

SOUTH CAROLINA STATE REGISTER DISCLAIMER

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SOUTH CAROLINA STATE REGISTER

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of the
GENERAL ASSEMBLY

ASHLEY HARWELL-BEACH, DIRECTOR
DEIRDRE BREVARD SMITH, EDITOR
REBECCA FUDGER TURNER, ASSOCIATE EDITOR

P.O. BOX 11489
COLUMBIA, SC 29211
TELEPHONE (803) 212-4500

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This issue contains notices, proposed regulations, emergency regulations, final form regulations, and other documents filed in the Office of the Legislative Council, pursuant to Article 1, Chapter 23, Title 1, Code of Laws of South Carolina, 1976.

SOUTH CAROLINA STATE REGISTER

An official state publication, the *South Carolina State Register* is a temporary update to South Carolina’s official compilation of agency regulations--the *South Carolina Code of Regulations*. Changes in regulations, whether by adoption, amendment, repeal, or emergency action must be published in the *State Register* pursuant to the provisions of the Administrative Procedures Act. The *State Register* also publishes the Governor’s Executive Orders, notices of public hearings and meetings, and other documents issued by state agencies considered to be in the public interest. All documents published in the *State Register* are drafted by state agencies and are published as submitted. Publication of any material in the *State Register* is the official notice of such information.

STYLE AND FORMAT

Documents are arranged within each issue of the *State Register* according to the type of document filed:

Pending Regulations Submitted to the General Assembly are regulations adopted by the agency pending approval by the General Assembly.

Executive Orders are actions issued and taken by the Governor.

Notices are documents considered by the agency to have general public interest.

Notices of Drafting Regulations give interested persons the opportunity to comment during the initial drafting period before regulations are submitted as a proposed regulation.

Proposed Regulations are those regulations pending permanent adoption by an agency.

Final Regulations have been permanently adopted by the agency and approved by the General Assembly.

Emergency Regulations have been adopted on an emergency basis by the agency.

2025 PUBLICATION SCHEDULE

Documents will be accepted for filing on any normal business day from 8:30 A.M. until 5:00 P.M. All documents must be submitted in the format prescribed in the *Standards Manual for Drafting and Filing Regulations*.

To be included for publication in the next issue of the *State Register*, documents must be submitted no later than 5:00 P.M. on the second Friday of each month. The modification or withdrawal of documents filed for publication must be made **by 5:00 P.M.** on the submission deadline for that issue.

	Jan.	Feb.	Mar.	Apr.	May	June	July	Aug.	Sept.	Oct.	Nov.	Dec.
Submission Deadline	1/10	2/14	3/14	4/11	5/9	6/13	7/11	8/8	9/12	10/10	11/14	12/12
Publishing Date	1/24	2/28	3/28	4/25	5/23	6/27	7/25	8/22	9/26	10/24	11/28	12/26

REPRODUCING OFFICIAL DOCUMENTS

Documents appearing in the *State Register* are prepared and printed at public expense. Media services are encouraged to give wide publicity to documents printed in the *State Register*.

PUBLIC INSPECTION OF DOCUMENTS

Documents filed with the Office of the State Register are available for public inspection during normal office hours, 8:30 A.M. to 5:00 P.M., Monday through Friday. The Office of the State Register is in the Legislative Council, Fourth Floor, Rembert C. Dennis Building, 1000 Assembly Street, in Columbia. Telephone inquiries concerning material in the *State Register* or the *South Carolina Code of Regulations* may be made by calling (803) 212-4500.

ADOPTION, AMENDMENT AND REPEAL OF REGULATIONS

To adopt, amend, or repeal a regulation, an agency must publish in the *State Register* a Notice of Drafting and a Notice of the Proposed Regulation that contains an estimate of the proposed action's economic impact and gives the public an opportunity to comment on the proposal. If requested by twenty-five persons, a public hearing must be held at least thirty days after the date of publication of the notice in the *State Register*.

After the date of hearing, the regulation must be submitted to the General Assembly for approval. The General Assembly has one-hundred-ten days to consider the regulation. If no legislation is introduced to disapprove or enacted to approve the regulation before the expiration of the one-hundred-ten-day review period, the regulation is approved on the one-hundred-tenth day and is effective upon publication in the *State Register*.

EMERGENCY REGULATIONS

An emergency regulation may be promulgated by an agency if the agency finds imminent peril to public health, safety, or welfare. Emergency regulations are effective upon filing for a ninety-day period. If the original filing began and expired during the legislative interim, the regulation can be renewed once.

REGULATIONS PROMULGATED TO COMPLY WITH FEDERAL LAW

Regulations promulgated to comply with federal laws are exempt from General Assembly review. Following the notice of proposed regulation and hearing, regulations are submitted to the *State Register* and are effective upon publication.

EFFECTIVE DATE OF REGULATIONS

Final Regulations take effect on the date of publication in the *State Register* unless otherwise noted within the text of the regulation.

Emergency Regulations take effect upon filing with the Legislative Council and remain effective for ninety days. If the original ninety-day period begins and expires during the legislative interim, the regulation may be refiled for one additional ninety-day period.

SUBSCRIPTIONS

The *South Carolina State Register* is available electronically through the South Carolina Legislature Online website at www.scstatehouse.gov, or in a printed format. Subscriptions run concurrent with the State of South Carolina's fiscal year (July through June). The annual subscription fee for the printed format is \$90.00 plus applicable sales tax. Payment must be made by check payable to the Legislative Council. To subscribe, complete the form below and mail with payment.

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P.O. Box 11489
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DOC. NO.	RAT. NO.	FINAL ISSUE	SUBJECT	EXP. DATE	AGENCY	HOUSE COMMITTEE	SENATE COMMITTEE
5342			Residential Treatment Facilities for Children and Adolescents	01/25/2026	Department of Public Health	Regs, Admin. Proc., AI & CS	Medical Affair
5319			Sign Language Interpreters	02/01/2026	State Board of Education	Regs, Admin. Proc., AI & CS	Education
5370			Honey Bees	03/05/2026*	Clemson University	Regs, Admin. Proc., AI & CS	Ag and Nat Resources
5366			Procedures and Standards for Review of Charter School Applications	04/04/2026*	State Board of Education	Regs, Admin. Proc., AI & CS	Education
5371			Defined Program, Grades 9-12 and Graduation Requirements	05/02/2026*	State Board of Education	Regs, Admin. Proc., AI & CS	Education
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5376			General Retention Schedules for Municipal Records	05/03/2026	SC Department of Archives and History		
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5379			General Retention Schedule for State Colleges and Universities	05/03/2026	SC Department of Archives and History		
5380			General Retention Schedule for State Financial Records	05/03/2026	SC Department of Archives and History		
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5199			R.45-9, Write-in Ballots, Sealed After Tabulation	Tolled	State Election Commission	Regs, Admin. Proc., AI & CS	Judiciary
5201			Emergency Election Procedures	Tolled	State Election Commission	Regs, Admin. Proc., AI & CS	Judiciary
5202			Poll Worker Training; Candidate Withdrawals	Tolled	State Election Commission	Regs, Admin. Proc., AI & CS	Judiciary
5203			Procedures for Electronic Petitions	Tolled	State Election Commission	Regs, Admin. Proc., AI & CS	Judiciary
5192			R.45-1, Definitions	Tolled	State Election Commission	Regs, Admin. Proc., AI & CS	Judiciary
5204			R.45-10, Retention and Disposition of Certain Voting Records	Tolled	State Election Commission	Regs, Admin. Proc., AI & CS	Judiciary
5205			Reports to State Election Commission by County Boards of Voter Registration and Elections	Tolled	State Election Commission	Regs, Admin. Proc., AI & CS	Judiciary
5193			R.45-2, Instructions and Certification of Managers and Clerks in the Use of Vote Recorders	Tolled	State Election Commission	Regs, Admin. Proc., AI & CS	Judiciary
5225			Retention and Storage of Election Records and Election Equipment	Tolled	State Election Commission	Regs, Admin. Proc., AI & CS	Judiciary
5194			R.45-3, Tabulating Center Personnel	Tolled	State Election Commission	Regs, Admin. Proc., AI & CS	Judiciary
5195			R.45-4, Certification of Program Instructions	Tolled	State Election Commission	Regs, Admin. Proc., AI & CS	Judiciary
5196			R.45-5, Ballot Envelopes and Fold Over Ballot Cards	Tolled	State Election Commission	Regs, Admin. Proc., AI & CS	Judiciary
5197			R.45-6, Defective Ballot Cards	Tolled	State Election Commission	Regs, Admin. Proc., AI & CS	Judiciary
5198			R.45-7, Ballot Cards, Sealed After Tabulation	Tolled	State Election Commission	Regs, Admin. Proc., AI & CS	Judiciary

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Committee Request Withdrawal				
5314	Regulations for the Licensing of Child Care Centers	Tolled	Department of Social Services	Regs, Admin. Proc., AI & CS Family and Veterans' Services

*Revised 120-Day Review Expiration Date for Automatic Approval to 110-Day Review Expiration Date per S.164

Executive Order No. 2025-33

WHEREAS, the National Hurricane Center has determined Tropical Disturbance Invest 94L (“Tropical Disturbance”), which is currently situated near Hispaniola, is anticipated to move north toward the State of South Carolina and undergo intensification over the weekend, and is thereafter expected to impact the State of South Carolina and other areas in the southeastern region of the United States as early as late Sunday or Monday with strong winds, storm surge, and significant rainfall, leading to the potential for flash, urban, and river flooding; and

WHEREAS, according to preliminary forecasts, the Tropical Disturbance and the corresponding hazardous weather conditions have the potential to cause significant damage to public and private property and to disrupt essential utility services and other critical systems throughout the State of South Carolina; and

WHEREAS, the undersigned has been advised that the Tropical Disturbance, which is expected to strengthen and track northwestward or northward over the southwestern Atlantic, including the anticipated strong winds, significant rainfall, flash flooding, urban and river flooding, and dangerous storm surge, represents a significant threat to the State of South Carolina, which requires that the State proactively prepare for the potential impacts and take timely precautions to protect and preserve property, critical infrastructure, communities, and the general safety and welfare of the people of this State; and

WHEREAS, in light of the foregoing circumstances, the undersigned has determined that it is necessary and appropriate for the State to take additional proactive action to expedite ongoing preparations and to facilitate future emergency management, response, recovery, and relief efforts in connection with the Tropical Disturbance and the forecasted hazardous weather conditions and anticipated impacts associated with the same; and

WHEREAS, as the elected Chief Executive of the State, the undersigned is authorized pursuant to section 25-1-440 of the South Carolina Code of Laws, as amended, to “declare a state of emergency for all or part of the State if he finds a disaster . . . has occurred, or that the threat thereof is imminent and extraordinary measures are considered necessary to cope with the existing or anticipated situation”; and

WHEREAS, in accordance with section 25-1-440 of the South Carolina Code of Laws, when an emergency has been declared, the undersigned is “responsible for the safety, security, and welfare of the State and is empowered with [certain] additional authority to adequately discharge this responsibility,” to include issuing, amending, and rescinding “emergency proclamations and regulations,” which shall “have the force and effect of law as long as the emergency exists”; and

WHEREAS, pursuant to section 25-1-440 of the South Carolina Code of Laws, when an emergency has been declared, the undersigned is further authorized to “suspend provisions of existing regulations prescribing procedures for conduct of state business if strict compliance with the provisions thereof would in any way prevent, hinder, or delay necessary action in coping with the emergency”; and

WHEREAS, in addition to the foregoing, section 25-1-440 of the South Carolina Code of Laws authorizes the undersigned, during a declared emergency, to “transfer the direction, personnel, or functions of state departments, agencies, and commissions, or units thereof, for purposes of facilitating or performing emergency services as necessary or desirable,” and to “compel performance by elected and appointed state, county, and municipal officials and employees of the emergency duties and functions assigned them in the State Emergency Plan or by Executive Order”; and

WHEREAS, in accordance with section 56-5-70(A) of the South Carolina Code of Laws, as amended, during a declared emergency and in the course of responding to the emergency, requirements relating to registration, permitting, length, width, weight, and load are suspended for commercial and utility vehicles traveling on non-interstate routes for up to one hundred twenty (120) days, provided that such vehicles do not exceed a gross weight of ninety thousand (90,000) pounds and do not exceed a width of twelve (12) feet, and

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requirements relating to time of service suspensions for commercial and utility vehicles traveling on interstate and non-interstate routes are suspended for up to thirty (30) days, unless extended for additional periods pursuant to the Federal Motor Carrier Safety Regulations; and

WHEREAS, the Federal Motor Carrier Safety Regulations limit, *inter alia*, the hours of service for operators of commercial vehicles, 49 C.F.R. §§ 390 *et seq.*; and

WHEREAS, pursuant to 49 C.F.R. § 390.23, the governor of a State may suspend federal hours of service regulations for commercial vehicles responding to an emergency if the governor determines that an emergency condition exists; and

WHEREAS, in light of the foregoing circumstances, the undersigned has determined that additional regulatory flexibility is warranted to assist proactively in facilitating and supporting the operation of critical utility and transportation services and mitigating or preventing interruptions and delays in transporting essential supplies, equipment, and persons to or from any impacted areas in the State of South Carolina or in neighboring States; and

WHEREAS, recognizing that the prompt restoration of utility services and the uninterrupted transportation of essential goods, equipment, and products to or from the impacted areas are critical to the safety and welfare of the people of South Carolina and neighboring States, the undersigned has concluded that it is necessary and appropriate for the State of South Carolina to expedite ongoing preparations and support further emergency management, response, recovery, and relief efforts by facilitating the operation of critical transportation services; and

WHEREAS, for the aforementioned and other reasons, and in recognition and furtherance of the undersigned's responsibility to provide for and ensure the health, safety, security, and welfare of the people of the State of South Carolina, after conferring with the relevant state and federal agencies, officials, and experts, the undersigned has determined that the Tropical Disturbance and the forecasted severe weather conditions and anticipated impacts associated therewith constitute an actual or imminent emergency for the State of South Carolina and that extraordinary measures are necessary to cope with the existing or anticipated situation.

NOW, THEREFORE, by virtue of the authority vested in me as Governor of the State of South Carolina and pursuant to the Constitution and Laws of this State and of these United States and the powers conferred upon me therein, I hereby declare that a State of Emergency exists in South Carolina. Accordingly, for the foregoing reasons and in accordance with the cited authorities and other applicable law, I further order and direct as follows:

Section 1. Emergency Measures to Prepare for and Respond to Tropical Disturbance Invest 94L

A. I hereby activate the South Carolina Emergency Operations Plan ("Plan"), as approved by Executive Order No. 2023-11, and direct that the Plan be further placed into effect and that all prudent preparations be taken at the individual, local, and state levels to prepare for and respond to the forecasted severe weather related to the Tropical Disturbance and the potential impacts associated with the same. I further direct the utilization of all available resources of state government as reasonably necessary to address the current State of Emergency. In accordance with Section 1(E) of Executive Order No. 2023-11, "[a]ll departments or agencies of the State shall execute, without delay, the emergency functions so designated in the Plan, or as further ordered or otherwise directed by the undersigned, during any emergency or disaster through the initial use of existing department or agency appropriations and all necessary department or agency personnel, regardless of normal duty assignment."

B. I hereby place specified units or personnel, or both, of the South Carolina National Guard on State Active Duty, pursuant to section 25-1-1840 of the South Carolina Code of Laws, as amended, and direct

the Adjutant General to issue any supplemental orders he deems necessary and appropriate. I further order the activation of South Carolina National Guard personnel and the utilization of appropriate equipment, in the discretion of the Adjutant General and in coordination with the Director of the South Carolina Emergency Management Division (“EMD”), to take necessary and prudent actions to assist the people of this State. I authorize Dual Status Command, as necessary, to allow the Adjutant General or his designee to serve as commander over both federal (Title 10) and state forces (National Guard in Title 32 status or State Active Duty status, or both).

C. I hereby order that all licensing and registration requirements regarding private security personnel or companies contracting with South Carolina security companies in protecting property and restoring essential services in South Carolina shall be suspended, and I direct the South Carolina Law Enforcement Division (“SLED”) to initiate an emergency registration process for those personnel or companies for a period specified, and in a manner deemed appropriate, by the Chief of SLED.

D. I hereby authorize and direct any agency within the undersigned’s Cabinet or any other department within the Executive Branch, as defined by section 1-30-10 of the South Carolina Code of Laws, as amended, through its respective director or secretary, to waive or “suspend provisions of existing regulations prescribing procedures for conduct of state business if strict compliance with the provisions thereof would in any way prevent, hinder, or delay necessary action in coping with the emergency,” in accordance with section 25-1-440 of the South Carolina Code of Laws and other applicable law.

E. I hereby authorize and direct state agencies and departments to utilize the emergency procurement procedures set forth in section 11-35-1570 of the South Carolina Code of Laws, as amended, and any regulations issued pursuant thereto, as necessary and appropriate, to facilitate and expedite the acquisition of any critical materials, resources, or services during the State of Emergency.

F. I hereby declare that the prohibitions against price gouging pursuant to section 39-5-145 of the South Carolina Code of Laws, as amended, are in effect and shall remain in effect for the duration of the State of Emergency.

G. I hereby waive the requirement of a written mutual aid agreement for law enforcement services authorized by the Law Enforcement Assistance and Support Act, codified as amended in Title 23, Chapter 20 of the South Carolina Code of Laws, during the State of Emergency in accordance with section 23-20-60 of the South Carolina Code of Laws, as amended.

H. I hereby authorize and direct that, with the exception of state government offices located in Richland and Lexington Counties, unless otherwise directed by the undersigned, state agencies and departments, including state-supported colleges, universities, and technical colleges, shall follow county government closure determinations for purposes of closing state government offices in any such counties or operating the same on an abbreviated schedule due to hazardous weather or other dangerous conditions. Pursuant to Executive Order No. 2025-17, the undersigned will determine and direct when and if state agencies and departments, including state-supported colleges, universities, and technical colleges, shall close or operate state government offices on an abbreviated schedule in Richland and Lexington Counties. Emergency or other critical personnel designated and determined by, and in the sole discretion of, the corresponding Agency Head, or their designee, as essential or mission-critical to the State’s preparation for or response to emergency conditions related to the Tropical Disturbance, or otherwise necessary to serve the State of South Carolina or to ensure the continuity of critical operations of state government, may still be required to report to work. State agencies and departments shall utilize, to the maximum extent possible, telecommuting or work-from-home options for non-essential employees. Notwithstanding the foregoing, pursuant to section 25-1-440 of the South Carolina Code of Laws, as well as other applicable law, I hereby prohibit any county, municipality, or other political subdivision of the State of South Carolina from restricting access by essential state employees to any location or facility that is occupied or utilized, in whole or in part, by any state agency or department. Accordingly, I hereby direct that any such county, municipality, or other political subdivision of the State shall authorize, allow, and provide

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access to said locations or facilities by any state agency or department, and the officials and employees thereof, as deemed necessary and appropriate and in the manner prescribed by the state agency or department so as to ensure the uninterrupted performance and provision of emergency, essential, or otherwise mission-critical government functions and services during the State of Emergency.

Section 2. Transportation Waivers to Facilitate Emergency Management

A. I hereby determine and declare that the existing and anticipated threats, circumstances, or conditions associated with the Tropical Disturbance, as further described herein, and the potential impacts related to the same constitute an emergency pursuant to 49 C.F.R. § 390.23 for purposes of suspending certain rules and regulations, as set forth below, for commercial vehicles and operators of commercial vehicles in accordance with 49 C.F.R. § 390.23 and section 56-5-70 of the South Carolina Code of Laws.

B. I hereby authorize and direct the South Carolina Department of Transportation (“DOT”) and the South Carolina Department of Public Safety (“DPS”), including the State Transport Police, as needed, to waive or suspend application and enforcement of the requisite state and federal rules and regulations pertaining to hours of service for operators of commercial vehicles operating in accordance with the provisions of any emergency declaration issued by the Federal Motor Carrier Safety Administration (“FMCSA”); responding or providing direct assistance, as defined by 49 C.F.R. § 390.5, to any emergency conditions in this State or any declared emergencies in the State of North Carolina or the State of Georgia or in other States in connection with the forecasted severe weather associated with the Tropical Disturbance or the anticipated impacts thereof; providing direct assistance to supplement state and local efforts and capabilities related to the same; or otherwise assisting with the existing or anticipated threats and circumstances associated with the Tropical Disturbance, to include commercial vehicles and operators of commercial vehicles transporting equipment, materials, or persons necessary for the restoration of utility services or debris removal and those transporting essential goods and products, such as food, water, medicine, medical supplies and equipment, fuels and petroleum products (to include fuel oil, diesel oil, gasoline, kerosene, propane, liquid petroleum, and other refined petroleum products and related equipment or assets), livestock, poultry, feed for livestock and poultry, and crops and other agricultural products ready to be harvested (to include timber and wood chips).

C. I hereby authorize DOT and DPS, as applicable, to apply for or request any additional federal regulatory relief, waivers, permits, or other appropriate flexibility deemed necessary, whether pertaining to the transportation of overweight loads on interstate highways or otherwise, on behalf of the State of South Carolina and to promptly implement the same without the need for further Orders.

D. This Section shall not be construed to require or allow an ill or fatigued driver to operate a commercial motor vehicle. In accordance with 49 C.F.R. § 390.23, “a driver who informs the motor carrier that he or she needs immediate rest must be permitted at least ten (10) consecutive hours off duty before the driver is required to return to such terminal or location.” Likewise, this Section shall not be construed as an exemption from the applicable controlled substances and alcohol use and testing requirements in 49 C.F.R. § 382, the commercial driver’s license requirements in 49 C.F.R. § 383, or the financial responsibility requirements in 49 C.F.R. § 387, and it shall not be interpreted to relieve compliance with any other state or federal statute, rule, order, regulation, restriction, or other legal requirement not specifically waived, suspended, or addressed herein or addressed in any additional or supplemental guidance, rules, regulations, restrictions, or clarifications issued, provided, or promulgated by DOT or DPS.

E. Subject to any guidance, rules, regulations, restrictions, or clarification issued, provided, or promulgated, or which may be issued, provided, or promulgated, by DOT or DPS, as authorized herein or as otherwise provided by law, and notwithstanding the waiver or suspension of certain rules and regulations as set forth above, drivers in South Carolina are still subject to the following state requirements to ensure public safety:

1. Weight, height, length, and width for any such vehicle with a minimum of five (5) weight bearing axles on highways or roadways maintained by the State of South Carolina shall not exceed, for

continuous travel on all non-interstates, United States, and South Carolina designated routes, maximum dimensions of twelve (12) feet in width (except as provided in Paragraph 5 below), thirteen (13) feet six (6) inches in height, and ninety thousand (90,000) pounds in gross weight.

