION 40-1-35 SO AS TO PROVIDE CERTAIN IMMIGRANTS ARE ELIGIBLE FOR OCCUPATIONAL OR PROFESSIONAL LICENSURE UNDER THIS TITLE.

Rep. BEACH proposed the following Amendment No. 1 to H. 4120 (LC-4120.CM0001H), which was adopted:

Amend the bill, as and if amended, by deleting SECTION 4.

Renumber sections to conform.

Amend title to conform.

Rep. BEACH explained the amendment.

Rep. POPE spoke in favor of 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 113; Nays 0

Those who voted in the affirmative are:

|  |  |  |
| --- | --- | --- |
| Alexander | Anderson | Atkinson |
| Bailey | Ballentine | Bamberg |
| Bannister | Beach | Blackwell |
| Bradley | Brewer | Brittain |
| Burns | Bustos | Calhoon |
| Carter | Caskey | Clyburn |
| Cobb-Hunter | Collins | Connell |
| B. J. Cox | B. L. Cox | Crawford |
| Cromer | Davis | Dillard |
| Elliott | Erickson | Felder |
| Forrest | Gagnon | Garvin |
| Gatch | Gibson | Gilliam |
| Guest | Guffey | Haddon |
| Hager | Hardee | Harris |
| 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 |
| 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 | Pope |
| Rivers | Robbins | Rose |
| Sandifer | Schuessler | Sessions |
| G. M. Smith | M. M. Smith | Stavrinakis |
| Taylor | Tedder | Thayer |
| Trantham | Vaughan | Weeks |
| West | Wheeler | White |
| Whitmire | Williams | Willis |
| Wooten | Yow |  |

**Total--113**

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 inadvertently voted in favor of H. 4120. I intended to vote in against the Bill.

Rep. Michael F. Rivers

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

**RETURNED WITH CONCURRENCE**

The Senate returned to the House with concurrence the following:

H. 3816 -- Rep. Leber: A CONCURRENT RESOLUTION TO REQUEST THE DEPARTMENT OF TRANSPORTATION NAME THE BRIDGE THAT CROSSES RUSSELL CREEK ALONG SOUTH CAROLINA HIGHWAY 174 IN CHARLESTON COUNTY "DAVID L. LYBRAND MEMORIAL BRIDGE" AND ERECT APPROPRIATE MARKERS OR SIGNS CONTAINING THESE WORDS.

H. 4174 -- Reps. Rutherford, Howard, 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, 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, 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 CONCURRENT RESOLUTION TO EXPRESS THE PROFOUND SORROW OF THE MEMBERS OF THE SOUTH CAROLINA HOUSE OF REPRESENTATIVES UPON THE PASSING OF KEVIN ALEXANDER GRAY OF RICHLAND COUNTY AND TO EXTEND THEIR DEEPEST SYMPATHY TO HIS LARGE AND LOVING FAMILY AND HIS MANY FRIENDS.

**ADJOURNMENT**

At 2:49 p.m. the House, in accordance with the motion of Rep. CRAWFORD, adjourned in memory of Richard Martino, to meet at 10:00 a.m. tomorrow.

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