2. Posted bridges may not be crossed.

3. All vehicles shall be operated in a safe manner, shall not damage the highways nor unduly interfere with highway traffic, shall maintain the required limits of insurance, and shall be clearly identified as a utility vehicle or shall provide appropriate documentation indicating they are responding to the emergency.

4. Except as provided below, any vehicles that exceed the above dimensions, weights, or both, must obtain a permit with defined routes from DOT's Oversize/Overweight Permit ("OSOW") Office. To order a permit, please call (803) 737-6769 during normal business hours, 8:30 a.m. – 5:00 p.m., or (803) 206-9566 after normal business hours.

5. In accordance with federal law, vehicles traveling on non-interstate routes within the National Network may not exceed a width of 102 inches or 8.6 feet without a special permit. A special permit for width on the National Network is available on DOT's OSOW website, and a list of routes on the National Network is set forth in Appendix A to 23 C.F.R. Part 658.

6. Transporters are responsible for ensuring they have oversize signs, markings, flags, and escorts as required by the South Carolina Code of Laws and OSOW guidelines relating to oversize/overweight loads operating on South Carolina roadways.

F. I hereby authorize DOT and DPS to issue, provide, or promulgate any necessary and appropriate additional or supplemental guidance, rules, regulations, or restrictions regarding the application, implementation, or enforcement of this Section, or to otherwise provide clarification regarding the same, without the need for further Orders.

G. I hereby authorize and direct DPS, including the South Carolina Highway Patrol, as needed, to waive or suspend, in whole or in part, operation of the requisite rules and regulations, to include Regulation 38–600 of the South Carolina Code of Regulations, pertaining to the use of the South Carolina Highway Patrol Wrecker Rotation List.

H. This Section is effective immediately and shall remain in effect for thirty (30) days or the duration of the emergency, whichever is less, in accordance with 49 C.F.R. § 390.23 and section 56-5-70(D) of the South Carolina Code of Laws, except that requirements relating to registration, permitting, length, width, weight, and load are suspended for commercial and utility vehicles traveling on non-interstate routes for up to one hundred twenty (120) days, pursuant to the provisions of section 56-5-70 of the South Carolina Code of Laws, unless otherwise modified, amended, or rescinded by subsequent Order.

Section 3. General Provisions

A. This Order is not intended to create, and does not create, any individual right, privilege, or benefit, whether substantive or procedural, enforceable at law or in equity by any party against the State of South Carolina, its agencies, departments, political subdivisions, or other entities, or any officers, employees, or agents thereof, or any other person.

B. If any section, subsection, paragraph, subparagraph, sentence, clause, phrase, or word of this Order is for any reason held to be unconstitutional or invalid, such holding shall not affect the constitutionality or validity of the remaining portions of this Order, as the undersigned would have issued this Order, and each and every section, subsection, paragraph, subparagraph, sentence, clause, phrase, and word thereof, irrespective of the fact that any one or more other sections, subsections, paragraphs, subparagraphs, sentences, clauses, phrases, or words hereof may be declared to be unconstitutional, invalid, or otherwise ineffective.

C. This Order shall be implemented consistent with and to the maximum extent provided by applicable law and shall be subject to the availability of appropriations. This Order shall not be interpreted,

8 EXECUTIVE ORDERS

applied, implemented, or construed in a manner so as to impair, impede, or otherwise affect the authority granted by law to an executive agency or department, or the officials or head thereof, including the undersigned.

D. I hereby expressly authorize the Office of the Governor to provide or issue any necessary and appropriate additional or supplemental guidance, rules, regulations, or restrictions regarding the application of this Order or to otherwise provide clarification regarding the same, through appropriate means, without the need for further Orders.

E. This Order is effective immediately and shall remain in effect for a period of fifteen (15) days unless otherwise expressly stated herein or modified, amended, or rescinded by subsequent Order. Further proclamations, orders, and directives deemed necessary to ensure the fullest possible protection of life and property during this State of Emergency shall be issued orally by the undersigned and thereafter reduced to writing and published for dissemination within the succeeding 24-hour period.

**GIVEN UNDER MY HAND AND THE GREAT
SEAL OF THE STATE OF SOUTH CAROLINA,
THIS 26th DAY OF SEPTEMBER, 2025.**

HENRY DARGAN MCMASTER
Governor

Executive Order No. 2025-34

WHEREAS, on September 26, 2025, the undersigned issued Executive Order No. 2025-33, declaring a State of Emergency due to the significant threat posed by Tropical Disturbance Invest 94L (“Tropical Disturbance”) and activating the South Carolina Emergency Operations Plan to provide for the health, safety, and welfare of residents and visitors located in the threatened areas; and

WHEREAS, according to preliminary forecasts, the Tropical Disturbance and the corresponding hazardous weather conditions had the potential to cause significant damage to public and private property and to disrupt essential utility services and other critical systems throughout the State of South Carolina; and

WHEREAS, while the Tropical Disturbance has strengthened and become Tropical Storm Imelda and that storm is expected to strengthen into a hurricane in the next few hours, the undersigned has been advised that Tropical Storm Imelda is expected to turn sharply to the east-northeast and the center of Tropical Storm Imelda is expected to move away from the State of South Carolina; and

WHEREAS, the South Carolina Emergency Management Division has advised the undersigned that the State Emergency Operations Center and all the county emergency operation centers have returned to Operation Condition 3 (Steady State Operations); and

WHEREAS, after consulting with the state and local officials and carefully considering other relevant information regarding the updated forecast, the undersigned has determined that Tropical Storm Imelda no longer poses an imminent threat to the life, health, safety, or welfare of people in the State of South Carolina, and it is, therefore, appropriate to rescind the state of emergency; and,

WHEREAS, section 56-5-70(B) of the South Carolina Code of Laws, as amended, provides that “[w]hen an emergency is declared which triggers relief from regulations pursuant to 49 C.F.R. 390.23 in North Carolina or Georgia, an emergency, as referenced in the regional emergency provision of 49 C.R.F. [§] 390.23(a)(1)(A), must be declared by in this State by the Governor”; and

WHEREAS, Governor Josh Stein of the State of North Carolina declared a state of emergency for the Storm on September 27, 2025, including the temporary waiver and suspension of motor vehicle regulations, and said Executive Order 26 remains in place.

NOW, THEREFORE, by virtue of the authority vested in me as the Governor of the State of South Carolina and pursuant to the Constitution and Laws of this State and the powers conferred upon me therein, I hereby order and direct as follows:

Section 1. Rescinding Section 1 of Executive Order 2025-33.

A. I hereby rescind Section 1 of Executive Order 2025-33 (Emergency Measures to Prepare for and Respond to Tropical Disturbance Invest 94L) effective immediately.

B. Section 2 of Executive Order 2025-33 (Transportation Waivers to Facilitate Emergency Management) shall remain effective until it terminates by operation of law or until Governor Stein of the State of North Carolina rescinds North Carolina Executive Order 26 issued on September 27, 2025, whichever is sooner.

Section 2. General Provisions.

A. This Order is not intended to create, and does not create, any individual right, privilege, or benefit, whether substantive or procedural, enforceable at law or in equity by any party against the State of South Carolina, its agencies, departments, political subdivisions, or other entities, or any officers, employees, or agents thereof, or any other person.

B. If any section, subsection, paragraph, subparagraph, sentence, clause, phrase, or word of this Order is for any reason held to be unconstitutional or invalid, such holding shall not affect the constitutionality or validity of the remaining portions of this Order, as the undersigned would have issued this Order, and each and every section, subsection, paragraph, subparagraph, sentence, clause, phrase, and word thereof, irrespective of the fact that any one or more other sections, subsections, paragraphs, subparagraphs, sentences, clauses, phrases, or words hereof may be declared to be unconstitutional, invalid, or otherwise ineffective.

C. This Order shall be implemented consistent with and to the maximum extent provided by applicable law and shall be subject to the availability of appropriations. This Order shall not be interpreted, applied, implemented, or construed in a manner so as to impair, impede, or otherwise affect the authority granted by law to an executive agency or department, or the officials or head thereof, including the undersigned.

D. I hereby expressly authorize the Office of the Governor to provide or issue any necessary and appropriate additional or supplemental guidance, rules, regulations, or restrictions regarding the application of this Order or to otherwise provide clarification regarding the same, through appropriate means, without the need for further Orders.

E. This Order is effective immediately. Further proclamations, orders, and directives deemed necessary to ensure the fullest possible protection of life and property during this State of Emergency shall be issued orally by the undersigned and thereafter reduced to writing and published for dissemination within the succeeding 24-hour period.

**GIVEN UNDER MY HAND AND THE GREAT
SEAL OF THE STATE OF SOUTH CAROLINA,
THIS 29th DAY OF SEPTEMBER, 2025.**

**HENRY DARGAN MCMASTER
Governor**

10 EXECUTIVE ORDERS

Executive Order No. 2025-35

WHEREAS, by letter of September 16, 2025, a copy of which is attached hereto, the Board of Voter Registration and Elections of Hampton County (“Board”), through the County Attorney, has advised the undersigned that a vacancy exists on the Town Council for the Town of Scotia and the “Town of Scotia passed the deadline for the filing and the election date”; and

WHEREAS, section 5-7-200(b) of the South Carolina Code of Laws, as amended, provides that “[a] vacancy in the office of mayor or council shall be filled for the remainder of the unexpired term at the next regular election or at a special election if the vacancy occurs one hundred eighty days or more prior to the next general election”; and

WHEREAS, the Board has advised the undersigned that the requisite election was not held due to a delay in notifying the Board of the resignation; and

WHEREAS, section 7-13-1170 of the South Carolina Code of Laws, as amended, provides as follows: “When any election official of any political subdivision of this State charged with ordering, providing for, or holding an election has neglected, failed, or refused to order, provide for, or hold the election at the time appointed, or if for any reason the election is declared void by competent authority, and these facts are made to appear to the satisfaction of the Governor, he shall, should the law not otherwise provide for this contingency, order an election or a new election to be held at the time and place, and upon the notice being given which to him appears adequate to insure the will of the electorate being fairly expressed. To that end, he may designate the existing election official or other person as he may appoint to perform the necessary official duties pertaining to the election and to declare the result.”

NOW, THEREFORE, by virtue of the authority vested in me as Governor of the State of South Carolina and pursuant to the Constitution and Laws of this State and the powers conferred upon me therein, I hereby Order that a special election shall be held on December 16, 2025, to fill the aforementioned vacancy on the Town Council for the Town of Scotia. Pursuant to section 7-13-1170 of the South Carolina Code of Laws, as amended, I designate and appoint the Board to perform the necessary official duties pertaining to the special election, in accordance with the applicable constitutional and statutory provisions, and to declare the results thereof. In order to qualify as a candidate to run in the special election, all candidates must file with the Board a statement of intention of candidacy, and submit any applicable filing fees, between noon on Friday, October 3, 2025, and noon on Monday, October 13, 2025. This Order is effective immediately.

**GIVEN UNDER MY HAND AND THE GREAT
SEAL OF THE STATE OF SOUTH CAROLINA,
THIS 29th DAY OF SEPTEMBER, 2025.**

HENRY DARGAN MCMASTER
Governor

Executive Order No. 2025-36

WHEREAS, the undersigned has been notified of the passing of Deputy Fire Chief James “Jimmy” L. Townsend of the Moncks Corner Rural Fire Department, who dutifully served as a firefighter in this State and died in the line of duty; and

WHEREAS, Deputy Chief Townsend dedicated his life to protecting and serving the people of the State of South Carolina, serving over three decades with the Moncks Corner Rural Fire Department, and his loss warrants the people of this State appropriately recognizing his distinguished service and honoring his supreme sacrifice; and

WHEREAS, Title 4, Section 7(m) of the United States Code, as amended, provides that “[i]n the event of . . . the death of a first responder working in any State, territory, or possession who dies while serving in the line of duty, the Governor of that State, territory, or possession may proclaim that the National flag shall be flown at half-staff”; and

WHEREAS, section 1-3-470 of the South Carolina Code of Laws, as amended, authorizes the undersigned, on the day of burial or other service for any firefighter in this State who died in the line of duty, to order that all flags on state buildings be lowered to half-staff in tribute to the deceased firefighter and to request that flags over the buildings of the political subdivisions of this State similarly be flown at half-staff for this purpose.

NOW, THEREFORE, by virtue of the authority vested in me as Governor of the State of South Carolina and pursuant to the Constitution and Laws of this State and of these United States and the powers conferred upon me therein, I hereby order that all flags on state buildings be lowered to half-staff from sunrise until sunset on Friday, October 3, 2025, in tribute to Deputy Chief Townsend and in honor of his selfless service and supreme sacrifice in the line of duty. I request that all flags over the buildings of the political subdivisions of this State similarly be flown at half-staff for this purpose. This Order is effective immediately.

**GIVEN UNDER MY HAND AND THE GREAT
SEAL OF THE STATE OF SOUTH CAROLINA,
THIS 2nd DAY OF OCTOBER, 2025.**

HENRY DARGAN MCMASTER
Governor

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STATE BOARD OF EDUCATION

ERRATA

43-601. Procedures and Standards for Review of Charter School Applications.

The Proposed Regulation Document Number 5402, regarding the amendment of R.43-601. Procedures and Standards for Review of Charter School Applications, published in the State Register, Volume 49, Issue No. 9 on September 26, 2025, is revised to reflect the correct date of the public hearing as November 4, 2025, at 1:00pm in the South Carolina Department of Education Board Room, 849 Learning Lane, West Columbia, SC 29172.

DEPARTMENT OF ENVIRONMENTAL SERVICES

NOTICE OF GENERAL PUBLIC INTEREST

Statutory Authority: Pollution Control Act, S.C. Code Ann. Section 48-1-10 et seq.

The South Carolina Department of Environmental Services (Department) is publishing this Notice of General Public Interest pursuant to the requirements of S.C. Code Ann. R.61-9, Section 124, to provide interested persons the opportunity to provide comment on the Department's revised Operating Permit for Satellite Sewer Systems.

The public is invited to submit comments to the following:

South Carolina Department of Environmental Services
Bureau of Water – Drinking Water & Recreational Waters Protection Division
Attn: Matthew T. Hauser
2600 Bull Street
Columbia, SC 29201

To be considered, the Department must receive comments no later than 5:00pm on November 24, 2025, the close of the comment period. A copy of the document can be found at the following website: <https://www.des.sc.gov/sites/des/files/Documents/BOW/2025-SSSPermit.pdf>.

Synopsis:

In accordance with S.C. Code Ann. R.61-9, Section 610.6, the South Carolina Department of Environmental Services has the authority to issue general operating permits for the operation of a satellite sewer system in cases where a sewer system owner does not have an NPDES or Land Application discharge permit for the wastewater for that system. The Department is providing this document, a revised general operating permit that sets requirements for satellite sewer systems, for public comment.

The Department is reissuing this general permit due to the following reasons: to reflect the July 1, 2024, split of the South Carolina Department of Health and Environmental Control and the creation of the South Carolina Department of Environmental Services; to align with updated state and federal regulations; to update reporting procedures; to address aging infrastructure and system failures; and to improve coordination with regional areas and treatment facilities.

DEPARTMENT OF ENVIRONMENTAL SERVICES

NOTICE OF GENERAL PUBLIC INTEREST

Section IV of R.61-98, the State Underground Petroleum Environmental Response Bank (SUPERB) Site Rehabilitation and Fund Access Regulation, requires that the Department of Environmental Services evaluate and certify site rehabilitation contractors to perform site rehabilitation of releases from underground storage tanks under the State Underground Petroleum Environmental Response Bank (SUPERB) Act.

Class I Contractors perform work involving the collection and interpretation of investigative data; the evaluation of risk; and/or the design and implementation of corrective action plans. Class I applicants must satisfy registration requirements for a Professional Engineer or Geologist in South Carolina. Class II Contractors perform work involving routine investigative activities (e.g., soil or ground water sampling, well installation, aquifer testing) where said activities do not require interpretation of the data and are performed in accordance with established regulatory or industry standards.

Pursuant to Section IV.B.1., the Department is required to place a list of those contractors requesting certification on public notice and accept comments from the public for a period of thirty (30) days. If you wish to provide comments regarding the companies and/or individuals listed below, please submit your comments in writing, no later than November 24, 2025, to:

Contractor Certification Program
South Carolina Department of Environmental Services
Bureau of Land and Waste Management - Underground Storage Tank Program
Attn: Michelle Dennison
2600 Bull Street
Columbia, SC 29201

The following company has applied for certification as Underground Storage Tank Site Rehabilitation Contractor:

Class I

Advanced Environmental Technologies, LLC
Attn: James Blanton
4864 Corlett Street
Tallahassee, FL 32303

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF GENERAL PUBLIC INTEREST

In accordance with Section 44-7-200(D), Code of Laws of South Carolina, and Regulation 60-15, the public is hereby notified that a Certificate of Need application has been accepted for filing and publication on **October 24, 2025**, for the following project(s). After the application is deemed complete, affected persons will be notified that the review cycle has begun. For further information, please contact Certificate of Need Program, at (803) 545-4200, or by email at coninfo@dph.sc.gov.

Affecting Charleston County**Peninsula Club of Charleston, LLC d/b/a The Peninsula of Charleston**

The construction and establishment of a new 42,236 sf nursing home with 40 skilled nursing beds to be located within a Continuing Care Retirement Community (CCRC) at total project cost \$28,563,420.00.

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Affecting Darlington, Dillon, Florence, Horry, Kershaw, Marion, and Sumter Counties

Morgan Evans d/b/a Beacon Nursing Care, LLC

The establishment of a home health agency in Florence, Kershaw, Sumter, Darlington, Dillon, Marion, and Horry Counties at a total project cost of \$7,000.00.

In accordance with Section 44-7-210(A), Code of Laws of South Carolina, and Regulation 60-15, the public and affected persons are hereby notified that for the following projects, applications have been deemed complete, and the review cycle has begun. A proposed decision will be made no earlier than 30 days, but no later than 90 days, from **October 24, 2025**. “Affected persons” have 30 days from the above date to submit requests for a public hearing to Certificate of Need Program, P.O. Box 2046 West Columbia, SC 29171. If a public hearing is timely requested, the Department’s decision will be made after the public hearing, but no later than 120 days from the above date. For further information call (803) 545-4200 or email coninfo@dph.sc.gov.

Affecting Anderson, Greenville, Greenwood, Laurens, and Pickens Counties

Abiding Grace Home Health Care LLC d/b/a Abiding Grace Home Health Care

The establishment of a Home Health Agency in Anderson, Greenville, Greenwood, Laurens, and Pickens Counties at a total project cost of \$97,790.00.

Affecting Berkeley, Charleston, Dorchester, Greenville, and Spartanburg Counties

Lucky Dove Home Health Care LLC

The establishment of a Home Health Agency in Berkeley, Charleston, Dorchester, Greenville, and Spartanburg Counties at a total project cost of \$90,000.00.

Affecting Spartanburg County

Golden Age Operations, LLC d/b/a Golden Age – Inman

Consolidation of Inman Healthcare’s 40 skilled nursing beds with Golden Age - Inman’s 44 skilled nursing beds and the addition of 9 skilled nursing beds for a total of 93 skilled nursing beds and an addition at Golden Age - Inman at a total project cost of \$12,034,900.00.

Spartanburg Regional Health Services District, Inc., d/b/a Spartanburg Medical Center-Mary Black Campus

The relocation of six (6) psychiatric beds from Spartanburg Medical Center-Church Street to Spartanburg Medical Center-Mary Black Campus for a total of 45 psychiatric beds at a total project cost of \$0.00.

DEPARTMENT OF ENVIRONMENTAL SERVICES

CHAPTER 61

Statutory Authority: 1976 Code Sections 13-7-40, 48-6-10 et seq., and
2023 Act No. 60, effective July 1, 2024

Notice of Drafting:

The Department of Environmental Services (Department) proposes amending R.61-63, Radioactive Materials (Title A). Interested persons may submit comments on the proposed amendments to Mr. Andrew M. Roxburgh of the Bureau of Land and Waste Management, South Carolina Department of Environmental Services, 2600 Bull Street, Columbia, S.C. 29201; or via email at Andrew.Roxburgh@des.sc.gov. To be considered, the Department must receive comments no later than 5:00 p.m. on Monday, November 24, 2025, the close of the Notice of Drafting comment period.

Synopsis:

Pursuant to S.C. Code Ann. Section 13-7-40 et seq. the Department has the authority to regulate radiation sources, as well as formulate, adopt, promulgate, and repeal rules and regulations relating to the control of ionizing radiation.

The United States Nuclear Regulatory Commission (NRC) promulgates amendments to the Code of Federal Regulations (CFR) throughout each calendar year. The Department proposes amending R.61-63, Radioactive Materials (Title A), to incorporate several federal amendments, ensuring compliance with federal requirements found in 10 CFR Parts 30, 32, 35, and 71, as well as Section 274 of the Atomic Energy Act of 1954.

Federal amendments include revisions to 10 CFR Part 71, Packaging and Transportation of Radioactive Materials (RATS ID 2015-3). These federal amendments made conforming changes to the NRC's regulations, based on the International Atomic Energy Agency's standards for the international transportation of radioactive material, and maintain consistency with the United States Department of Transportation's (DOT) regulations. The Department proposes amending R.61-63, Radioactive Materials (Title A), as necessary to maintain compliance with these federal rules.

Additionally, the Department proposes amending R.61-63, Radioactive Materials (Title A), to incorporate an omitted federal rule published on December 29, 1993, 58 FR 68730. This federal amendment outlines the requirement for establishing financial assurance for the decommissioning of licensed facilities.

The Department also proposes amending R.61-63, Radioactive Materials (Title A), to incorporate non-substantive amendments published in the Federal Register on August 9, 2021, 86 FR 43397 (RATS ID 2021-1) and August 24, 2023, 88 FR 57873 (RATS ID 2023-1). These federal amendments include corrections for consistency, clarification, reference, spelling, punctuation, formatting, and overall improvement to the text.

The Administrative Procedures Act, S.C. Code Ann. Section 1-23-120(H)(1), exempts these amendments from General Assembly review, as the Department proposes these amendments for compliance with federal law.

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DEPARTMENT OF ENVIRONMENTAL SERVICES

CHAPTER 61

Statutory Authority: 1976 Code Sections 13-7-40, 48-6-10 et seq., and
2023 Act No. 60, effective July 1, 2024

Notice of Drafting:

The Department of Environmental Services (Department) proposes amending R.61-64, X-Rays (Title B) (R.61-64). Interested persons may submit written comments on the proposed amendments to Ms. Chrissy Chavis of the Bureau of Land and Waste Management, South Carolina Department of Environmental Services, 2600 Bull Street, Columbia, South Carolina 29201; or via email at Chrissy.Chavis@des.sc.gov. To be considered, the Department must receive comments no later than 5:00 p.m. on Monday, November 24, 2025, the close of the Notice of Drafting comment period.

Synopsis:

Pursuant to S.C. Code Ann. Section 13-7-40 et seq., the Department has the authority to regulate radiation sources and to formulate, adopt, promulgate, and repeal rules and regulations relating to the control of ionizing radiation.

The Department proposes amending R.61-64, X-Rays (Title B), to incorporate the U.S. Food and Drug Administration's (FDA) amendments to the federal Mammography Quality Standards Act (MQSA) published on March 10, 2023, 88 FR 15126, and effective September 10, 2024.

The updates issued by the FDA, which became effective September 10, 2024, were to modernize the regulations by incorporating current science and mammography best practices. The Department's intent of its proposal to amend R.61-64, X-Rays (Title B), is to mirror the amendments of the federal MQSA by doing the following: improving the delivery of mammography services by strengthening the communication of healthcare information; allowing for more informed decision making by patients and providers (by requiring facilities to provide them with additional health information); helping to ensure the availability of qualified mammography personnel; bolstering the medical outcomes audit to provide feedback to improve mammography interpretations; modernizing technological aspects of the standards; and adding additional tools to deal with noncompliant facilities.

The Administrative Procedures Act, S.C. Code Ann. Section 1-23-120(H)(1), exempts these amendments from General Assembly review, as the Department proposes these amendments for compliance with federal law.

DEPARTMENT OF INSURANCE

CHAPTER 69

Statutory Authority: 1976 Code Section 38-3-110

Notice of Drafting:

The Department of Insurance proposes to repeal Regulation 69-62, Closeout and Termination of the SCAAIP. This regulation is no longer needed. The purpose of this regulation was to provide for the termination and orderly transition of business from the SCAAIP to the AAIP of SC. The SCAAIP was in effect from March 1, 1999, to February 28, 2003. It was terminated as a legal entity in 2007. Interested persons may submit written comments to Gwendolyn McGriff, General Counsel, South Carolina Department of Insurance, 1201 Main Street, Suite 1000, Post Office Box 100105, Columbia, SC 29202-3105. For questions, call 803-737-6200 or email gmcgriff@doi.sc.gov. To be considered, all comments must be received no later than 5:00 p.m. November 10, 2025, the close of the drafting comment period.

Synopsis:

The regulation will be repealed in its entirety. The SCAAIP ceased to exist as a legal entity in 2007. All funds handled by the SCAAIP were turned over to the Associated Automobile Insurance Plan of South Carolina (i.e., the assigned risk plan). All liabilities were settled, funds distributed, and the Termination Fund dissolved.

This regulation is subject to approval by the General Assembly.

DEPARTMENT OF INSURANCE
CHAPTER 69
 Statutory Authority: 1976 Code Section 38-3-110

Notice of Drafting:

The Department of Insurance proposes to amend Regulation 69-64, Exempt Commercial Policies, to correct references to workers compensation insurance in the regulation and to clarify the Department's authority to request copies of desk files of form and rate filings used for exempt commercial policies. Interested persons may submit written comments to Gwendolyn McGriff, General Counsel, South Carolina Department of Insurance, 1201 Main Street, Suite 1000 Columbia, SC 29201. For questions, call 803-737-6200 or email gmcgriff@doi.sc.gov. To be considered, all comments must be received no later than 5:00 p.m. November 10, 2025, the close of the drafting comment period.

Synopsis:

The Department proposes to amend this regulation as follows: 1) to correct the statutory references in Section A; 2) to amend the language in sections B and C to be consistent with current South Carolina law; 3) to clarify the application of existing laws and the language in Section D to exempt commercial policies and require submission of forms through the SERFF filing system.

This regulation is subject to approval by the General Assembly.

DEPARTMENT OF INSURANCE
CHAPTER 69
 Statutory Authority: 1976 Code Sections 38-3-110 et seq. and 38-21-300

Notice of Drafting:

The Department of Insurance proposes to amend Regulation 69-14, Insurance Holding Company Systems, to correct a scrivener's error and to make other technical corrections to the language in the regulation. Interested persons may submit written comments to Gwendolyn McGriff, General Counsel, South Carolina Department of Insurance, 1201 Main Street, Suite 1000, Post Office Box 100105, Columbia, SC 29202-3105. For questions, call 803-737-6200 or email gmcgriff@doi.sc.gov. To be considered, all comments must be received no later than 5:00 p.m. on November 10, 2025, the close of the drafting comment period.

Synopsis:

This regulation needs to be modified to clarify language in the regulation. The following amendments will be made: 1) the *subject to section 5B of the Act* language in Section XIX.B will be changed to S.C. Code Ann. Section 38-21-270; 2) the *shall report to the Commissioner* language and other references to *commissioner* in Sections XIX.B and XX, will be changed to "shall report to the director or his designee" where appropriate; 3) the *within*

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fifteen business days following the declaration thereof language required by subsection A(4) in Section XIX.B. shall be changed to within five (5) business days following the declaration thereof, and at least fifteen (15) days prior to the payment thereof, including the same information required by South Carolina Code Section 38-21-260 and Subsection A(4);” and (4) the factors set forth in Section 38-21-90D language in Section XX will be changed to “director or his designee” where appropriate.

These amendments require S.C. General Assembly approval.

DEPARTMENT OF INSURANCE

CHAPTER 69

Statutory Authority: 1976 Code Section 38-3-110

Notice of Drafting:

The Department of Insurance proposes to repeal Regulation 69-13.3, Uniform Class and Territory Plan-Motorcycles. This regulation is no longer needed. Moreover, the deductible options referenced in the regulation are obsolete and cannot be enforced. Interested persons may submit written comments to Gwendolyn McGriff, General Counsel, South Carolina Department of Insurance, 1201 Main Street, Suite 1000, Post Office Box 100105, Columbia, SC 29202-3105. For questions, call 803-737-6200 or email gmcgriff@doi.sc.gov. To be considered, all comments must be received no later than 5:00 p.m. November 10, 2025, the close of the drafting comment period.

Synopsis:

The regulation will be repealed in its entirety as the options and methodology included in the current regulation is obsolete. Uniform class and territorial plans are no longer required by South Carolina and have not been since 1999. Moreover, various rating algorithms are being used for motorcycle coverage that more accurately reflect and analyze the risks for pricing of this type of coverage.

These amendments will require S.C. General Assembly approval.

DEPARTMENT OF NATURAL RESOURCES

CHAPTER 123

Statutory Authority: 1976 Code Section 50-5-30

Notice of Drafting:

The Department of Natural Resources proposes to amend Regulation 123-34 Shellfish Permits. The subject of the proposed action is to amend section 124-34(B)(1), Review and Approval of Shellfish Permit Applications to establish an expiration date for permit applications. Any person interested may submit written comments to Andrew Hollis, Section Manager, Shellfish Management Section, Office of Fisheries Management, S.C. Department of Natural Resources, Post Office Box 12559, Charleston, SC 29422.

Synopsis:

These amended regulations will establish an expiration date for shellfish mariculture permit applications which have had no action by the applicant.

This regulation will require legislative review.

DEPARTMENT OF NATURAL RESOURCES
CHAPTER 123
Statutory Authority: 1976 Code Section 50-5-30

Notice of Drafting:

The South Carolina Department of Natural Resources (SCDNR) proposes to promulgate a new regulation relating to the determination of verifiable information for commercial limited blue crab license eligibility. Any person interested may submit written comments to Ben Dyar, Director, Office of Fisheries Management, S.C. Department of Natural Resources, Post Office Box 12559, Charleston, SC 29422.

Synopsis:

The regulation will clarify the type of verifiable information required for renewal of a limited commercial blue crab license as established in S.C. Code Section 50-5-400. This regulation will specify that documentation of commercial harvest as reported on Wholesale Seafood Dealer Reports as required by the Department, per S.C. Code Section 50-5-380, will be required as verifiable documentation.

This regulation will require legislative review.

20 PROPOSED REGULATIONS

Document No. 5410
CLEMSON UNIVERSITY
STATE LIVESTOCK-POULTRY HEALTH COMMISSION
CHAPTER 27
Statutory Authority: 1976 Code Sections 47-4-30 and 47-17-130

27-1023. State Meat Inspection Regulation.

Preamble:

These regulations are being promulgated to modernize, clarify and update existing regulations which govern, to the extent authorized by S. C. Code, Title 47, Chapter 4, the inspection of meat and meat food products produced for intrastate commerce. These updated regulations are necessary to comply with the Federal Meat Inspection Act (21 USCA 661, Section 301) which established Federal-State Cooperative Meat Inspection Programs. This is a grant program where federal funds for any year shall not exceed 50 per centum of the estimated total cost of the cooperative program. A cooperating state is required to adopt regulations at least as stringent as those adopted by the United States Government. This regulation will, in effect, adopt the current Federal Meat Inspection Regulations with some minor exceptions for some state specific requirements.

The Notice of Drafting was published in the *State Register* on August 22, 2025.

Notice of Public Hearing and Opportunity for Public Comment:

Should a hearing be requested pursuant to Section 1-23-110(A)(3) of the 1976 Code, as amended, such hearing will be held at the South Carolina Meat-Poultry Inspection Department, 500 Clemson Road, Columbia, S.C. on December 4, 2025, at 9:00 a.m. If no request is received by November 25, the hearing will be canceled. Written comments may be directed to James Hollis, Director, South Carolina Meat-Poultry Inspection Department, 500 Clemson Rd., Columbia, SC 29229 not later than November 24, 2025.

Preliminary Fiscal Impact Statement:

No additional state funding is requested.

Statement of Need and Reasonableness:

DESCRIPTION OF REGULATION: State Meat Inspection Regulation.

Purpose: To modernize, clarify and update the existing regulations which govern the inspection of meat products produced for intrastate commerce. These updated regulations are necessary to comply with the Federal Meat Inspection Act, which establishes the Federal-State Cooperative Inspection Program. This cooperative agreement requires that state regulations be “at least equal to” applicable federal regulations, in return for which the federal government furnishes not greater than 50% of the funds required to maintain the state program. These regulations will allow the state program to maintain compliance with the terms of the federal cooperative agreement.

Legal Authority: 1976 Code Sections 47-4-30 and 47-17-130.

Plan for Implementation: The state meat inspection program has been in existence for many years, implementation of these proposed regulations will clarify and update the existing regulations.

DETERMINATION OF NEED AND REASONABLENESS OF THE PROPOSED REGULATION BASED ON ALL FACTORS HEREIN AND EXPECTED BENEFITS:

None.

DETERMINATION OF COSTS AND BENEFITS:

None.

UNCERTAINTIES OF ESTIMATES:

None.

EFFECT ON ENVIRONMENT AND PUBLIC HEALTH:

None.

DETRIMENTAL EFFECT ON THE ENVIRONMENT AND PUBLIC HEALTH IF THE REGULATION IS NOT IMPLEMENTED:

None.

Statement of Rationale:

None.

Text:

The full text of this regulation is available on the South Carolina General Assembly Home Page: <http://www.scstatehouse.gov/regnsrch.php>. Full text may also be obtained from the promulgating agency.

Document No. 5411
CLEMSON UNIVERSITY
STATE LIVESTOCK-POULTRY HEALTH COMMISSION
CHAPTER 27
Statutory Authority: 1976 Code Sections 47-4-30, 47-19-30, and 47-19-170

27-1022. State Poultry Products Inspection Regulation.

Preamble:

These regulations are being promulgated to modernize, clarify and update existing regulations which govern, to the extent authorized by S.C. Code, Title 47, Chapter 4, the inspection of poultry products produced for intrastate commerce. These updated regulations are necessary to comply with the federal Poultry Products Inspection Act (21 USCA 454, Section 5) which establishes Federal-State Cooperative Poultry Inspection Programs. This is a grant program where federal funds for any year shall not exceed 50 per centum of the estimated total cost of the cooperative program. A cooperating state is required to adopt regulations “at least equal to” those adopted by the federal government. This regulation will, in effect, adopt the current Federal Poultry Products Inspection Regulations with some minor exceptions for some state specific requirements.

The Notice of Drafting was published in the *State Register* on August 22, 2025.

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Notice of Public Hearing and Opportunity for Public Comment:

Should a hearing be requested pursuant to Section 1-23-110(A)(3) of the 1976 Code, as amended, such hearing will be held at the South Carolina Meat-Poultry Inspection Department, 500 Clemson Road, Columbia, S.C. on December 4, 2025, at 9:00 a.m. If no request is received by November 25, 2025, the hearing will be canceled. Written comments may be directed to Dr. James Hollis, Director, South Carolina Meat-Poultry Inspection Department, 500 Clemson Rd., Columbia, SC 29229 not later than November 24, 2025.

Preliminary Fiscal Impact Statement:

No additional state funding is requested.

Statement of Need and Reasonableness:

DESCRIPTION OF REGULATION: State Poultry Products Inspection Regulation.

Purpose: To modernize, clarify and update the existing regulations which govern the inspection of poultry products produced for intrastate commerce. These updated regulations are necessary to comply with the federal Poultry Products Inspection Act, which establishes the Federal-State Cooperative Inspection Program. This cooperative agreement requires that state regulations be “at least equal to” applicable federal regulations, in return for which the federal government furnishes not greater than 50% of the funds required to maintain the state program. These regulations will allow the state program to maintain compliance with the terms of the federal cooperative agreement.

Legal Authority: 1976 Code Sections 47-4-30, 47-19-30, and 47-19-170.

Plan for Implementation: The state poultry inspection program has been in existence for many years, implementation of these proposed regulations will clarify and update the existing regulations.

DETERMINATION OF NEED AND REASONABLENESS OF THE PROPOSED REGULATION BASED ON ALL FACTORS HEREIN AND EXPECTED BENEFITS:

None.

DETERMINATION OF COSTS AND BENEFITS:

None.

UNCERTAINTIES OF ESTIMATES:

None.

EFFECT ON ENVIRONMENT AND PUBLIC HEALTH:

None.

DETRIMENTAL EFFECT ON THE ENVIRONMENT AND PUBLIC HEALTH IF THE REGULATION IS NOT IMPLEMENTED:

None.

Statement of Rationale:

None.

Text:

The full text of this regulation is available on the South Carolina General Assembly Home Page: <http://www.scstatehouse.gov/regnsrch.php>. Full text may also be obtained from the promulgating agency.

Document No. 5415

DEPARTMENT OF ENVIRONMENTAL SERVICES**CHAPTER 61**

Statutory Authority: 1976 Code Sections 48-1-10 et seq., 48-6-10 et seq., and 2023 Act No. 60, effective July 1, 2024

61-62. Air Pollution Control Regulations and Standards.

Preamble:

Pursuant to S.C. Code Sections 48-1-10 et seq., 48-6-10 et seq., and 2023 Act No. 60 the Department is authorized to adopt emission control regulations, standards, and limitations.

The United States Environmental Protection Agency (EPA) promulgates amendments to the Code of Federal Regulations (CFR) throughout each calendar year. Recent federal amendments include revisions to New Source Performance Standards (NSPS) and National Emission Standards for Hazardous Air Pollutants (NESHAP) for Source Categories at 40 CFR Parts 60 and 63.

(1) The Department proposes amending Regulation 61-62.60, South Carolina Designated Facility Plan and New Source Performance Standards, to incorporate by reference federal amendments promulgated from January 1, 2023, through December 31, 2024.

(2) The Department proposes amending Regulation 61-62.63, National Emission Standards for Hazardous Air Pollutants (NESHAP) for Source Categories, to incorporate by reference federal amendments promulgated from January 1, 2023, through December 31, 2024.

The Department also proposes amending Regulation 61-62.60, Subpart CCCC, Standards of Performance for Commercial and Industrial Solid Waste Incineration Units, Subpart DDDD, Performance Standards and Compliance Times for Existing Commercial and Industrial Solid Waste Incineration Units, Subpart EEEE, Standards of Performance for Other Solid Waste Incineration Units for Which Construction Is Commenced After December 9, 2004, or for Which Modification or Reconstruction Is Commenced on or After June 16, 2006, and Subpart FFFF, Emission Guidelines and Compliance Times for Other Solid Waste Incineration Units That Commenced Construction on or Before December 9, 2024, to incorporate recent federal amendments to standards of performance under 40 CFR Part 60, Subparts CCCC and EEEE, and to update and clarify the applicability and scope of EPA emission guidelines provisions (found at 40 CFR Part 60, Subparts DDDD and FFFF) incorporated by the Department to ensure compliance with federal law.

The Department also proposes amending R.61-62.97, Cross-State Air Pollution Rule (CSAPR) Trading Program, and the SIP, to incorporate by reference recently promulgated federal amendments to the CSAPR NO_x Annual Trading Program (found in 40 CFR Part 97, Subpart AAAAA) and the CSAPR SO₂ Group 2 Trading Program (found in 40 CFR Part 97, Subpart DDDDD) as necessary to maintain compliance with federal law.

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The Department also proposes other changes to R.61-62, Air Pollution Control Regulations and Standards, as deemed necessary to maintain compliance with federal law. These changes include corrections or other changes for internal consistency, clarification, reference, punctuation, codification, formatting, spelling, and overall improvement to the text of R.61-62.

The Administrative Procedures Act, S.C. Code Section 1-23-120(H)(1), exempts these amendments from General Assembly review, as the Department proposes these amendments for compliance with federal law.

The Department had a Notice of Drafting published in the August 22, 2025, South Carolina State Register.

Section-by-Section Discussion:

Section	Type of Change	Purpose
R.61-62.60		
Subpart A	Revision	Amended to incorporate federal revisions by reference for compliance with federal law.
Subpart Kb	Revision	Amended to incorporate federal revisions by reference for compliance with federal law.
Subpart Kc	Addition	Added to incorporate federal regulations by reference for compliance with federal law.
Subpart L	Revision	Amended to incorporate federal revisions by reference for compliance with federal law.
Subpart La	Addition	Added to incorporate federal regulations by reference for compliance with federal law.
Subpart AA	Revision	Amended to incorporate federal revisions by reference for compliance with federal law.
Subpart AAa	Revision	Added to incorporate federal regulations by reference for compliance with federal law.
Subpart AAb	Addition	Amended to incorporate federal addition by reference for compliance with federal law.
Subpart KK	Revision	Amended to incorporate federal revisions by reference for compliance with federal law.
Subpart KKa	Addition	Added to incorporate federal regulations by reference for compliance with federal law.
Subpart MM	Revision	Amended to incorporate federal revisions by reference for compliance with federal law.
Subpart MMA	Addition	Added to incorporate federal regulations by reference for compliance with federal law.

Subpart VV	Revision	Amended to incorporate federal revisions by reference for compliance with federal law.
Subpart VVa	Revision	Amended to incorporate federal revisions by reference for compliance with federal law.
Subpart VVb	Addition	Added to incorporate federal regulations by reference for compliance with federal law.
Subpart AAA	Revision	Amended to incorporate federal revisions by reference for compliance with federal law.
Subpart III	Revision	Amended to incorporate federal revisions by reference for compliance with federal law.
Subpart IIIa	Addition	Added to incorporate federal regulations by reference for compliance with federal law.
Subpart KKK	Revision	Amended to incorporate federal revisions by reference for compliance with federal law; retitled for correct codification and consistency with previous federal revisions.
Subpart NNN	Revision	Amended to incorporate federal revisions by reference for compliance with federal law.
Subpart NNNa	Addition	Added to incorporate federal regulations by reference for compliance with federal law.
Subpart RRR	Revision	Amended to incorporate federal revisions by reference for compliance with federal law.
Subpart RRRa	Addition	Added to incorporate federal regulations by reference for compliance with federal law.
Subpart TTT	Revision	Amended to incorporate federal revisions by reference for compliance with federal law.
Subpart TTTa	Addition	Added to incorporate federal regulations by reference for compliance with federal law.
Subpart CCCC	Revision	Amended to incorporate federal revisions by reference for compliance with federal law.
Subpart DDDD, Table	Revision	Amended to incorporate by reference revisions to EPA emission guidelines provisions for compliance with federal law.
Subpart EEEE	Revision	Amended to incorporate federal revisions by reference for compliance with federal law.

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Subpart FFFF	Revision	Amended to update and clarify the applicability and scope of EPA emission guidelines provisions incorporated by the Department for compliance with federal law.
Subpart IIII	Revision	Amended to incorporate federal revisions by reference for compliance with federal law.
Subpart JJJJ	Revision	Amended to incorporate federal revisions by reference for compliance with federal law.
Subpart QQQQ	Revision	Amended to incorporate federal revisions by reference for compliance with federal law.
R.61-62.63		
Subpart A	Revision	Amended to incorporate federal revisions by reference for compliance with federal law.
Subpart R	Revision	Amended to incorporate federal revisions by reference for compliance with federal law.
Subpart S	Revision	Amended to incorporate federal revisions by reference for compliance with federal law.
Subpart U	Revision	Amended to incorporate federal revisions by reference for compliance with federal law.
Subpart W	Revision	Amended to incorporate federal revisions by reference for compliance with federal law.
Subpart LL	Revision	Amended to incorporate federal revisions by reference for compliance with federal law.
Subpart EEE	Revision	Amended to incorporate federal revisions by reference for compliance with federal law.
Subpart XXX	Revision	Amended to incorporate federal revisions by reference for compliance with federal law.
Subpart JJJJ	Revision	Amended to incorporate federal revisions by reference for compliance with federal law.
Subpart QQQQ	Revision	Amended to incorporate federal revisions by reference for compliance with federal law.
Subpart ZZZZ	Revision	Amended to incorporate federal revisions by reference for compliance with federal law.
Subpart HHHHH	Revision	Amended to incorporate federal revisions by reference for compliance with federal law.

Subpart P P P P P	Revision	Amended to incorporate federal revisions by reference for compliance with federal law.
Subpart U U U U U	Revision	Amended to incorporate federal revisions by reference for compliance with federal law.
Subpart B B B B B B	Revision	Amended to incorporate federal revisions by reference for compliance with federal law.
Subpart P P P P P P	Revision	Amended to incorporate federal revisions by reference for compliance with federal law.
Subpart Q Q Q Q Q Q	Revision	Amended to incorporate federal revisions by reference for compliance with federal law.
Subpart A A A A A A A	Revision	Amended to incorporate federal revisions by reference for compliance with federal law.
R.61-62.97		
Subpart A	Revision	Amended to incorporate federal revisions by reference for compliance with federal law.
Subpart B	Revision	Amended to incorporate federal revisions by reference for compliance with federal law.

Notice of Public Hearing and Opportunity for Public Comment:

Interested persons may submit comment(s) on the proposed amendments to R. Scott Bigleman of the Air Regulation and Data Analysis Section, Bureau of Air Quality; S.C. Department of Environmental Services, 2600 Bull Street, Columbia, S.C. 29201; scott.bigleman@des.sc.gov. To be considered, the Department must receive the comment(s) by 5:00 p.m. on November 24, 2025, the close of the comment period.

Should a public hearing on amendment of the SIP to incorporate by reference recently promulgated federal amendments to CSAPR regulations be requested pursuant to 40 CFR 51.102, such hearing will be conducted at SCDES Headquarters, 2600 Bull Street, Columbia, S.C. 29201, on December 3, 2025, at 10:00 a.m. in Room 2151 of the Sims Building. If a qualifying request pursuant to 40 CFR 51.102 is not received by 5:00 p.m. on November 24, 2025, the hearing will be cancelled. Should the public hearing be cancelled, SCDES will post the notice of cancellation at least one week prior to the scheduled hearing at des.sc.gov/permits-regulations/laws-regulations-regulatory-updates/regulation-development-update. Interested persons may also contact R. Scott Bigleman via phone at (803) 898-0561 or email at scott.bigleman@des.sc.gov for more information or to find out if the hearing has been cancelled.

The Department publishes a Regulation Development Update tracking the status of its proposed new regulations, amendments, and repeals and providing links to associated State Register documents at des.sc.gov/permits-regulations/laws-regulations-regulatory-updates/regulation-development-update.

Statement of Need and Reasonableness:

The following presents an analysis of the factors listed in 1976 Code Sections 1-23-115(C)(1)-(3) and (9)-(11):

DESCRIPTION OF REGULATION: R.61-62, Air Pollution Control Regulations and Standards.

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Purpose: The EPA promulgated amendments to federal air quality regulations in 2023 and 2024. The recent federal amendments include revisions to Standards of Performance for New Stationary Sources (NSPS), mandated by 42 U.S.C. Section 7411, and revisions to federal National Emission Standards for Hazardous Air Pollutants (NESHAP) for Source Categories, mandated by 42 U.S.C. Section 7412. In 2023, the EPA also promulgated revisions to regulations governing Cross-State Air Pollution Rule (CSAPR) Trading Programs, mandated by 42 U.S.C. Section 7410. Additionally, in 2023, 2024, and 2025, the EPA promulgated revisions to NSPS and emission guidelines regulations found at 40 CFR Part 60, Subparts CCCC, DDDD, EEEE, and FFFF, also promulgated pursuant to 42 U.S.C. Section 7411. The Department, therefore, proposes amending R.61-62 and the SIP, as necessary, to incorporate these amendments to federal regulations. The Department also proposes to make corrections for internal consistency, clarification, and codification to improve the overall text as necessary for compliance with federal law.

Legal Authority: 1976 Code Sections 48-1-10 et seq., S.C. Code Sections 48-6-10 et seq., and 2023 Act. No. 60, effective July 1, 2024.

Plan for Implementation: Upon taking legal effect, Department personnel will take appropriate steps to inform the regulated community of the amendments and any associated information. The SCDES Regulation Development Update (accessible at des.sc.gov/permits-regulations/laws-regulations-regulatory-updates/regulation-development-update) provides a summary of and link to these proposed amendments. Additionally, printed copies are available for a fee from the Freedom of Information Office within SCDES.

DETERMINATION OF NEED AND REASONABLENESS OF THE PROPOSED REGULATION BASED ON ALL FACTORS HEREIN AND EXPECTED BENEFITS:

The EPA promulgates amendments to its air quality regulations throughout each calendar year. Federal amendments in 2023 and 2024 included revised NSPS rules and revised NESHAP for Source Categories. The Department is adopting these federal amendments to maintain compliance with federal law, as the EPA has delegated South Carolina authority for implementation and enforcement of these federal regulations. The Department is also incorporating more recent federal NSPS amendments at 40 CFR Part 60, Subparts CCCC and EEEE, as well as updating and clarifying the applicability and scope of 40 CFR Part 60, Subpart DDDD and Subpart FFFF emission guidelines provisions incorporated by the Department, to ensure compliance with federal law, which requires Department implementation of the NSPS and emission guidelines requirements. In 2023, the EPA also revised federal CSAPR Trading Programs regulations. Adoption of the federal CSAPR Trading Program revisions is necessary to address transport SIP requirements pursuant to 42 U.S.C. Section 7410. These amendments are reasonable, as they promote consistency and ensure compliance with both state and federal regulations.

DETERMINATION OF COSTS AND BENEFITS:

There is no anticipated increase in costs to the state or its political subdivisions resulting from these proposed revisions. The amendments to be adopted are already in effect and applicable to the regulated community as a matter of federal law, thus the amendments do not present a new cost to the regulated community. The proposed amendments incorporate the revisions to the EPA regulations, which the Department implements pursuant the authority granted by Section 48-1-50 of the Pollution Control Act. The proposed amendments will benefit the regulated community by clarifying and updating the regulations and improving their ease of use.

UNCERTAINTIES OF ESTIMATES:

There are no uncertainties of estimates relative to the costs to the state or its political subdivisions.

EFFECT ON THE ENVIRONMENT AND PUBLIC HEALTH:

Adoption of the recent changes in federal regulations through the proposed amendments to R.61-62 will provide continued protection of the environment and public health.

DETRIMENTAL EFFECT ON THE ENVIRONMENT AND PUBLIC HEALTH IF THE REGULATION IS NOT IMPLEMENTED:

The state's authority to implement federal requirements, which are beneficial to the public health and environment, would be compromised if these amendments were not adopted in South Carolina.

Text:

The full text of this regulation is available on the South Carolina General Assembly Home Page: <http://www.scstatehouse.gov/regnsrch.php>. Full text may also be obtained from the promulgating agency.

Document No. 5413

STATE FISCAL ACCOUNTABILITY AUTHORITY

CHAPTER 19

Statutory Authority: 1976 Code Section 1-11-370, repealed by 2022 Act No. 202, effective May 16, 2022

19-103. Regulations on allocation of State Ceiling on Issuance of Private Activity Bonds.

Preamble:

The State Fiscal Accountability Authority ("Authority") proposes the repeal of R.19-103 to include R.19-103.01 through 19-103.10. Originally authorized by 1984 Act No. 512, Part II, Section 39 and codified in 1976 Code Section 1-11-370, R.19-103 describes the formula and procedure for allocating the states' ceiling on the issuance of private activity bonds. In May 2022, the Governor signed into law Act. 202 (R.228, H5075), repealing 1976 Code Section 1-11-370. The authority to promulgate regulations in connection with the allocation of state ceiling on private activity bonds was not transferred or continued.

Repeal of the regulations will have no impact or implications for the current administration on the allocation of state ceiling on issuance of private activity bonds.

Section-by-Section Discussion:

Regulation Number	Type of Change	Purpose
R.19-103, including R.19-103.01 through R.19-103.10	Deletion	Repeal R.19-103 encompassing R.19-103.01 through R.19-103.10 in its entirety to conform with 2022 Act 202.

The Notice of Drafting was published in the *State Register* on September 26, 2025.

Notice of Public Hearing and Opportunity for Public Comment:

Should a hearing be requested pursuant to Section 1-23-110(A)(3) of the 1976 code, as amended, such a hearing will be conducted in Room 252 of the Edgar A. Brown Building at 1205 Pendleton Street, Columbia, South Carolina on December 9, 2025, at 3pm. Written comments may be directed to Sara C. Hutchins, Office of General Counsel, State Fiscal Accountability Authority, Post Office Box 11608, Columbia, SC 29211, no later

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than 5:00pm, November 26, 2025. If a qualifying request pursuant to Section 1-23-110(A)(3) is not timely received, the hearing will be cancelled.

Preliminary Fiscal Impact Statement:

There will be no cost incurred by the State or any of its political subdivisions.

Statement of Need and Reasonableness:

DESCRIPTION OF REGULATION:

Purpose: The Authority proposes repealing R.19.103 encompassing R.19-103.01 through R.19-103.10. These regulations are obsolete due to the repeal of the original authorizing statute (1976 Code Section 1-11-370).

Legal Authority: 1976 Code Section 1-11-370, repealed by 2022 Act No. 202, effective May 16, 2022.

Plan for Implementation: Authority personnel will take appropriate steps to inform the regulated community of the repeal.

DETERMINATION OF NEED AND REASONABLENESS OF THE PROPOSED REGULATION BASED ON ALL FACTORS HEREIN AND EXPECTED BENEFITS:

In the interest of good government, clarity, and efficiency, the Authority proposes the repeal of R.19-103, *Regulations on Allocation of State Ceiling on Issuance of Private Activity Bonds*. Originally authorized by 1984 Act No. 512, Part II, Section 39 and codified in 1976 Code Section 1-11-370, R.19-103, which includes R.19-103.01 through R.19-103.10, describes the formula and procedure for allocating the states' ceiling on the issuance of private activity bonds. In May 2022, the Governor signed into law Act. 202 (R.228, H5075), repealing 1976 Code Section 1-11-370. The authority to promulgate regulations in connection with the allocation of state ceiling on private activity bonds was not transferred or continued. As a result, the Authority proposes the repeal of R.19-103 in its entirety to include R.19-103.01 through R.19-103.10.

The Authority does not propose replacing these regulations with new regulations.

DETERMINATION OF COSTS AND BENEFITS:

The Authority anticipates no fiscal or economic impact on the state or its political subdivisions and the regulated community by the repeal of these regulations.

UNCERTAINTIES OF ESTIMATES:

None.

EFFECT ON ENVIRONMENT AND PUBLIC HEALTH:

None.

DETRIMENTAL EFFECT ON THE ENVIRONMENT AND PUBLIC HEALTH IF THE REGULATION IS NOT IMPLEMENTED:

None.

Statement of Rationale:

The Authority proposes repealing R.19.103, encompassing R.19-103.01 through R.19-103.10. These regulations are obsolete due to the repeal of the original authorizing statute (1976 Code Section 1-11-370). The Authority does not propose replacing these regulations with new regulations.

Text:

The full text of this regulation is available on the South Carolina General Assembly Home Page: <http://www.scstatehouse.gov/regnsrch.php>. Full text may also be obtained from the promulgating agency.

Document No. 5420
DEPARTMENT OF LABOR, LICENSING AND REGULATION
BOARD OF ACCOUNTANCY
CHAPTER 1

Statutory Authority: 1976 Code Sections 40-1-70, 40-2-30, 40-2-35, 40-2-40, 40-2-70, 40-2-80, 40-2-90, 40-2-100, 40-2-245, 40-2-250, 40-2-255, and 40-2-275

- 1-01. General Requirements for Licensure as a CPA.
- 1-05. Firm registration, resident managers, firm names.
- 1-08. Continuing Professional Education.

Preamble:

The South Carolina Board of Accountancy proposes to amend Chapter 1 of the Code of Regulations to conform to changes to the Code following the passage of Act 34 of the 2025 legislative session (S.176) and to incorporate any other changes necessary following the Board's review of its regulations.

Section-by-Section Discussion:

- 1-01(A). No change.
- 1-01(B). No change.
- 1-01(C). Strike all. Reletter existing section (D) as (C).
- 1-01(D) – (F). New sections.
- 1-05(A) – (C). No change.
- 1-05(D) – (E). New sections.
- 1-08. No change.
- 1-08A. No change.
- 1-08A(1). No change.
- 1-08A(1)(a). No change.
- 1-08A(2). No change.
- 1-08A(2)(a). Change one-fifth to one-tenth, 1/5 to 1/10, ten to five, and 10 to 5.
- 1-08A(2)(b) – (e). No change.
- 1-08(A)(3). No change.
- 1-08(B). No change.
- 1-08(C). No change.

The Notice of Drafting was published in the *State Register* on June 27, 2025.

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Notice of Public Hearing and Opportunity for Public Comment:

Should a hearing be requested pursuant to Section 1-23-110(A)(3) of the 1976 Code, as amended, such a hearing will be conducted at the Administrative Law Court at 10:00 a.m. on December 9, 2025. Written comments may be directed to Susanna Sharpe, Board Executive, Board of Accountancy, South Carolina Department of Labor, Licensing and Regulation, Post Office Box 11329, Columbia, South Carolina 29211-1329, no later than 5:00 p.m., November 24, 2025. If qualifying requests pursuant to Section 1-23-110(A)(3) are not timely received, the hearing will be canceled.

Preliminary Fiscal Impact Statement:

There will be no cost incurred by the State or any of its political subdivisions for these regulations.

Statement of Need and Reasonableness:

The South Carolina Board of Accountancy proposes to amend Chapter 1 of the Code of Regulations to conform to changes to the Code following the passage of Act 34 of the 2025 legislative session (S.176) and to incorporate any other changes necessary following the Board's review of its regulations.

DESCRIPTION OF REGULATION:

Purpose: The South Carolina Board of Accountancy proposes to amend Chapter 1 of the Code of Regulations to conform to changes to the Code following the passage of Act 34 of the 2025 legislative session (S.176) and to incorporate any other changes necessary following the Board's review of its regulations.

Legal Authority: 1976 Code Sections 40-1-70, 40-2-30, 40-2-35, 40-2-40, 40-2-70, 40-2-80, 40-2-90, 40-2-100, 40-2-245, 40-2-250, 40-2-255, and 40-2-275.

Plan for Implementation: The revised regulations will take effect upon approval by the General Assembly and upon publication in the State Register. LLR will notify licensees of the revised regulation and post the revised regulations on the agency's website.

DETERMINATION OF NEED AND REASONABLENESS OF THE PROPOSED REGULATION BASED ON ALL FACTORS HEREIN AND EXPECTED BENEFITS:

The South Carolina Board of Accountancy proposes to amend Chapter 1 of the Code of Regulations to conform to changes to the Code following the passage of Act 34 of the 2025 legislative session (S.176) and to incorporate any other changes necessary following the Board's review of its regulations.

DETERMINATION OF COSTS AND BENEFITS:

There is no cost incurred by the state for the promulgation of these regulations.

UNCERTAINTIES OF ESTIMATES:

There are no uncertainties of estimates concerning the regulations.

EFFECT ON ENVIRONMENT AND PUBLIC HEALTH:

These regulations will have no effect on the environment or public health.

DETRIMENTAL EFFECT ON THE ENVIRONMENT AND PUBLIC HEALTH IF THE REGULATION IS NOT IMPLEMENTED:

There will be no detrimental effect on the environment and public health of this State if these regulations are not implemented.

Statement of Rationale:

The South Carolina Board of Accountancy proposes to amend Chapter 1 of the Code of Regulations to conform to changes to the Code following the passage of Act 34 of the 2025 legislative session (S.176) and to incorporate any other changes necessary following the Board's review of its regulations.

Text:

The full text of this regulation is available on the South Carolina General Assembly Home Page: <http://www.scstatehouse.gov/regnsrch.php>. Full text may also be obtained from the promulgating agency.

Document No. 5423
DEPARTMENT OF LABOR, LICENSING AND REGULATION
SOUTH CAROLINA AUCTIONEERS' COMMISSION
CHAPTER 14

Statutory Authority: 1976 Code Sections 40-1-50, 40-1-70, 40-6-50, 40-6-60, and 40-6-270

- 14-1. Examinations.
- 14-2. Reporting of Continuing Education.
- 14-6. Licensees Prohibited from Using Unlicensed Bid Callers.
- 14-10. Appeal.
- 14-12. Renewal Applications and Lapsed Licenses.
- 14-15. Apprentice Auctioneer's Supervision, Requirements, Exception and Termination.
- 14-18. Professional Standards. (New)
- 14-19. Definitions. (New)

Preamble:

The South Carolina Auctioneers' Commission proposes to add to, amend and/or repeal various sections in Chapter 14 of the Code of Regulations.

Section-by-Section Discussion:

- 14-1A. Strike language.
- 14-1B. Reletter as A.
- 14-1C. Reletter as B.
- 14-1D. Reletter as C.
- 14-1D. New section authorizing reciprocal agreements with other jurisdictions that have substantially equivalent education, experience and examination requirements.
- 14-1E. Strike language.
- 14-2A. Replace "on" with "at" following "reported." Strike "application on a form" and replace with "electronically, as approved". Replace four with eight hours of continuing education hours.
- 14-2B. No change.
- 14-2C. New section establishing an application process for a continuing education waiver for auctioneers with 25 years or more licensure in SC who are age 65 or more.
- 14-6. Adding that section applies to in person and online auctions.

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- 14-10. Repeal.
- 14-12A. No change.
- 14-12B. No change.
- 14-12C. Strike last sentence.
- 14-12D. New section clarifying requirements for reinstatement of licensure following lapse, if reinstatement application is submitted within five years of expiration.
- 14-12E. New section clarifying that a license expired for greater than five years requires reapplication and satisfaction of current licensure requirements.
- 14-15A. No change.
- 14-15B. No change.
- 14-15C. No change.
- 14-15D. Strike last sentence.
- 14-15E. No change.
- 14-18. New section. Professional Standards, prohibiting employment of revoked, relinquished or suspended auctioneer.
- 14-19. New section. Definitions. Establishing definition for “online auction.”

A Notice of Drafting was published in the *State Register* on June 27, 2025.

Notice of Public Hearing and Opportunity for Public Comment:

Should a hearing be requested pursuant to Section 1-23-110(A)(3) of the 1976 Code, as amended, such a hearing will be conducted at the Administrative Law Court at 2:00 p.m. on December 9, 2025. Written comments may be directed to Laura Smith, Board Executive, Auctioneers’ Commission, South Carolina Department of Labor, Licensing and Regulation, Post Office Box 11329, Columbia, South Carolina 29211-1289, no later than 5:00 p.m., November 24, 2025. If qualifying requests pursuant to Section 1-23-110(A)(3) are not timely received, the hearing will be canceled.

Preliminary Fiscal Impact Statement:

There will be no cost incurred by the State or any of its political subdivisions for these regulations.

Statement of Need and Reasonableness:

The Auctioneers’ Commission has determined it is both reasonable and necessary to update, clarify and modernize their regulations and repeal unnecessary regulations. The Commission proposes to establish reciprocal licensure standards for auctioneers desiring to practice in this state, ensuring they are qualified and therefore safe to serve the public, without additional or burdensome licensure requirements. The Commission also proposes establishing an application for waiver of continuing education requirements for auctioneers who are age 65 or older who have been licensed in SC for 25 years or more. Additionally, the Commission desires to clarify continuing education requirements, reflecting biennial licensing renewal, as well as requirements for reinstating or reapplying after a license lapses. Recognizing the modernization of the practice, the Commission wishes to define “online auctions” and add that licensees are prohibited from allowing an unlicensed bid caller to cry bids at an in person or online auction. The Commission also proposes adding a section prohibiting firms from hiring revoked, relinquished or suspended auctioneers and warning of potential discipline for violation the section in an effort to provide further protection to the public. Finally, the Commission proposes repealing sections no longer needed related to examinations, appeals and tobacco auctions.

DESCRIPTION OF REGULATION:

Purpose: The Auctioneers’ Commission proposes amending its regulations to update, clarify and modernize their regulation and repeal regulations that are no longer necessary.

Legal Authority: 1976 Code Sections 40-1-50, 40-1-70, 40-6-50, 40-6-60 and 40-6-270.

Plan for Implementation: The revised regulations will take effect upon approval by the General Assembly and upon publication in the State Register. LLR will notify licensees of the revised regulation and post the revised regulations on the agency's website.

DETERMINATION OF NEED AND REASONABLENESS OF THE PROPOSED REGULATION BASED ON ALL FACTORS HEREIN AND EXPECTED BENEFITS:

The Auctioneers' Commission proposes amending its regulations to update, clarify and modernize their regulation and repeal regulations that are no longer necessary.

DETERMINATION OF COSTS AND BENEFITS:

There is no cost incurred by the state for the promulgation of these regulations.

UNCERTAINTIES OF ESTIMATES:

There are no uncertainties of estimates concerning the regulations.

EFFECT ON ENVIRONMENT AND PUBLIC HEALTH:

These regulations will have no effect on the environment.

DETRIMENTAL EFFECT ON THE ENVIRONMENT AND PUBLIC HEALTH IF THE REGULATION IS NOT IMPLEMENTED:

There will be no detrimental effect on the environment and public health of this State if these regulations are not implemented.

Statement of Rationale:

The Auctioneers' Commission proposes updating, clarifying and modernizing their regulations and repealing unnecessary regulations. The Commission seeks to establish reciprocal licensure standards for auctioneers desiring to practice in this state, ensuring they are qualified and therefore safe to serve the public, without additional or burdensome licensure requirements. The Commission also proposes establishing an application for waiver of continuing education requirements for auctioneers who are age 65 or older who have been licensed in SC for 25 years or more. Additionally, the Commission desires to clarify continuing education requirements, reflecting biennial licensing renewal, as well as requirements for reinstating or reapplying after a license lapses. Recognizing the modernization of the practice, the Commission wishes to define "online auctions" and add that licensees are prohibited from allowing an unlicensed bid caller to cry bids at an in person or online auction. The Commission also proposes adding a section prohibiting firms from hiring revoked, relinquished or suspended auctioneers and warning of potential discipline for violation the section in an effort to provide further protection to the public. Finally, the Commission proposes repealing sections no longer needed related to examinations, appeals and tobacco auctions.

Text:

The full text of this regulation is available on the South Carolina General Assembly Home Page: <http://www.scstatehouse.gov/regnsrch.php>. Full text may also be obtained from the promulgating agency.

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Document No. 5424
DEPARTMENT OF LABOR, LICENSING AND REGULATION
BUILDING CODES COUNCIL
CHAPTER 8

Statutory Authority: 1976 Code Sections 6-9-40 and 40-1-70

8-800. International Building Code.

Preamble:

The South Carolina Building Codes Council proposes to amend Chapter 8, Article 8, to reflect modifications to the 2024 South Carolina Building Codes, the International Building Code.

Section-by-Section Discussion:

Title. Strike 2021 and replace with 2024.

8-800. Strike 2021 and replace with 2024 in two places.

8-801. Repealed.

8-802. Add “and” and add new referenced standard.

8-803. Strike “s” in “Code”. Capitalize “s” in “Shall” in the definition of “Primitive Camps.”

8-804. No change.

8-805. Add “s” to the word “Structure.”

8-806. No change.

8-807. Capitalize “o” in Occupancy in the title. Replace references to “Groups I-1 and I-2 as well as I-4” to “Groups I-1, I-2 and I-4” and, where missing, add Adult Day Care occupancy only. Add “Controlled egress” to the beginning of the first sentence. Replace capital E on electrical with lowercase e. Add “where egress is controlled by authorized personnel” in the first sentence and strike “including electro mechanical locking systems and electromagnetic locking systems.” Remove “to be locked” and replace with “on doors.” Strike “and Group I-4 Adult Day Care occupancies where the clinical needs of persons receiving care require their containment.”

8-807(1). Add “s” to “door” and follow with “electric.” Add “allowing immediate free egress” at the end of the sentence.

8-807(2). Add “s” to “door” and follow with “electric.” Following “power” add “to the electrical locking system or to the electric lock mechanism allowing immediate free egress.” Strike remainder of sentence.

8-807(3). Strike “door” and replace with “electric.” Replace “being unlocked” with “unlocking the electric locks”. Add “electric” before “lock” at the end of the sentence.

8-807(4). No change.

8-807(5). Replace “International” with “South Carolina.”

8-807(6). Add “controlled egress electrical” before “locking systems” at the end of the sentence.

8-807(7). No change.

8-807(8). Add “electromechanical or electromagnetic locking device” and strike “door locking system units”. Add “either” before “UL 294” and add “or UL 1034” at the end of the sentence.

8-808. No change.

8-808(1). No change.

8-808(2). Add, at the beginning of the sentence, “In other than Group H occupancies.” Replace uppercase “E” on Egress” with lowercase “e”. Replace “shall not” with “is allowed to” before “pass.” Strike comma after “areas.” Replace “except where” with “provided that.” Strike “are not a Group H occupancy.” Strike the exception.

8-808(3). Add new section regarding Group H occupancies.

8-808(4). Renumber former section (3) and (4) and add an exception.

8-808(5). Renumber former section (4) as (5). Add hyphens between “R1” and “R2.”

8-808(6). Renumber former section (5) as (6).

8-808 Exceptions. Add (1067 mm) following 42 inches in exception 2.4.

- 8-809. Add “s” to “Investigation” in the title.
- 8-810. Replace “General” in the title with “Vapor retarder.” Strike the first sentence of the section and add an exception.
- 8-811. Add “[BF] to title before section number. Change 2303.2.2 to 2303.2.3.
- 8-812. Renumber existing language as 8-814. Add new section 8-812. IBC Section 2902.1.1 Fixture calculations.
- 8-813. Add new section 8-813. IBC Section 2902.2 Separate Facilities.
- 8-814. Renumbered 8-812. No change to section otherwise.

A Notice of Drafting was published in the *State Register* on June 27, 2025.

Notice of Public Hearing and Opportunity for Public Comment:

Should a hearing be requested pursuant to Section 1-23-110(A)(3) of the 1976 Code, as amended, such a hearing will be conducted at the Administrative Law Court at 10:00 a.m. on December 8, 2025. Written comments may be directed to Maggie Smith, Board Executive, Building Codes Council, South Carolina Department of Labor, Licensing and Regulation, Post Office Box 11329, Columbia, South Carolina 29211-1289, no later than 5:00 p.m., November 24, 2025. If qualifying requests pursuant to Section 1-23-110(A)(3) are not timely received, the hearing will be canceled.

Preliminary Fiscal Impact Statement:

There will be no cost incurred by the State or any of its political subdivisions for these regulations.

Statement of Need and Reasonableness:

DESCRIPTION OF REGULATION:

Purpose: The South Carolina Building Codes Council proposes to amend Chapter 8, Article 8, to reflect modifications to the 2024 South Carolina Building Codes.

Legal Authority: 1976 Code Sections 6-9-40 and 40-1-70.

Plan for Implementation: The revised regulations will be deemed effective by law upon approval by the General Assembly and publication in the State Register. The Building Codes Council approved an effective date for enforcement purposes of January 1, 2027, pursuant to the directive established in S.C. Code Section 6-9-40(A)(4). LLR will notify licensees of the revised regulation and post the revised regulations on the agency’s website.

DETERMINATION OF NEED AND REASONABLENESS OF THE PROPOSED REGULATION BASED ON ALL FACTORS HEREIN AND EXPECTED BENEFITS:

The South Carolina Building Codes Council proposes to amend Chapter 8, Article 8, to reflect modifications to the 2024 South Carolina Building Codes.

DETERMINATION OF COSTS AND BENEFITS:

There is no cost incurred by the state for the promulgation of these regulations.

UNCERTAINTIES OF ESTIMATES:

There are no uncertainties of estimates concerning the regulations.

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EFFECT ON ENVIRONMENT AND PUBLIC HEALTH:

These regulations will have no effect on the environment.

DETRIMENTAL EFFECT ON THE ENVIRONMENT AND PUBLIC HEALTH IF THE REGULATION IS NOT IMPLEMENTED:

There will be no detrimental effect on the environment and public health of this State if these regulations are not implemented.

Statement of Rationale:

The South Carolina Building Codes Council proposes to amend Chapter 8, Article 8, to reflect modifications to the 2024 South Carolina Building Codes.

Text:

The full text of this regulation is available on the South Carolina General Assembly Home Page: <http://www.scstatehouse.gov/regnsrch.php>. Full text may also be obtained from the promulgating agency.

Document No. 5426
DEPARTMENT OF LABOR, LICENSING AND REGULATION
BUILDING CODES COUNCIL
CHAPTER 8

Statutory Authority: 1976 Code Sections 6-9-40 and 40-1-70

8-900. International Fire Code.

Preamble:

The South Carolina Building Codes Council proposes to amend Chapter 8, Article 9, to reflect modifications to the 2024 South Carolina Building Codes, the International Fire Code.

Section-by-Section Discussion:

Title. Strike 2021 and replace with 2024.

8-900. Strike 2021 and replace with 2024 in two places.

8-901. Add “s” to “purpose.”

8-902. No change.

8-903. Replace 202 with 203.2.8 and replace General definitions with Assembly Group A-3.

8-904. Add “Combustible” to the beginning of the sentence. Add “elevator machine rooms” to the list of places combustible material shall not be stored.

8-905. Moved from 319.11 to 4106.6.

8-906. Renumbered as 905. Strike “or this appendix” and “and this appendix” and add a comma after “motor vehicles.”

8-907. Delete without substitution.

8-908. Renumber as 906.

8-909. Renumber as 908. Add hyphens after “one” and “two” referencing “family dwellings.”

8-910. Renumber as 909.

8-911. Renumber as 910.

8-912. Renumber as 911. Add (4572 mm).

8-912. New section on grease accumulation.

- 8-913. Add “Section” before “5703.5.”
- 8-914. Strike “required by the referenced standards” and replace with “in accordance with Section 110.3”. Replace upper case letters with lower case letters in “Fire Code Official.”
- 8-915. New section on Commercial cooking systems.
- 8-916. No change.
- 8-917. Change IFC Section to 1010.2.14 as the 2024 Code section has changed. Replace references to “Groups I-1 and I-2 as well as I-4” to “Groups I-1, I-2 and I-4” and, where missing, add Adult Day Care Occupancy only. Add “Controlled egress” to the beginning of the first sentence. Strike “including electro-mechanical locking systems and electromagnetic locking systems”. Replace capital “E” on “electrical” with lowercase “e”. Strike Group I-4 Adult Day Care occupancies where the clinical needs of person receiving care require their containment.
- 8-917(1). Add “s” to “door” and follow with “electric.” Add “allowing immediate free egress” at the end of the sentence.
- 8-917(2). Add “s” to “door” and follow with “electric.” Following “power” add “to the electrical locking system or to the electric lock mechanism allowing immediate free egress.” Strike remainder of sentence.
- 8-917(3). Strike “door” and replace with “electric.” Replace “being unlocked” with “unlocking the electric locks”. Add “electric” before “lock” at the end of the sentence.
- 8-917(4). No change.
- 8-917(5). Strike International Fire Code.
- 8-917(6). Add “controlled egress electrical” before “locking systems” at the end of the sentence.
- 8-917(7). No change.
- 8-917(8). Add “electromechanical or electromagnetic.” Replace “system units” with “device.” Add “either” before UL 294 and add “or UL 1034.”
- 8-918. No change.
- 8-918(1). No change.
- 8-918(2). Add, at the beginning of the sentence, “In other than Group H occupancies”. Replace uppercase “E” on Egress” with lowercase “e”. Replace “shall not” with “is allowed to” before “pass”. Replace “except where” with “provided that”. Add “and”. Strike “are not a Group H occupancy”. Strike the exception.
- 8-918(3). Add new section regarding Group H occupancies.
- 8-918(4). Renumber former section (3) and (4) and add an exception.
- 8-918(5). Renumber former section (4) as (5).
- 8-918(6). Renumber former section (5) as (6).
- 8-918(6) Exceptions. Add (1067 mm) in 2.4.
- 8-919. New section IFC 1032.11 on Maintenance of the listed occupancy load signage.
- 8-920. New section IFC 2303.2 Emergency disconnect switches.
- 8-921. Renumber former 918. Add “For” before “Any” and replace uppercase “A” on “Any” with a lowercase “a”.
- 8-922. New section IFC 2304.3.6. Communications.
- 8-923. Renumber former 919. Add 15 240 mm following 50 feet in parentheses.
- 8-924. Renumber former section 920. Add “South Carolina” before “Building Code.”
- 8-925. Renumber former section 921. Strike existing language and replace with seven requirements for self-service LP-gas dispensing systems.
- 8-926. Renumber former section 905, which moved. Language is not new but is underlined to denote its movement to later in the Code. Section number changed from 319.11 to 4106.6.
- 8-927. Renumber former section 922.
- 8-928. New section IFC 6104.2 Maximum capacity within established limits.
- 8-929. Renumber former section 923.
- 8-930. New section 6107.3 Clearance to combustibles.
- 8-931. Renumber former section 924. Add language regarding protection of LP-gas containers, regulators and piping exposed to vehicular damage due to proximity to alleys, driveways or parking areas. Add “authority having jurisdiction” before AHJ.
- 8-932. Renumber former 925. Add “impact” after “vehicle” and before “protection”. Strike “s” from protection. Replace required with provided. Add exception providing that vehicle impact protection shall not be required

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for protection of LP-gas containers where the containers are kept in lockable, ventilated cabinets of metal construction. Add “Section” before 58.8.4.2.2.

8-933. Renumber former 926. Add s’ to “customer”. Strike existing nos. 1 and 2 and replace with 7 requirements with which LP-gas containers at customers’ locations that are not connected for service shall comply. Strike “all of” before “the following.”

8-934. Renumber former section 927. Add section prohibiting leaving LP-gas tank vehicles unattended on streets or near specified areas. Add section providing distance from which vehicles carrying portable containers or cargo tank vehicles of 3500 gallon water capacity or less must park from a building used for assembly, institutional or multiple residential occupancy.

A Notice of Drafting was published in the *State Register* on June 27, 2025.

Notice of Public Hearing and Opportunity for Public Comment:

Should a hearing be requested pursuant to Section 1-23-110(A)(3) of the 1976 Code, as amended, such a hearing will be conducted at the Administrative Law Court at 11:00 a.m. on December 8, 2025. Written comments may be directed to Maggie Smith, Board Executive, Building Codes Council, South Carolina Department of Labor, Licensing and Regulation, Post Office Box 11329, Columbia, South Carolina 29211-1289, no later than 5:00 p.m., November 24, 2025. If qualifying requests pursuant to Section 1-23-110(A)(3) are not timely received, the hearing will be canceled.

Preliminary Fiscal Impact Statement:

There will be no cost incurred by the State or any of its political subdivisions for these regulations.

Statement of Need and Reasonableness:

The South Carolina Building Codes Council proposes to amend Chapter 8, Article 9, to reflect modifications to the 2024 South Carolina Building Codes, the International Fire Code.

DESCRIPTION OF REGULATION:

Purpose: The South Carolina Building Codes Council proposes to amend Chapter 8, Article 9, to reflect modifications to the 2024 South Carolina Building Codes, the International Fire Code.

Legal Authority: 1976 Code Sections 6-9-40 and 40-1-70.

Plan for Implementation: The revised regulations will be deemed effective by law upon approval by the General Assembly and publication in the State Register. The Building Codes Council approved an effective date for enforcement purposes of January 1, 2027, pursuant to the directive established in S.C. Code Section 6-9-40(A)(4). LLR will notify licensees of the revised regulation and post the revised regulations on the agency’s website.

DETERMINATION OF NEED AND REASONABLENESS OF THE PROPOSED REGULATION BASED ON ALL FACTORS HEREIN AND EXPECTED BENEFITS:

The South Carolina Building Codes Council proposes to amend Chapter 8, Article 9, to reflect modifications to the 2024 South Carolina Building Codes, the International Fire Code.

DETERMINATION OF COSTS AND BENEFITS:

There is no cost incurred by the state for the promulgation of these regulations.

UNCERTAINTIES OF ESTIMATES:

There are no uncertainties of estimates concerning the regulations.

EFFECT ON ENVIRONMENT AND PUBLIC HEALTH:

These regulations will have no effect on the environment.

DETRIMENTAL EFFECT ON THE ENVIRONMENT AND PUBLIC HEALTH IF THE REGULATION IS NOT IMPLEMENTED:

There will be no detrimental effect on the environment and public health of this State if these regulations are not implemented.

Statement of Rationale:

The South Carolina Building Codes Council proposes to amend Chapter 8, Article 9, to reflect modifications to the 2024 South Carolina Building Codes, the International Fire Code.

Text:

The full text of this regulation is available on the South Carolina General Assembly Home Page: <http://www.scstatehouse.gov/regnsrch.php>. Full text may also be obtained from the promulgating agency.

Document No. 5427
DEPARTMENT OF LABOR, LICENSING AND REGULATION
BUILDING CODES COUNCIL
CHAPTER 8
Statutory Authority: 1976 Code Sections 6-9-40 and 40-1-70

8-1000. International Fuel Gas Code.

Preamble:

The South Carolina Building Codes Council proposes to amend Chapter 8, Article 10, to reflect modifications to the 2024 South Carolina Building Codes, the International Fuel Gas Code.

Section-by-Section Discussion:

Title. Strike 2021 and replace with 2024.

8-1000. Strike 2021 and replace with 2024 in two places.

8-1001. No change.

8-1002. No change.

8-1003. New section giving guidance on where composite tubing may be used in fuel gas systems in locations other than outdoors underground.

8-1004. Renumber former section 8-1003.

8-1005. Renumber former section 8-1004. Replace “which” with “that”. Add (1523 mm) as the metric equivalent of 5 feet. Add hard returns for exceptions 1 and 2. Add “s” to “Exception”. Add “LP-gas” before dispensing operations in Exception 1. Remove “and” before “at least 10 feet.”

8-1006. Renumber former section 8-1005. Add language from model code regarding LP-gas storage containers, pumps and dispensers into regulation prior to exception to provide context for exception. Add “authority having jurisdiction” before AHJ.

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8-1007. Renumber former section 8-1006. Add a comma after dispensers.

8-1008. Renumber former section 8-1007. Add “(s)” to appliance. Remove “Type” before “II.”

A Notice of Drafting was published in the *State Register* on June 27, 2025.

Notice of Public Hearing and Opportunity for Public Comment:

Should a hearing be requested pursuant to Section 1-23-110(A)(3) of the 1976 Code, as amended, such a hearing will be conducted at the Administrative Law Court at 12:00 p.m. on December 8, 2025. Written comments may be directed to Maggie Smith, Board Executive, Building Codes Council, South Carolina Department of Labor, Licensing and Regulation, Post Office Box 11329, Columbia, South Carolina 29211-1289, no later than 5:00 p.m., November 24, 2025. If qualifying requests pursuant to Section 1-23-110(A)(3) are not timely received, the hearing will be canceled.

Preliminary Fiscal Impact Statement:

There will be no cost incurred by the State or any of its political subdivisions for these regulations.

Statement of Need and Reasonableness:

The South Carolina Building Codes Council proposes to amend Chapter 8, Article 10, to reflect modifications to the 2024 South Carolina Building Codes, the International Fuel Gas Code.

DESCRIPTION OF REGULATION:

Purpose: The South Carolina Building Codes Council proposes to amend Chapter 8, Article 10, to reflect modifications to the 2024 South Carolina Building Codes, the International Fuel Gas Code.

Legal Authority: 1976 Code Sections 6-9-40 and 40-1-70.

Plan for Implementation: The revised regulations will be deemed effective by law upon approval by the General Assembly and publication in the State Register. The Building Codes Council approved an effective date for enforcement purposes of January 1, 2027, pursuant to the directive established in S.C. Code Section 6-9-40(A)(4). LLR will notify licensees of the revised regulation and post the revised regulations on the agency’s website.

DETERMINATION OF NEED AND REASONABLENESS OF THE PROPOSED REGULATION BASED ON ALL FACTORS HEREIN AND EXPECTED BENEFITS:

The South Carolina Building Codes Council proposes to amend Chapter 8, Article 10, to reflect modifications to the 2024 South Carolina Building Codes, the International Fuel Gas Code.

DETERMINATION OF COSTS AND BENEFITS:

There is no cost incurred by the state for the promulgation of these regulations.

UNCERTAINTIES OF ESTIMATES:

There are no uncertainties of estimates concerning the regulations.

EFFECT ON ENVIRONMENT AND PUBLIC HEALTH:

These regulations will have no effect on the environment.

DETRIMENTAL EFFECT ON THE ENVIRONMENT AND PUBLIC HEALTH IF THE REGULATION IS NOT IMPLEMENTED:

There will be no detrimental effect on the environment and public health of this State if these regulations are not implemented.

Statement of Rationale:

The South Carolina Building Codes Council proposes to amend Chapter 8, Article 10, to reflect modifications to the 2024 South Carolina Building Codes, the International Fuel Gas Code.

Text:

The full text of this regulation is available on the South Carolina General Assembly Home Page: <http://www.scstatehouse.gov/regnsrch.php>. Full text may also be obtained from the promulgating agency.

Document No. 5428
DEPARTMENT OF LABOR, LICENSING AND REGULATION
BUILDING CODES COUNCIL
CHAPTER 8

Statutory Authority: 1976 Code Sections 6-9-40, 6-9-50, 6-9-55, and 40-1-70

8-1300. International Mechanical Code.

Preamble:

The South Carolina Building Codes Council proposes to amend Chapter 8, Article 13, to reflect modifications to the 2024 South Carolina Building Codes, the International Mechanical Code.

Section-by-Section Discussion:

Title. Strike 2021 and add 2024.

8-1300. Strike 2021 and add 2024 in both places code year is referenced.

8-1301. Hard return before "Where." Add "of the duct" after installation.

8-1302. Strike existing language and replace with IMC Table 1103.1 Refrigerant Classification, Amount, and OEL.

8.1303. Repeal IMC Section 1104.3.1 Air conditioning for human comfort.

8.1304. New. IMC Section 1109.2.5 Refrigerant pipe shafts. Add section with three Exceptions.

8-1305. New. IMC Section 1109.3.2 Shaft ventilation. Add section.

8-1306. Renumber former section 103.4 Add "d" to "Reference." Strike existing language and replace with ASHRAE, and two sections.

A Notice of Drafting was published in the *State Register* on June 27, 2025.

Notice of Public Hearing and Opportunity for Public Comment:

Should a hearing be requested pursuant to Section 1-23-110(A)(3) of the 1976 Code, as amended, such a hearing will be conducted at the Administrative Law Court at 3:00 p.m. on December 8, 2025. Written comments may be directed to Maggie Smith, Board Executive, Building Codes Council, South Carolina Department of Labor, Licensing and Regulation, Post Office Box 11329, Columbia, South Carolina 29211-1289, no later than 5:00 p.m., November 24, 2025. If qualifying requests pursuant to Section 1-23-110(A)(3) are not timely received, the hearing will be canceled.

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Preliminary Fiscal Impact Statement:

There will be no cost incurred by the State or any of its political subdivisions for these regulations.

Statement of Need and Reasonableness:

The South Carolina Building Codes Council proposes to amend Chapter 8, Article 13, to reflect modifications to the 2024 South Carolina Building Codes, the International Mechanical Code.

DESCRIPTION OF REGULATION:

Purpose: The South Carolina Building Codes Council proposes to amend Chapter 8, Article 13, to reflect modifications to the 2024 South Carolina Building Codes, the International Mechanical Code.

Legal Authority: 1976 Code Sections 6-9-40, 6-9-50, 6-9-55, and 40-1-70.

Plan for Implementation: The revised regulations will be deemed effective by law upon approval by the General Assembly and publication in the State Register. The Building Codes Council approved an effective date for enforcement purposes of January 1, 2027, pursuant to the directive established in S.C. Code Section 6-9-40(A)(4). LLR will notify licensees of the revised regulation and post the revised regulations on the agency's website.

DETERMINATION OF NEED AND REASONABLENESS OF THE PROPOSED REGULATION BASED ON ALL FACTORS HEREIN AND EXPECTED BENEFITS:

The South Carolina Building Codes Council proposes to amend Chapter 8, Article 13, to reflect modifications to the 2024 South Carolina Building Codes, the International Mechanical Code.

DETERMINATION OF COSTS AND BENEFITS:

There is no cost incurred by the state for the promulgation of these regulations.

UNCERTAINTIES OF ESTIMATES:

There are no uncertainties of estimates concerning the regulations.

EFFECT ON ENVIRONMENT AND PUBLIC HEALTH:

These regulations will have no effect on the environment.

DETRIMENTAL EFFECT ON THE ENVIRONMENT AND PUBLIC HEALTH IF THE REGULATION IS NOT IMPLEMENTED:

There will be no detrimental effect on the environment and public health of this State if these regulations are not implemented.

Statement of Rationale:

The South Carolina Building Codes Council proposes to amend Chapter 8, Article 13, to reflect modifications to the 2024 South Carolina Building Codes, the International Mechanical Code.

Text:

The full text of this regulation is available on the South Carolina General Assembly Home Page: <http://www.scstatehouse.gov/regnsrch.php>. Full text may also be obtained from the promulgating agency.

Document No. 5416
DEPARTMENT OF LABOR, LICENSING AND REGULATION
BUILDING CODES COUNCIL
 CHAPTER 8
 Statutory Authority: 1976 Code Sections 6-9-40, 6-9-50, and 6-9-55

8-1400. International Plumbing Code.

Preamble:

The South Carolina Building Codes Council proposes to amend Chapter 8, Article 14, to reflect modifications to the 2024 South Carolina Building Codes, the International Plumbing Code.

Section-by-Section Discussion:

Title. Change 2021 to 2024.

8-1400. Change 2021 International Plumbing Code to 2024 in two places.

8-1401. Remove “ally” from “automatic” under the definition of Water Dispenser. Add hyphen between “bottle” and “filling” in the definition of drinking fountain.

8-1402. Strike directions to modify Row 3 of the Table to add a column for Bottle Filing Stations. Replace “Sections” with the section symbol in the citation to the US Code. Add “Urinals: See Section 424.2”.

8-1403. New section. IPC 403.1.1 Fixture calculations with one exception. Add statement clarifying that remaining sections of the table remain unchanged and are adopted by the Council.

8-1404. New section. IPC 403.2 Separate facilities with five exceptions.

8-1405. Renumber former section 1403. Remove comma after “occupancies”. Add hyphen to “bottle filling”.

A Notice of Drafting was published in the *State Register* on June 27, 2025.

Notice of Public Hearing and Opportunity for Public Comment:

Should a hearing be requested pursuant to Section 1-23-110(A)(3) of the 1976 Code, as amended, such a hearing will be conducted at the Administrative Law Court at 4:00 p.m. on December 8, 2025. Written comments may be directed to Maggie Smith, Board Executive, Building Codes Council, South Carolina Department of Labor, Licensing and Regulation, Post Office Box 11329, Columbia, South Carolina 29211-1289, no later than 5:00 p.m., November 24, 2025. If qualifying requests pursuant to Section 1-23-110(A)(3) are not timely received, the hearing will be canceled.

Preliminary Fiscal Impact Statement:

There will be no cost incurred by the State or any of its political subdivisions for these regulations.

Statement of Need and Reasonableness:

The South Carolina Building Codes Council proposes to amend Chapter 8, Article 14, to reflect modifications to the 2024 South Carolina Building Codes, the International Plumbing Code.

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DESCRIPTION OF REGULATION:

Purpose: The South Carolina Building Codes Council proposes to amend Chapter 8, Article 14, to reflect modifications to the 2024 South Carolina Building Codes, the International Plumbing Code.

Legal Authority: 1976 Code Sections 6-9-40, 6-9-50, and 6-9-55.

Plan for Implementation: The revised regulations will be deemed effective by law upon approval by the General Assembly and publication in the State Register. The Building Codes Council approved an effective date for enforcement purposes of January 1, 2027, pursuant to the directive established in S.C. Code Section 6-9-40(A)(4). LLR will notify licensees of the revised regulation and post the revised regulations on the agency's website.

DETERMINATION OF NEED AND REASONABLENESS OF THE PROPOSED REGULATION BASED ON ALL FACTORS HEREIN AND EXPECTED BENEFITS:

The South Carolina Building Codes Council proposes to amend Chapter 8, Article 14, to reflect modifications to the 2024 South Carolina Building Codes, the International Plumbing Code.

DETERMINATION OF COSTS AND BENEFITS:

There is no cost incurred by the state for the promulgation of these regulations.

UNCERTAINTIES OF ESTIMATES:

There are no uncertainties of estimates concerning the regulations.

EFFECT ON ENVIRONMENT AND PUBLIC HEALTH:

These regulations will have no effect on the environment.

DETRIMENTAL EFFECT ON THE ENVIRONMENT AND PUBLIC HEALTH IF THE REGULATION IS NOT IMPLEMENTED:

There will be no detrimental effect on the environment and public health of this State if these regulations are not implemented.

Statement of Rationale:

The South Carolina Building Codes Council proposes to amend Chapter 8, Article 14, to reflect modifications to the 2024 South Carolina Building Codes, the International Plumbing Code.

Text:

The full text of this regulation is available on the South Carolina General Assembly Home Page: <http://www.scstatehouse.gov/regnsrch.php>. Full text may also be obtained from the promulgating agency.

Document No. 5417
DEPARTMENT OF LABOR, LICENSING AND REGULATION
BUILDING CODES COUNCIL
 CHAPTER 8
 Statutory Authority: 1976 Code Sections 6-9-40, 6-9-50, and 6-9-55

8-1200. International Residential Code.

Preamble:

The South Carolina Building Codes Council proposes to amend Chapter 8, Article 12, to reflect modifications to the 2024 South Carolina Building Codes, the International Residential Code.

Section-by-Section Discussion:

Title. Strike 2021 and replace with 2024.

8-1200. Strike 2021 and replace with 2024 in two places.

8-1201. No change to definition of accepted engineering practices. Add “and are separated by a foundation wall” to definition of crawl space. Add sleeping loft to say it is deleted without substitution.

8-1202. Strike reference to previously published maps by the Building Codes Council and replace with the American Society of Civil Engineers (ASCE) Hazard Tool. Add “as long as”, flanked by commas, in the following sentence. Strike reference to the ATC and replace with ASCE Hazard Tool Website. Add a comma after “Where not otherwise specified”. Delete extraneous “2” following Table R301.2.1(2).

8-1203. New section IRC Section R301.2.2 Seismic provisions.

8-1204. Renumber prior section 1203. Strike reference to previously published maps by the Building Codes Council and replace with ASCE Hazard Tool. Strike reference to TC and replace with ASCE Hazard Tool. Replace “their” jurisdiction with “the” jurisdiction.

8-1205. Renumber prior section 1204. Replace “Figure” in the title with “Section” R302.1. For clarity, add a sentence stating Exceptions 6 and 7 are added. In exception 6a and 6b, add 914 mm. In exceptions 6a and 6b, replace IRC 2012 with “2012 International Residential Code and”. In exceptions 6a and 6b, add a comma after Table R302.1(1). In exception 7, add 457 mm.

8-1206. New section IRC Section R302.2.7 Meter Location.

8-1207. Renumber prior section 1205. In exception 1.2, change “as” to “at”.

8-1208. Renumber prior section 1206. Change “residence” to “dwelling unit”.

8-1209. Renumber prior section 1207. Add exception number 5 for wood floor assemblies less than 600 square feet.

8-1210. Moved prior Regulation 8-1214 here based on IRC renumbering for 2024.

8-1211. Moved prior Regulation 8-1215 here based on IRC renumbering for 2024.

8-1212. Moved prior Regulation 8-1216 here based on IRC renumbering for 2024.

8-1213. Moved prior Regulation 8-1217 here based on IRC renumbering for 2024.

8-1214. Moved prior Regulation 8-1213 here based on IRC renumbering for 2024.

8-1215. New section IRC Section R310.3 Location.

8-1216. New section IRC Section R314.1 General.

8-1217. New section IRC Section R315 Sleeping lofts.

8-1218. Moved prior Regulation 8-1219 here based on IRC renumbering for 2024.

8-1219. New section IRC Section R318.3.1 Floor elevations at the required egress doors.

8-1220. Renumber prior section 1210. In the title, change the section number from R311.7.5.1 to R318.7.5.1. Add “At” and change upper case “O” to lower case “o”. Add comma after “risers” and add “openings located more than 30 inches (762 mm), as measured vertically, to the floor or grade below shall. Strike “are permitted provided that the opening between treads does”. In exception 1, add “spiral” before stair and strike “s” from “stairs” and add “ways”. Strike remainder of sentence. Add exception three regarding the opening between adjacent treads.

8-1221. New section IRC Section 319.1. Emergency escape and rescue opening required with four exceptions.

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- 8-1222. Renumber prior section 1211. Change IRC Section from 312 to 321. Add 652 mm.
- 8-1223. Renumber prior section 1212. Strike existing language and restate as “Delete without substitution.”
- 8-1224. Moved prior Regulation 8-1208 here based on IRC renumbering for 2024.
- 8-1225. Moved prior Regulation 8-1209 here based on IRC renumbering for 2024.
- 8-1226. Renumber prior section 1220. Strike “the” before “top of footing”.
- 8-1227. Renumber prior section 1221. Correct ASTM E 1745 to ASTM E1745. Correct superscript in number 2.1. Strike Section N1102.2.11 of this code and replace with the South Carolina Energy Act. Correct superscript in number 2.2. Strike S.C. Energy Codes and replace with South Carolina Energy Standard Act.
- 8-1228. Renumber prior section 1222. Amend M1305.1.4 to M1305.1.3. Add “is” between “mechanical equipment” and “located under floors”.
- 8-1229. Renumber prior section 1223.
- 8-1230. Renumber prior section 1224. Renumber IRC Section R502.11.4 to 502.12.4 in the title and in the paragraph. Strike duplicative phrase, Truss design drawings. Replace “provided” with “submitted”. Add “their” before inspection. Add commas before and after “at a minimum”. In number 7, replace “e.g.” with “such as”. Correct spelling of “gauge” to “gage”. Strike “and” at the end of 9.2. In 10, add comma after “Ratio”, remove “and/or”, and add a comma after “load” and add “or both”.
- 8-1231. Renumber prior section 1225. In the title, replace Section R506.2.3 with R506.3.3. Replace 10 mil with 6 mil. Replace 0.010 inch with 0.006 inch. Replace 0.254 mm with 152µm. Add polyethylene or approved before vapor retarder. Strike conforming to ASTM E1745 Class A requirements. Replace “where no base course exists” with “where a base course does not exist.”
- 8-1232. Renumber prior section 1226.
- 8-1233. Renumber prior section 1227. In the title, replace “Wood Truss Design” with “Truss Design Drawings”. Add .1 to R802.10.1. In number 10, remove “and/”.
- 8-1234. New section IRC Section R905.1.1(2) Underlayment application.
- 8-1235. Renumber prior section 1228.
- 8-1236. Moved prior Regulation 8-1230 here based on IRC renumbering for 2024.
- 8-1237. New section IRC Section M1411.9.1 Auxiliary and secondary drain systems.
- 8-1238. Renumber prior section 1229. Change IRC Section M1411.6 to M1411.12.
- 8-1239. Renumber prior section 1231. Change IRC Section M1411.9 to M1411.15.
- 8-1240. Renumber prior section 1232.
- 8-1241. Renumber prior section 1233. Add 2348 mm. Add 406 mm. Change 2/3rds to two-thirds. Add “of the duct” after “installation” and before “without deformation.”
- 8-1242. Renumber prior section 1234.
- 8-1243. Renumber prior section 1235. Correct superscript “3”. Add 0.19m³/s following 400 cubic feet. Add “outdoor air duct and” before damper.
- 8-1244. Renumber prior section 1236. In number 2, add “except where the exhaust opening is located not less than 1 foot (305 mm) above the gravity air intake opening, operable windows and doors.” In number 3, strike “the exhaust opening is located not less than 3 feet (914 mm) above the air intake opening. Openings shall comply with Sections R303.5.2 and R303.6” and replace with “either of the following apply”, and add 3.1, 3.2 and 4.
- 8-1245. Renumber prior section 1237.
- 8-1246. New section IRC Section G2415.17.1 (404.17.1) Limitations with two exceptions.
- 8-1247. Renumber prior section 1238. Add (407.2) following IRC Section G2418.2 in the title. Add section about piping being anchored, pipe hangers and support conforming to MSS SP-58 and spaced according to Section G2424, supports, hangers and anchors being installed so as not to interfere with expansion and contraction of piping, and components of supporting equipment being designed and installed so they will not be disengaged by movement of supported piping.
- 8-1248. Renumber prior section 1239. Add “the” before “Shower” and make “S” lowercase. Replace inch symbol with “inches (25.4 mm)”. Delete comma after “15 minutes”. Change “shall be no” to “shall not be”. Add that the shower liner test can be performed at the “rough plumbing or at the” final plumbing, at the discretion of the builder.
- 8-1249. Renumber prior section 1240. Move “Such shield plates shall have a thickness of not less than 0.0575 inch (1.463 mm) (No. 16 Gage)” from within the paragraph to the end of it.

- 8-1250. Renumber prior section 1241. Deleted “s” from “temperature”. Added a comma after “attic”.
- 8-1251. Renumber prior section 1242. Add “Water closets, lavatories and bidets” at the beginning of number 5. Add an exception to number 5 stating toilets and bidets may be spaced 12” from its center to the edge of a shower or tub. In number 7, replace R322 with R306.1.6.
- 8-1252. Renumber prior section 1243. Add “F” for Fahrenheit after 120°.
- 8-1253. Renumber prior section 1244.
- 8-1254. New section IRC Section P2903.10.3 Fixture valves and access.
- 8-1255. Renumber prior section 1245. Add a comma and “including Figure P2903.11,”.
- 8-1256. Renumber prior section 1246.
- 8-1257. New section IRC Section E3601.7.3 Metering centers.
- 8-1258. Renumber prior section 1247.
- 8-1259. New section IRC Section E3702.2 Branch-circuit ampere rating.
- 8-1260. New section IRC Section E3702.3 Ten ampere branch circuits.
- 8-1261. Renumber prior section 1248. Strike “suitable insulting” before “bushing.” Add “that provides protection from abrasion” after “adapter”. Add “and exits” after “enters”. Strike “or” before “device” and add “or junction” before “box”. Change reference to Section E3908.13 to E3908.14.
- 8-1262. Renumber prior section 1249. Change R to E in the Section number, 3901.4.3. In number 1, strike 0.84m² and replace with 1829 mm. Add “of length” after the measurement. Also add 1829 in parentheses after 6 feet at the end of the sentence.
- 8-1263. New section IRC Section R3901.4.3 Receptacle outlet location.
- 8-1264. Renumber prior section 1250. Correct upper case “F” in “Fault” title to lower case “f”. Add “.1 through E3902.22” to the end of the sentence.
- 8-1265. Renumber prior section 1251. Strike “s” from “Exceptions”. Strike Exception 1. Remove No. 2 from the second, and now only, exception listed.
- 8-1266. New section IRC Section E3902.12 Specific appliance outlets.
- 8-1267. New section IRC Section E3902.14 Outdoor Outlets.
- 8-1268. Renumber prior section 1252. Change R to E in the Section number, 3903. Correct “interrupted” to read “interrupter”. Add a comma after “120-volt.” Correct upper case letters in title to lower case letters. Add “10-” before 15 and 20 ampere outlets. Strike items 1-4 and replace with statement that remaining section is unchanged.
- 8-1269. New section IRC Section 4002.11 Bathtub and shower space.
- 8-1270. Renumber prior section 1253. Add “that is not readily accessible that supplies” and strike “for” before “a single appliance”. Add “that is not readily accessible that supplies” and strike “for” before “two appliances”. Strike “dedicated” and replace with “occupied by or designated”.
- 8-1271. Renumber prior section 1254. Strike existing language and replace with updated reference standards.
- 8-1272. Renumber prior section 1255. Strike word Section in title. Update the new appendix reference from AH to BF. Clarify language that appendix section is adopted.
- 8-1273. Renumber prior section 1256. Strike word Section in title. Update the new appendix reference from AJ to BO. Clarify language that appendix section is adopted.
- 8-1274. Renumber prior section 1257. Strike word Section in title. Update the new appendix reference from AQ to BB. Clarify language that appendix section is adopted.

A Notice of Drafting was published in the *State Register* on June 27, 2025.

Notice of Public Hearing and Opportunity for Public Comment:

Should a hearing be requested pursuant to Section 1-23-110(A)(3) of the 1976 Code, as amended, such a hearing will be conducted at the Administrative Law Court at 2:00 p.m. on December 8, 2025. Written comments may be directed to Maggie Smith, Board Executive, Building Codes Council, South Carolina Department of Labor, Licensing and Regulation, Post Office Box 11329, Columbia, South Carolina 29211-1289, no later than 5:00 p.m., November 24, 2025. If qualifying requests pursuant to Section 1-23-110(A)(3) are not timely received, the hearing will be canceled.

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Preliminary Fiscal Impact Statement:

There will be no cost incurred by the State or any of its political subdivisions for these regulations.

Statement of Need and Reasonableness:

The South Carolina Building Codes Council proposes to amend Chapter 8, Article 12, to reflect modifications to the 2024 South Carolina Building Codes, the International Residential Code.

DESCRIPTION OF REGULATION:

Purpose: The South Carolina Building Codes Council proposes to amend Chapter 8, Article 12, to reflect modifications to the 2024 South Carolina Building Codes, the International Residential Code.

Legal Authority: 1976 Code Sections 6-9-40, 6-9-50 and 6-9-55.

Plan for Implementation: The revised regulations will take effect upon approval by the General Assembly and upon publication in the State Register. LLR will notify licensees of the revised regulation and post the revised regulations on the agency's website.

DETERMINATION OF NEED AND REASONABLENESS OF THE PROPOSED REGULATION BASED ON ALL FACTORS HEREIN AND EXPECTED BENEFITS:

The South Carolina Building Codes Council proposes to amend Chapter 8, Article 12, to reflect modifications to the 2024 South Carolina Building Codes, the International Residential Code.

DETERMINATION OF COSTS AND BENEFITS:

There is no cost incurred by the state for the promulgation of these regulations.

UNCERTAINTIES OF ESTIMATES:

There are no uncertainties of estimates concerning the regulations.

EFFECT ON ENVIRONMENT AND PUBLIC HEALTH:

These regulations will have no effect on the environment.

DETRIMENTAL EFFECT ON THE ENVIRONMENT AND PUBLIC HEALTH IF THE REGULATION IS NOT IMPLEMENTED:

There will be no detrimental effect on the environment and public health of this State if these regulations are not implemented.

Statement of Rationale:

The South Carolina Building Codes Council proposes to amend Chapter 8, Article 12, to reflect modifications to the 2024 South Carolina Building Codes, the International Residential Code.

Text:

The full text of this regulation is available on the South Carolina General Assembly Home Page: <http://www.scstatehouse.gov/regnsrch.php>. Full text may also be obtained from the promulgating agency.

Document No. 5418
DEPARTMENT OF LABOR, LICENSING AND REGULATION
BUILDING CODES COUNCIL
 CHAPTER 8

Statutory Authority: 1976 Code Sections 6-9-40 and 40-1-70

8-1100. National Electrical Code.

Preamble:

The South Carolina Building Codes Council proposes to amend Chapter 8, Article 11, to incorporate the modifications to the 2024 South Carolina Building Codes, the 2023 Edition of the National Electrical Code.

Section-by-Section Discussion:

Title. Strike 2020 and replace with 2023.

8-1100. Strike 2020 and replace with 2023 in two places.

8-1103. Add “following” before “locations”. Replace period with a colon. Remove periods throughout each item in the series. Strike “specified in 210.8(A)(1) through (A)(11). Strike exception to (3). Strike Exception No. 1. Strike “No.2” leaving the section reading, “Exception to (5)”. Strike the second sentence of that exception. Add Exception (7) regarding areas with sinks. Renumber all sections following (7). Strike Exception to former number (1) Laundry areas. Add four exceptions to former number (11) Indoor damp and wet locations.

8-1104. Strike language stating the section does not apply in the state. Replace with guidance for outdoor outlets. Add two exceptions.

8-1105. Update reference from (A) to (B). Strike list of locations within the paragraph and list them in a series below. Add “the following locations” in lieu of the list. Strike (1)-(6) and replace with “210.12(A)(1) through (A)(6).” Removing remaining language in (1)-(6) and replace with two exceptions stating where AFCI will not be required.

8-1106. Repealed.

A Notice of Drafting was published in the *State Register* on June 27, 2025.

Notice of Public Hearing and Opportunity for Public Comment:

Should a hearing be requested pursuant to Section 1-23-110(A)(3) of the 1976 Code, as amended, such a hearing will be conducted at the Administrative Law Court at 1:00 p.m. on December 8, 2025. Written comments may be directed to Maggie Smith, Board Executive, Building Codes Council, South Carolina Department of Labor, Licensing and Regulation, Post Office Box 11329, Columbia, South Carolina 29211-1289, no later than 5:00 p.m., November 24, 2025. If qualifying requests pursuant to Section 1-23-110(A)(3) are not timely received, the hearing will be canceled.

Preliminary Fiscal Impact Statement:

There will be no cost incurred by the State or any of its political subdivisions for these regulations.

Statement of Need and Reasonableness:

The South Carolina Building Codes Council proposes to amend Chapter 8, Article 11, to incorporate the modifications to the 2024 South Carolina Building Codes, the 2023 Edition of the National Electrical Code.

DESCRIPTION OF REGULATION:

52 PROPOSED REGULATIONS

Purpose: The South Carolina Building Codes Council proposes to amend Chapter 8, Article 11, to incorporate the modifications to the 2024 South Carolina Building Codes, the 2023 Edition of the National Electrical Code.

Legal Authority: 1976 Code Sections 6-9-40 and 40-1-70.

Plan for Implementation: The revised regulations will be deemed effective by law upon approval by the General Assembly and publication in the State Register. The Building Codes Council approved an effective date for enforcement purposes of January 1, 2027, pursuant to the directive established in S.C. Code Section 6-9-40(A)(4). LLR will notify licensees of the revised regulation and post the revised regulations on the agency's website.

DETERMINATION OF NEED AND REASONABLENESS OF THE PROPOSED REGULATION BASED ON ALL FACTORS HEREIN AND EXPECTED BENEFITS:

The South Carolina Building Codes Council proposes to amend Chapter 8, Article 11, to incorporate the modifications to the 2024 South Carolina Building Codes, the 2023 Edition of the National Electrical Code.

DETERMINATION OF COSTS AND BENEFITS:

There is no cost incurred by the state for the promulgation of these regulations.

UNCERTAINTIES OF ESTIMATES:

There are no uncertainties of estimates concerning the regulations.

EFFECT ON ENVIRONMENT AND PUBLIC HEALTH:

These regulations will have no effect on the environment.

DETRIMENTAL EFFECT ON THE ENVIRONMENT AND PUBLIC HEALTH IF THE REGULATION IS NOT IMPLEMENTED:

There will be no detrimental effect on the environment and public health of this State if these regulations are not implemented.

Statement of Rationale:

The South Carolina Building Codes Council proposes to amend Chapter 8, Article 11, to incorporate the modifications to the 2024 South Carolina Building Codes, the 2023 Edition of the National Electrical Code.

Text:

The full text of this regulation is available on the South Carolina General Assembly Home Page: <http://www.scstatehouse.gov/regnsrch.php>. Full text may also be obtained from the promulgating agency.

Document No. 5419

DEPARTMENT OF LABOR, LICENSING AND REGULATION
SOUTH CAROLINA BOARD OF LONG TERM HEALTH CARE ADMINISTRATORS
CHAPTER 93

Statutory Authority: 1976 Code Sections 40-1-70 and 40-35-60

- 93-50. General Definitions.
- 93-60. Board of Examiners; Officers and Duties.
- 93-65. Operating a Facility without a License.
- 93-70. Additional combination of education and experience acceptable by the Board; Criminal Background Check; Completion of probation or parole.
- 93-75. Health Services Executive Qualification. (New)
- 93-80. Administrator-in-Training Program Requirements.
- 93-100. Fees [and Fee Schedule].
- 93-110. Examination; Scheduling and Grading.
- 93-120. Initial Licenses.
- 93-130. Provisional Licenses.
- 93-140. Licensure by Endorsement. (New)
- 93-150. Inactive or Retired Status Licenses.
- 93-160. Registration of Licenses.
- 93-170. Display of Certificate and Normal Work Hours.
- 93-200. Continuing Education for Relicensure.
- 93-210. Reinstatement of Lapsed License.
- 93-220. Complaints.
- 93-230. Suspension and Revocation of License.
- 93-240. Hearing Procedure.
- 93-250. Conduct of Hearing.
- 93-260. Applicability, Legal Effect and Severability of Regulations.

Preamble:

The South Carolina Board of Long Term Health Care Administrators proposes to amend various sections in Chapter 93.

Section-by-Section Discussion:

- 93-50(A). Replace Training with Residency. Replace AIT with AIR. Remove reference to “a person participating in.”
- 93-50 (B). No change.
- 93-50 (C). Add (1). Add clarification regarding how credits are awarded.
- 93-50 (D). Language clean up.
- 93-50 (D)(1). Add comma and semi-colon.
- 93-50 (D)(2). No change.
- 93-50 (D)(3). No change.
- 93-50 (E). Add Dual Licensed Administrator. Add authorizing the licensee to practice. Add or.
- 93-50 (F). Strike.
- 93-50(G). Re-letter from G to F.
- 93-50(H). Re-letter from H to G.
- 93-50(I). Re-letter from I to H. Add “has submitted the appropriate Board-approved application and paid the associated fee to have their license placed in inactive status. A holder of an inactive license”. Remove “is not working”. Add “is not authorized to work.” Remove “or as an administrator in a”. Add and/or.
- 93-50(J). Re-letter from J to I. Add met all the qualifications for licensure. Strike passed the examinations.
- 93-50(K). Re-letter from K to J. Lower case letters for business hours.

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- 93-50(L). Re-letter from L to K.
- 93-50(M). Re-letter from M to L.
- 93-50(N). Re-letter from N to M.
- 93-50(O). Re-letter from O to N.
- 93-50(P). Re-letter from P to O. Add a comma. Strike “or”. Add “or a dual licensed administrator.” Replace training with residency. Strike “during the training period.” Add “R” for regulation.
- 93-50(Q). Re-letter from Q to P. Add “as delineated in R.93-130.”
- 93-60(A). Strike “chairman and vice-chairman. Add “Chair and Vice Chair.
- 93-60(B). Strike “chairman.” Add “Chair.” Add Board. Remove Director. Strike “vice-chairman.” Add “Vice Chair.”
- 93-65(A). Add “who must be on site or available during normal business hours.”
- 93-65(B). Strike existing language. Replace with “No individual may be the administrator of more than one (1) nursing home.”
- 93-65(B)(1). Strike existing language. Replace with “An individual may serve as the administrator of multiple Community Residential Care Facilities so long as all of the facilities served are within a forty-mile radius of one another.”
- 93-65(B)(2)-(4). Strike existing language.
- 93-70(A). Add “for licensure but in no way limits the Board from determining that any other combination of education and experience is also acceptable for consideration for licensure by the Board.”
- 93-70(A)(1). Strike “NAB.” Add “National Association of Long Term Care Administrator Boards (NAB).” Strike “and” and add “or.” Add Health Services Executive. Add parentheses. Add semi-colon and strike period.
- 93-70(A)(2). No change.
- 93-70(A)(2)(a). Add (2).
- 93-70(A)(2)(b). Strike “and” and add “or.”
- 93-70(A)(3). Add “For a dual licensed nursing home and community residential care facility administrator a validation by NAB as meeting the minimum education or experience requirements to be a qualified HSE.”
- 93-70(B). Replace “an” with “a.” Add licensed. Strike “of a facility licensed under this article including, but not limited to, nursing homes and community residential care facilities.” Add “an” and “license.” Add “based on the results of a person’s criminal history in accordance with S.C. Code Section 40-1-140.” Strike “where the results of the check meet the misconduct provisions of these regulations.”
- 93-70(C). No change.
- 93-70(D). Add “directly related to the practice of administration of nursing homes and/or community residential care facilities.” Strike involving moral turpitude.
- 93-75. New section on Health Services Executive Qualification.
- 93-75(A). Establishing HSE designation.
- 93-75(B)(1)-(2). Establishing qualifications for HSE.
- 93-75(C). Describing competency requirements for HSE.
- 93-75(D). HSE qualification does not grant additional privilege to practice as a license dual NHA and CRCFA.
- 93-80. Replace Training with Residency. Add “(AIR).”
- 93-80(A). Replace “AIT” with “administrator in residency (AIR).” Capitalize “B” in “Board.” Add “No credit shall be given for any AIR program should the participant fail to obtain the necessary degree for licensure within twelve (12) months of completion of the AIR program.”
- 93-80(A)(1). Replace AIT with AIR.
- 93-80(A)(1)(a). Replace AIT with AIR. Replace AIT internship with AIR program. Add (6).
- 93-80(A)(1)(b). Replace AIT with AIR. Replace AIT internship with AIR program. Add (9).
- 93-80(A)(1)(c). Add “For nursing home administrator AIR participants with an Associate’s degree, the duration of an AIR program shall be twelve (12) months.
- 93-80(A)(2). Replace AIT with AIR.
- 93-80(A)(2)(a). Replace AIT with AIR. Replace AIT internship with AIR program. Add (3).
- 93-80(A)(2)(b). Replace AIT with AIR. Replace AIT internship with AIR program. Add (6).
- 93-80(A)(2)(c). Replace AIT with AIR. Replace AIT internship with AIR program. Add (9).
- 93-80(A)(3). Add education requirements for dual AIR candidates.

- 93-80(A)(3)(a). Add AIR program duration of 7 months for dual with Baccalaureate degree or higher in healthcare.
- 93-80(A)(3)(b). Add AIR program duration of 10 months for dual with Baccalaureate degree or higher in degree other than healthcare.
- 93-80(A)(3)(c). Add AIR program duration of 13 months for dual with Associate's degree.
- 93-80(A)(4). Add provision granting Board discretion to determine that other combinations of education and experience qualifies an AIR participant for a specific AIR program.
- 93-80(B). Replace AIT with AIR. Replace AIT training with AIR program. Add (1). Replace AIT with AIR participant. Add sentence regarding Board's discretion in awarding continuing education credit to preceptor and participant if program is terminated.
- 93-80(C). Add AIR. Capitalize "b" in "Board." Replace AIT with AIR candidate. Add "relationship." Add "on a Board-approved form." Strike "The preceptor shall not train an employer or supervisor." Add "A preceptor may supervise up to two (2) AIR participants concurrently."
- 93-80(D). No change.
- 93-80(D)(1). Add "as a nursing home administrator, a community residential care facility administrator, or a dual licensed administrator based upon the AIR program the preceptor plans to supervise;"
- 93-80(D)(2). No change.
- 93-80(D)(3)(a). Replace uppercase N, H, and A with lowercase letters in "Nursing Home Administrator." Add (3). Strike "a". Add "currently." Add "as a." Add a comma. Replace "the" with "a". Add "South Carolina". Replace "Department of Health and Environmental Control" with "Department of Health."
- 93-80(D)(3)(b). Replace uppercase CRCFA with lowercase letters in "Community Residential Care Facility Administrator." Add (2). Strike "a". Add "currently." Add "as a." Add a comma. Strike "with at least 24 beds." Add "South Carolina". Replace "Department of Health and Environmental Control" with "Department of Health."
- 93-80(D)(3)(c). New section on dual licensed administrator preceptor requirements for AIR program.
- 93-80(E). Move "with the Board." Replace "an" with "a." Add section regarding preceptor permitting and renewal. Strike "or renew".
- 93-80(F). Replace "shall" with "may." Add "(2)." Replace "AIT" with "AIR." Add "the preceptor shall not train an employer or supervisor."
- 93-80(G). Replace "AIT" with "AIR participant." Add "for the residency."
- 93-80(H). Move "in the facility." Replace "a current checklist" with "documentation." Replace "AIT" with "AIR program as required by the Board." Replace "On" with "Upon."
- 93-80(I). Replace AIT with AIR. Add "must be submitted within thirty (30) days of completion of the AIR program and". Add "Upon completion of the AIR program, participants have one (1) year to apply for licensure and take the Board-approved examination." Replace AIT with AIR participant or "AIR participant's". Add "must be submitted within thirty (30) days of completion of the AIR program and." Add "Upon completion of the AIR program, participants have one (1) year to apply for licensure and take the Board-approved examination."
- 93-80(J). Add "or its designee." Replace AIT with AIR. Add "concludes". Add comma. Replace AIT with AIR candidate. Replace "comply with section (B) upon recommencement of the" with "receive approval from the Board or its designee to continue the." Add "with a new preceptor."
- 93-80(K). Replace AIT with AIR. Replace AIT with AIR candidate.
- 93-80(L). Replace AIT with AIR.
- 93-80(L)(1). Replace AIT with AIR participant. Replace "R.93.70(A)(1) with South Carolina Code Ann. Section 40-35-40(A)(4)."
- 93-80(L)(2). Replace AIT with AIR participant. Replace "R. 93-70(A)(2)" with "South Carolina Code Ann. Section 40-35-40(B)(4)."
- 93-80(L)(3). Add new section providing that dual licensure AIR candidate is not required to complete qualifying work experience to apply for licensure as a dual administrator.
- 93-80(M). Add new section prohibiting leaving AIR participate in sole charge of nursing home or community residential care facility and consequences for violation.
- 93-80(N). Add new section for preceptor continuing education credit.
- 93-100(A). Add "Long Term Health Care Administrators Practice." Remove "[and Fee Schedule]" from title.
- 93-100(B). No change.

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93-110(A). Replace “by” with “through.”

93-110(A)(1). Replace “will” with “must.” Strike “the Boards of Examiners for.” Add “Boards.” Move “South Carolina.”. Replace Health and Environmental Control” with “Public Health.” Replace uppercase N and H with lower case letters for “nursing homes.”

93-110(A)(2) Replace uppercase C, R, C, F, and A with lower case letters for “community residential care facility administrators.” Strike “the National Association of the Boards of Examiners for Long Term Care Administrators. Move “South Carolina”. Replace “Health and Environmental Control” with “Public Health.” Replace uppercase C, R, C, and F with lower case letters for “community residential care facilities.”

93-110(A)(3). Add new section stating dual licensed administrator applicants will sit for both national exams and the South Carolina exam.

93-110(B). Strike “nursing home.” Add parentheses around “s”. Add “with passing scores to be determined by NAB.” Replace “a State examination” with “the South Carolina examination(s)”. Replace lower case “b” for an uppercase “B” on “Board.” Replace “at” with “with.”

93-110(C). Strike language.

93-110(D). Re-letter as C. Replace “grade levels” with “examination scores.”

93-110(E). Re-letter as D. Replace “A” with “An.” Strike “nursing home administrator.” Strike “who is sitting for the first time for both the national and South Carolina portions of the examination and.” Replace “in” with “on.” Replace “either portion” with “any portion of the national or South Carolina portions of the examination(s).” Add “(s)” to “portion.” Strike “during the next scheduled examination.” Strike “Credit for passing either portion of the examination may be extended upon the approval of the Board.”

93-110(F). Strike all.

93-110(G). Re-letter as E. Replace “the” with “an”. Add (3). Add “or its designee.” Replace “pursue licensure” with “reexamined.” Add “An applicant desiring to be reexamined must submit an application on a form approved by the Board along with the required reexamination fee. The Board may, at its discretion, require the applicant to complete remedial coursework, exam study programs, or similar activities prior to granting the applicant the opportunity to take an examination for the fourth or subsequent time.”

93-120(A). Replace uppercase N, H, and A in “Nursing Home Administrator” with lower case letters. Replace uppercase C, R, C, and A in “Community Residential Care Facility Administrator” with lower case letters. Add “dual licensed administrator.” Replace upper case D in “Dual” and “license” with “licensed.” administrator.

93-120(B). No change.

93-130(A). Strike “caused by the death of an administrator, departure of an administrator, or similar event.” Replace “S.C.” with “South Carolina.” Add “required.” Strike comma. Add “s” to “examination.”

93-130(B). Replace “letter from” with “an.” Strike “from,” “an officer of,” and “states.”

93-130(B)(1). No change.

93-130(B)(2). Add “and.”

93-130(B)(3). Add comma. Add period and delete semi-colon.

93-130(C). Strike “letter of.” Replace “licensure” with “license.”

93-130(D). Add South Carolina before Department. Replace “Health and Environmental Control” with “Public Health.”

93-130(E). Add “ninety” and parentheses. Replace “issue” with “issuance.” Strike “or upon the issue of an initial license, whichever occurs first.” Replace “A” with “One.” Add “a ninety (90) day” and “of the provisional license may be granted by the Board.” Add “of the provisional license.” Strike “an office of.” Add “No additional extensions may be granted.”

93-130(E)(1)-(3). No change.

93-130(F). Add “(2).”

93-130(G). Move current section I to be section G.

93-130(G). Re-letter to H. Remove “at.” Add “and may not be extended.”

93-130(H). Re-letter to I. Add (2). Replace uppercase N, H, and A in “Nursing Home Administrator” with lower case letters. Replace uppercase C, R, C, F, and A in “Community Residential Care Facility Administrator” with lower case letters. Replace upper case D and A in “Dual Administrator” with lower case letters.

93-130(I). Moved to be section G.

93-140. Add a process for licensure by endorsement.

93-150. Replace “Inactive or Retired Status License” with “Temporary Inactive Status; Reactivation of License” in title.

93-150(A). Replace uppercase “B” in “Board” with lowercase letter.

93-150(B). Remove “or retired.”

93-150(C). Add “renewal in”. Strike “or retired.” Replace uppercase “B” in “Board” with lowercase letter. Add “associated.” Strike “for inactive or retired status renewal.”

93-150(D). Strike.

93-150(E). Re-letter as D. Replace “inactive” with “license that has been in inactive status for less than three (3) years.” Replace uppercase “B” in “Board” with lowercase letter. Remove comma. Add “completion of.” Replace “annual” with “required.” Replace “educational” with “education.” Strike “requirements.” Strike “year.” Add “biennial renewal cycle.” Strike remaining text and replace with “The application must be approved, and the license must be placed in active status, prior to the licensee assuming an administrator role in a nursing home or community residential care facility in the State.”

93-150(F). Re-letter as E. Strike “the applicant.” Strike “or retired. Replace “five (5)” with “three (3).” Strike “the board may require.” Replace “licensee” with “must resubmit an initial application for licensure and retake and.” Strike “to.” Replace “national and state” with “applicable” and add parentheses around the “s” for “examination.” Strike “approved by the board in lieu of or in addition to completing the required continuing education.” Add “Proof of completion of continuing education during the inactive period of three (3) years or more is not required for reactivation.”

93-160(A). Add a comma. Strike “or a.” Add “or dual licensed administrator.” Add a comma and strike “or.” Replace period with a comma and add “Dual Licensed Administrator.” Add “nursing home administrator, a community residential care facility administrator, or a dual licensed administrator.” Strike “Nursing Home Administrator or a Community Residential Care Facility Administrator.”

93-160(B). No change.

93-170(A). Replace uppercase N, H, and A in “Nursing Home Administrator” with lower case letters. Strike “or.” Replace uppercase C, R, C, F, and A in “Community Residential Care Facility Administrator” with lower case letters. Add “,or dual licensed administrator.”

93-170(B). Replace upper case “A” in “Administrator” with lower case letter. Add “t” to “he” to create “the.” Add licensee. Add (1). Add “and must be made available to the Board upon request”.

93-200. Replace “Relicensure” in the title with “Licensure Renewal.”

93-200(A). Add “credits.” Add “R” for regulation. Strike G and replace with C. Add “in accordance with the provisions of this regulation.

93-200(B). No change.

93-200(B)(1). Strike “or professional society.”

93-200(B)(2). No change.

93-200(B)(3). Replace uppercase B in “Board” with lowercase letter.

93-200(C). Replace “The board shall establish methods, procedures, and criteria for approving programs of continuing education.” With “The continuing education course shall meet the following criteria for approval:” Add list of requirements for continuing education course approval.

93-200(D). Add “or community residential care facility.” Change “twenty (20)” to “forty (40).” Replace “relicensure” with “each biennial renewal. Strike “cycle” and the remainder of that sentence as well as the entire next sentence. Add “A dual licensed administrator must have fifty (50).” Add “for each biennial renewal cycle.” Strike the remainder of that sentence. Add “Continuing education credits are only awarded in whole-hour increments (e.g. 3.75 hour program = 3 credit hours).”

93-200(E). Add “A maximum of ten (10).” Replace uppercase C, E and H with lowercase letters in “continuing education hours.” Replace lowercase “b” with uppercase “B” in “Board.” Strike “in their entirety.”

93-200(F). New section on biennial licensure.

93-200(F)(1). New section on first year of biennial licensure cycle.

93-200(F)(2). New section on second year of biennial licensure cycle.

93-200(G). Former section F, re-letter to be section G.

93-200(G)(1). No change.

93-200(G)(1)(a). Add “ming” to “Program.” Replace uppercase L and I in “Live Instruction” with lowercase letters.

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- 93-200(G)(1)(b). Add “ming” to Program. Replace uppercase L and I in “Live Instruction” with lowercase letters.
- 93-200(G)(1)(c). Replace uppercase L and I in “Live Instruction” with lowercase letters.
- 93-200(G)(2) . Strike colon and uppercase “A.” Add “is a.”
- 93-200(G). Strike.
- 93-200(H). New section on Board process for auditing of approved continuing education programs.
- 93-210(A). Add “,along.” Replace “annual” with “biennial.”
- 93-210(B). Add “(1).” Add “along with the required fee.” Strike “either.” Replace “year” with “biennial renewal period.” Strike “or retake the national and state examinations.”
- 93-210(C). Add new section on lapsed license period.
- 93-220(A). No change.
- 93-220(B). Replace “Health and Environmental Control” with “Public Health.”
- 93-220(C). No change.
- 93-220(D). Replace period with comma. Replace “The Department may request in writing that the administrator file a written response to the initial complaint” With “including filing a written response to the complaint.”
- 93-220(E). No change.
- 93-220(F). Strike.
- 93-230. Strike existing language and replace with “The Board may cancel, fine, suspend, or revoke the license of, or otherwise restrict the practice of, an administrator who engages in misconduct, including but not limited to:”
- 93-230(1)-(13). No change.
- 93-230(14). Add “directly related to licensure as a nursing home administrator or community residential care facility administrator.” Strike “involving moral turpitude.” Add “where the Board has probable cause to believe that continued practice as a nursing home administrator or community residential care facility administrator by the licensee constitutes harm to the safety, health or welfare of the patients in a nursing home or community residential care facility.” Strike “to be commenced upon the conviction or the entry of the plea of guilty or nolo contendere.” Replace “the filing of a certificate” with “submission to the Board evidence”. Strike “the” and replace lowercase “r” with uppercase “R” on reinstatement. Strike last sentence.
- 93-240(A). Add (30).
- 93-240(B). No change.
- 93-250(A). No change.
- 93-250(B). Remove comma. Add hyphen to “cross-examine.” Replace “in” with “on.”
- 93-250(C). No change.
- 93-250(D). No change.
- 93-250(E). No change.
- 93-250(E)(1). No change.
- 93-250(E)(2). No change.
- 93-250(E)(3). No change.
- 93-250(E)(4). No change.
- 93-250(E)(5). No change.
- 93-250(E)(6). Replace period with semi-colon and add “or”.
- 93-250(E)(7). Add “Otherwise discipline the licensee in a manner the Board deems appropriate.”
- 93-260(A). No change.
- 93-260(B). No change.
- 93-260(C). No change.

A Notice of Drafting was published in the *State Register* on June 27, 2025.

Notice of Public Hearing and Opportunity for Public Comment:

Should a hearing be requested pursuant to Section 1-23-110(A)(3) of the 1976 Code, as amended, such a hearing will be conducted at the Administrative Law Court at 10:00 AM on December 10, 2025. Written comments may be directed to Patrice Deas, Board Executive, Board of Long Term Health Care Administrators,

South Carolina Department of Labor, Licensing and Regulation, Post Office Box 11329, Columbia, South Carolina 29211-1289, no later than November 24, 2025. If qualifying requests pursuant to Section 1-23-110(A)(3) are not timely received, the hearing will be canceled.

Preliminary Fiscal Impact Statement:

There will be no cost incurred by the State or any of its political subdivisions for these regulations.

Statement of Need and Reasonableness:

The regulations are both necessary and reasonable in that they will update terminology, particularly the Administrator-in-Training program which is now referred to as the Administrator in Residency. They will further flesh out licensure requirements for Dual Nursing Home and Community Residential Care Facility Administrator applicants and establish qualification for the Health Services Executive designation. Licensure by endorsement, licenses in an inactive status, and lapsed license requirements are clarified. The regulations are further updated to reflect biennial licensure, including its impact on continuing education hour requirements.

DESCRIPTION OF REGULATION:

Purpose: The proposed regulations would update terminology, particularly the Administrator-in-Training program which is now referred to as the Administrator in Residency. They would further flesh out licensure requirements for Dual Nursing Home and Community Residential Care Facility Administrator applicants and establish qualification for the Health Services Executive designation. Licensure by endorsement, licenses in an inactive status, and lapsed license requirements are clarified. The regulations are further updated to reflect biennial licensure, including its impact on continuing education hour requirements.

Legal Authority: S.C. Code Sections 40-1-70 and 40-35-60.

Plan for Implementation: The revised regulations will take effect upon approval by the General Assembly and upon publication in the State Register. LLR will notify licensees of the revised regulation and post the revised regulations on the agency's website.

DETERMINATION OF NEED AND REASONABLENESS OF THE PROPOSED REGULATION BASED ON ALL FACTORS HEREIN AND EXPECTED BENEFITS:

The proposed regulations are both reasonable and necessary in that they will update terminology, particularly the Administrator-in-Training program which is now referred to as the Administrator in Residency. They will further flesh out licensure requirements for Dual Nursing Home and Community Residential Care Facility Administrator applicants and establish qualification for the Health Services Executive designation. Licensure by endorsement, licenses in an inactive status, and lapsed license requirements are clarified. The regulations are updated to reflect biennial licensure, including its impact on continuing education hour requirements.

DETERMINATION OF COSTS AND BENEFITS:

There is no cost incurred by the state for the promulgation of these regulations.

UNCERTAINTIES OF ESTIMATES:

There are no uncertainties of estimates concerning the regulations.

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EFFECT ON ENVIRONMENT AND PUBLIC HEALTH:

These regulations will have no effect on the environment. These regulations contribute to the Department's function of protecting the public health in the state.

DETRIMENTAL EFFECT ON THE ENVIRONMENT AND PUBLIC HEALTH IF THE REGULATION IS NOT IMPLEMENTED:

There will be no detrimental effect on the environment of this State if these regulations are not implemented. These regulations contribute to the Department's function of protecting the public health in the state.

Statement of Rationale:

The updated regulations will amend terminology, particularly the Administrator-in-Training program which is now referred to as the Administrator in Residency. They will further flesh out licensure requirements for Dual Nursing Home and Community Residential Care Facility Administrator applicants and establish qualification for the Health Services Executive designation. Licensure by endorsement, licenses in an inactive status, and lapsed license requirements are clarified. The regulations are further updated to reflect biennial licensure, including its impact on continuing education hour requirements.

Text:

The full text of this regulation is available on the South Carolina General Assembly Home Page: <http://www.scstatehouse.gov/regnsrch.php>. Full text may also be obtained from the promulgating agency.

Document No. 5421
DEPARTMENT OF LABOR, LICENSING AND REGULATION
STATE BOARD OF NURSING
CHAPTER 91

Statutory Authority: 1976 Code Sections 40-1-70, 40-33-10, 40-33-36, 40-33-37, 40-33-38, 40-33-41, and 40-33-70

91-32. Code of Ethics.

91-34. Limited Emergency License. (New)

Preamble:

The South Carolina Board of Nursing proposes to amend various sections of Chapter 91 of the South Carolina Code of State Regulations, including but not limited to, R.91-32 and add a regulation regarding limited emergency licenses.

Section-by-Section Discussion:

91-32. Strike 2015.

91-34. New section creating requirements for limited emergency license.

A Notice of Drafting was published on June 27, 2025.

Notice of Public Hearing and Opportunity for Public Comment:

Should a hearing be requested pursuant to Section 1-23-110(A)(3) of the 1976 Code, as amended, such a hearing will be conducted at the Administrative Law Court at 10:00 a.m. on December 15, 2025. Written

comments may be directed to Holly Beeson, Counsel to the Office of Communications and Governmental Affairs, Department of Labor, Licensing and Regulation, 110 Centerview Drive, Columbia, South Carolina 29210, no later than 5:00 p.m., November 24, 2025. If a qualifying request pursuant to Section 1-23-110(A)(3) is not timely received, the hearing will be canceled.

Preliminary Fiscal Impact Statement:

There will be no cost incurred by the State or any of its political subdivisions.

Statement of Need and Reasonableness:

The Board of Nursing has determined it is both reasonable and necessary to update two of its regulations. First, the Board is removing the year 2015 reflecting the version of the Code of Ethics adopted by the Board. By removing the year, the Board eliminates confusion for its licensees, ensuring they follow the current version of the Code unless the Board amends its regulations in the future to state otherwise. The Board is also codifying a Limited Emergency License (LEL), available in the event the Governor of South Carolina declares a state of emergency. This temporary license allows qualified nurses to practice in the State of South Carolina for a limited period of time following the declaration of an emergency. The Board establishes minimum qualifications for licensure and requires the nurses to work only for the employer who has obtained their limited emergency license to ensure the safety of the public, but reduces the burden associated with full licensure so that nurses can move into the state quickly in the event there is an urgent need for their services.

DESCRIPTION OF REGULATION:

Purpose: To clarify the version of the Code of Ethics nurses licensed in this state should follow and to establish a limited emergency license that is available when the Governor declares a State of Emergency.

Legal Authority: 1976 Code Sections 40-1-70, 40-33-10, 40-33-36, 40-33-37, 40-33-38, 40-33-41, and 40-33-70.

Plan for Implementation: The new regulation will take effect upon approval by the General Assembly and upon publication in the State Register. LLR will notify licensees of the new regulation and post the revised regulation on the agency's web site.

DETERMINATION OF NEED AND REASONABLENESS OF THE PROPOSED REGULATION BASED ON ALL FACTORS THEREIN AND EXPECTED BENEFITS:

The regulation is reasonable in that it clarifies the version of the Code of Ethics to which nurses licensed in this state must adhere, ensuring the language therein is current and applicable. The regulation also is necessary in that it creates a limited emergency license to allow qualified nurses to travel to this state to serve the citizens in the event of a State of Emergency.

DETERMINATION OF COSTS AND BENEFITS:

There is no cost incurred by the state for this regulation but the public benefits from access to the services of licensed nurses during a State of Emergency in the event this state's nurses needed additional resources.

UNCERTAINTIES OF ESTIMATES:

There are no uncertainties of estimates concerning the regulation.

EFFECT ON ENVIRONMENT AND PUBLIC HEALTH:

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This regulation will have no effect on the environment. This regulation contributes to the board's function of protecting public health in the state of South Carolina.

DETRIMENTAL EFFECT ON THE ENVIRONMENT AND PUBLIC HEALTH IF THE REGULATION IS NOT IMPLEMENTED:

There will be no detrimental effect on the environment and public health of this State if this regulation is not implemented.

Statement of Rationale:

This regulation is added in conformance with the current Board of Nursing Practice Act.

Text:

The full text of this regulation is available on the South Carolina General Assembly Home Page: <http://www.scstatehouse.gov/regnsrch.php>. Full text may also be obtained from the promulgating agency.

Document No. 5422
DEPARTMENT OF LABOR, LICENSING AND REGULATION
STATE BOARD OF PHARMACY
CHAPTER 99

Statutory Authority: 1976 Code Sections 40-1-70, 40-1-77(I), 40-43-30(8), 40-43-60(D)(5) and (8),
40-43-83(C), 40-43-86(CC)(2)(a), and 40-43-150

99-43. Facility Permit Classifications.
99-48. Compounding Generally. (New)

Preamble:

The South Carolina Board of Pharmacy proposes amending and repealing various sections of Chapter 99, to include but not be limited to an amendment required to conform to H.3592, which passed during the 2024 legislative session and an amendment to R.99-43 to add permitting requirements for resident and non-resident Contract Manufacturers. The Board further proposes adding a regulation regarding obtaining orders of evaluation in disciplinary investigations.

Section-by-Section Discussion:

99-43A-B. No change.

99-43C. No change.

99-43D(1). Strike sterile. Add "products at one geographic location or address who wishes to sell, dispense, transfer, or distribute non-patient specific compounded products in this State, and all outsourcing facilities must. Strike "which has elected to" register with the U.S. Food and Drug Administration as a 503B outsourcing facility. Strike "To obtain a permit as an outsourcing facility, a facility must hold, or concurrently apply for, a South Carolina Pharmacy or Manufacturer Permit, whether or not the facility is located in South Carolina."

99-43D(1)(a). Add quotations around Outsourcing Facility and make Facility plural. Add "must establish and maintain compliance with section 503B of the Food, Drug, Cosmetic Act (FD&C Act) and the FDA's current Good Manufacturing Practice (cGMP) requirements in section 501(a)(2)(B) of the FD&C Act pursuant to 21 CFR Parts 210 and 211". Strike "means a facility at one geographic location or address that."

99-43(D)(1)(b). Add (b). Add "An outsourcing facility dispensing patient specific prescriptions in this State must also be permitted as a South Carolina Pharmacy" and strike (a), (b) and (c).

- 99-43(D)(2). Strike “To obtain a Resident” before “Outsourcing Facility Permit”. Add “applicants must provide the following” replacing “an applicant locate in South Carolina must:”
- 99-43(D)(2)(a). Strike “submit a” and add (s) to “application” and “form”. Replace “in” with “on”.
- 99-43(D)(2)(b). Strike “undergo an inspection by the Board in which the applicant demonstrates that it is in compliance with the applicable provisions of the Practice Act.” Replace with “the name, title and active South Carolina pharmacist license number for the designated Pharmacist-in-Charge.”
- 99-43(D)(2)(c). Add (c). Add (i) through (x) within (c) and identify policies and procedures for specific topics the facility must provide.
- 99-43(D)(2)(d). Add (d) stating that applicant must submit a finished product label demonstrating compliance with applicable federal requirements.
- 99-43(3). Strike “To obtain a Non-Resident Outsourcing Facility Permit, an applicant located outside of South Carolina must”. And replace with “In addition to requirements of Reg. 99-43(D)(2), applicants physically located in this State must also undergo an inspection by the Board in which the applicant demonstrates that it is in compliance with the applicable laws of this State.”
- 99-43(4). Add “In addition to Reg. 99-43(D)(2) and applicable laws of this State, applicants physically located outside of this State must submit the following:”
- 99-43(4)(a). Strike existing language except for “application” and replace with, “upon initial” preceding it.
- 99-43(4)(a)(i). Renumber. Replace “pharmacy” with “outsourcing facility”. Add a semi-colon after “(if applicable)”.
- 99-43(4)(a)(ii). Renumber and add “and”.
- 99-43(4)(a)(iii). Renumber. Add “establishment” following FDA. Add “and any warning letter issued” and “and” at the end of the statement.
- 99-43(4)(a)(iv). Add “one of which must demonstrate at least six months of operation” and strike “and”.
- 99-43(4)(b). Strike all and replace with “upon renewal”.
- 99-43(4)(b)(i). Add “a copy of all reports from operational inspections conducted within the last two years.”
- 99-43(5). Add new section regarding compounded or repackaged drug products obtained from outsourcing facilities, (a)-(b).
- 99-43(6). Add new section identifying three occurrences when PIC should notify Board, (a)-(c).
- 99-43E-L. No change.
- 99-48. New section on compounding.

The Notice of Drafting was published in the *State Register* on June 27, 2025.

Notice of Public Hearing and Opportunity for Public Comment:

Should a hearing be requested pursuant to Section 1-23-110(A)(3) of the 1976 Code, as amended, such a hearing will be conducted at the Administrative Law Court at 10:00 A.M. on December 16, 2025. Written comments may be directed to Kayce Shealy, Chief Drug Inspector and Board Executive, Board of Pharmacy, South Carolina Department of Labor, Licensing and Regulation, Post Office Box 11329, Columbia, South Carolina 29211-1289, no later than 5:00 p.m., November 24, 2025. If a qualifying request pursuant to Section 1-23-110(A)(3) is not timely received, the hearing will be canceled.

Preliminary Fiscal Impact Statement:

There will be no cost incurred by the State or any of its political subdivisions for these regulations.

Statement of Need and Reasonableness:

The proposed regulations are both necessary and reasonable in that they clarify and implement recently-passed legislation and establish temporary standards to which compounding pharmacies must adhere until such time as permanent ones are in place.

DESCRIPTION OF REGULATION:

64 PROPOSED REGULATIONS

Purpose: The proposed regulations are both necessary and reasonable in that they clarify and implement recently passed legislation and establish temporary standards to which compounding pharmacies must adhere until such time as permanent ones are in place.

Legal Authority: 1976 Code Sections 40-1-70, 40-1-77(I), 40-43-30(8), 40-43-60(D)(5) and (8), 40-43-83(C), 40-43-86(CC)(2)(a), and 40-43-150.

Plan for Implementation: The revised regulations will take effect upon approval by the General Assembly and upon publication in the State Register. LLR will notify permittees of the revised regulation and post the revised regulations on the agency's website.

DETERMINATION OF NEED AND REASONABLENESS OF THE PROPOSED REGULATION BASED ON ALL FACTORS HEREIN AND EXPECTED BENEFITS:

The proposed regulations are both necessary and reasonable in that they clarify and implement recently-passed legislation and establish temporary standards to which compounding pharmacies must adhere until such time as permanent ones are in place.

DETERMINATION OF COSTS AND BENEFITS:

There is no cost incurred by the state for the promulgation of these regulations.

UNCERTAINTIES OF ESTIMATES:

There are no uncertainties of estimates concerning the regulations.

EFFECT ON ENVIRONMENT AND PUBLIC HEALTH:

These regulations will have no effect on the environment.

DETRIMENTAL EFFECT ON THE ENVIRONMENT AND PUBLIC HEALTH IF THE REGULATION IS NOT IMPLEMENTED:

If these regulations are not implemented, there is a potential danger to the public health as pharmacies could dispense contaminated drugs or drugs that have are more potent or less potent than necessary to treat the conditions for which they are prescribed. This could lead to adverse drug reactions, infections and death.

Statement of Rationale:

The updated regulations will clarify and implement recently-passed legislation and establish temporary standards to which compounding pharmacies must adhere until such time as permanent ones are in place.

Text:

The full text of this regulation is available on the South Carolina General Assembly Home Page: <http://www.scstatehouse.gov/regnsrch.php>. Full text may also be obtained from the promulgating agency.

Document No. 5425

**DEPARTMENT OF LABOR, LICENSING AND REGULATION
BOARD OF EXAMINERS IN SPEECH/LANGUAGE PATHOLOGY AND AUDIOLOGY
CHAPTER 115**

Statutory Authority: 1976 Code Sections 40-1-70, 40-67-70, 40-67-220(F), and 40-67-260(D)

115-2. Speech-Language Pathology Assistants.

Preamble:

The South Carolina Board of Examiners in Speech-Language Pathology and Audiology proposes to amend its regulations to include, but not be limited to, changes related to licensure requirements for Speech Language Pathology Assistants.

Section-by-Section Discussion:

Title of Chapter. Remove the slash between “Speech” and “Language” and replace it with a hyphen.

115-2(A). No change.

115-2(A)(1), (2). No change.

115-2(A)(3). Add “or its equivalent”.

115-2(A)(4). No change.

115-2(B). Add “a curriculum that the Board determines is substantially equivalent”.

115-2(B)(1)-(5). No change.

115-2(C)-(K). No change.

The Notice of Drafting was published in the *State Register* on August 22, 2025.

Notice of Public Hearing and Opportunity for Public Comment:

Should a hearing be requested pursuant to Section 1-23-110(A)(3) of the 1976 Code, as amended, such a hearing will be conducted at the Administrative Law Court at 10:00 a.m. on December 18, 2025. Written comments may be directed to Mack Williams, Board Executive, Board of Examiners in Speech-Language Pathology and Audiology, South Carolina Department of Labor, Licensing, and Regulation, Post Office Box 11329, Columbia, South Carolina 29211-1289, no later than 5:00 p.m., November 24, 2025. If a qualifying request pursuant to Section 1-23-110(A)(3) is not timely received, the hearing will be canceled.

Preliminary Fiscal Impact Statement:

There will be no cost incurred by the State or any of its political subdivisions for these regulations.

Statement of Need and Reasonableness:

The Board of Speech-Language Pathology and Audiology has determined it is both reasonable and necessary to amend its regulations to remove language that is inconsistent with the statutory requirements for licensure in this state. Existing language prescribed a pathway to licensure that would allow an applicant to be licensed as a Speech-Language Pathology Assistant (SLP-A) without having first obtained a bachelor’s degree. S.C. Code Section 40-67-220(F), however, expressly requires that an SLP-A earn a bachelor’s degree to be licensed, therefore the regulation has exceeded the requirements of statute and should be amended. The Board also seeks to correct a scrivener’s error in the title of the chapter by removing a slash and replacing it with a hyphen in the Board name.

DESCRIPTION OF REGULATION:

66 PROPOSED REGULATIONS

Purpose: The Board of Speech-Language Pathology and Audiology proposes to remove the reference to allowing for South Carolina licensure as a Speech-Language Pathology Assistant in a manner that is inconsistent with S.C. Code Section 40-67-220(F) which requires a SLP-A to have earned a bachelor's degree.

Legal Authority: 1976 Code Sections 40-1-70, 40-67-70, 40-67-220(F), and 40-67-260(D).

Plan for Implementation: The revised regulations will take effect upon approval by the General Assembly and upon publication in the State Register. LLR will notify licensees of the revised regulation and post the revised regulations on the agency's website.

DETERMINATION OF NEED AND REASONABLENESS OF THE PROPOSED REGULATION BASED ON ALL FACTORS HEREIN AND EXPECTED BENEFITS:

The Board of Speech-Language Pathology and Audiology has determined it is both reasonable and necessary to amend its regulations to remove language that is inconsistent with the statutory requirements for licensure in this state. Existing language prescribed a pathway to licensure that would allow an applicant to be licensed as a Speech-Language Pathology Assistant (SLP-A) without having first obtained a bachelor's degree. S.C. Code Section 40-67-220(F), however, expressly requires that an SLP-A earn a bachelor's degree to be licensed, therefore the regulation has exceeded the requirements of statute and it is therefore necessary that the Board amend it. The Board also offers that it is both reasonable and necessary to remove a slash in the Board's name appearing in the title of the chapter and to replace it with a hyphen as that is how the Board is referenced throughout the statute.

DETERMINATION OF COSTS AND BENEFITS:

There is no cost incurred by the state for the promulgation of these regulations.

UNCERTAINTIES OF ESTIMATES:

There are no uncertainties of estimates concerning the regulations.

EFFECT ON ENVIRONMENT AND PUBLIC HEALTH:

These regulations will have no effect on the environment.

DETRIMENTAL EFFECT ON THE ENVIRONMENT AND PUBLIC HEALTH IF THE REGULATION IS NOT IMPLEMENTED:

There will be no detrimental effect on the environment and public health of this State if these regulations are not implemented.

Statement of Rationale:

The Board of Speech-Language Pathology and Audiology has determined it is both reasonable and necessary to amend its regulations to remove language that is inconsistent with the statutory requirements for licensure in this state. Existing language prescribed a pathway to licensure that would allow an applicant to be licensed as a Speech-Language Pathology Assistant (SLP-A) without having first obtained a bachelor's degree. S.C. Code Section 40-67-220(F), however, expressly requires that an SLP-A earn a bachelor's degree to be licensed, therefore the regulation has exceeded the requirements of statute and should be amended. The Board also seeks to correct a scrivener's error in the title of the chapter by removing a slash and replacing it with a hyphen in the Board name.

Text:

The full text of this regulation is available on the South Carolina General Assembly Home Page: <http://www.scstatehouse.gov/regnsrch.php>. Full text may also be obtained from the promulgating agency.

Document No. 5414
PUBLIC SERVICE COMMISSION
 CHAPTER 103
 Statutory Authority: 1976 Code Section 58-3-140

103-833. Written Interrogatories and Request for Production of Documents and Things.

Preamble:

The Public Service Commission proposes to amend Regulation 103-833, which relates to discovery and written interrogatories and requests for production of documents and things, to state with specificity that Rule 26 of the South Carolina Rules of Civil Procedure (General Provisions Governing Discovery) governs material that is discoverable and material that is not discoverable.

The proposed amendment will require legislative review.

Section-by-Section Discussion:

103-833. This section is amended to reference the South Carolina Rules of Civil Procedure and to state with specificity that Rule 26 of the South Carolina Rules of Civil Procedure (General Provisions Governing Discovery) govern material that is discoverable and material that is not discoverable.

The Notice of Drafting was published in the *State Register* on August 22, 2025.

Notice of Public Hearing and Opportunity for Public Comment:

Interested persons may submit comment(s) on the proposed amendment to the Public Service Commission of South Carolina, Clerk's Office, 101 Executive Center Drive, Suite 100, Columbia, South Carolina 29210, and interested persons may file comments using the methods outlined in Commission Order No. 2019-748, including, but not limited to, filing comments via contact@psc.sc.gov. Please reference Docket No. 2024-146-A. To be considered, the Public Service Commission must receive comments by 4:45 p.m. on December 5, 2025.

The Public Service Commission will conduct a public hearing on the proposed amendment to its regulation on January 29, 2026, at 10:00 a.m. Interested members of the public and the regulated community are invited to make oral or written comments on the proposed regulation at the public hearing.

Preliminary Fiscal Impact Statement:

The Commission Staff does not anticipate additional costs to the state or its political subdivisions because of the amendment of Regulation 103-833.

Statement of Need and Reasonableness:

The statement of need and reasonableness was based on the Commission Staff's analysis pursuant to S.C. Code Ann. Sections 1-23-115(C)(1) through (3) and 1-23-115(C)(9) through (11).

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DESCRIPTION OF REGULATION:

The proposed amendment to Regulation 103-833 succinctly states with specificity that discoverable material and non-discoverable material is governed by Rule 26 of the South Carolina Rules of Civil Procedure (General Provisions Governing Discovery).

Purpose: The purpose for the proposed amendment to Regulation 103-833 is to include a specific reference to Rule 26 of the South Carolina Rules of Civil Procedure. Section A of Regulation 103-833 provides that material relevant to the subject matter in a pending proceeding may be discovered (or provided to the requestor) unless the material is (1) privileged; (2) hearing preparation working papers; or is (3) attorney work product prepared for the pending proceeding or in anticipation of litigation. To provide transparent guidance to the reader regarding discoverable material and material that is not discoverable, the amended regulation states that Rule 26 of the South Carolina Rules of Civil Procedure governs discoverable material and material that is not discoverable.

In general, South Carolina Rules of Civil Procedure Rule 26 states that parties may obtain discovery regarding any matter, not privileged. Rule 26(b)(3), as it relates to trial preparation materials that are not discoverable, provides, “[i]n ordering discovery of such materials when the required showing has been made, the court shall protect against disclosure of mental impressions, conclusions, opinions, or legal theories of an attorney or other representative of a party concerning the litigation.” Rule 26(b)(3), as it relates to discoverable materials, also states, in part, “[s]ubject to the provisions of subdivision (b)(4) of this rule, a party may obtain discovery of documents and tangible things otherwise discoverable under subdivision (b)(1) of this rule and prepared in anticipation of litigation or for the trial by or for another party or by or for that other party’s representative (including his attorney, consultant, surety, indemnitor, insurer, or agent) only upon a showing that the party seeking discovery has substantial need of the materials in the preparation of his case and that he is unable without undue hardship to obtain the substantial equivalent of the materials by other means.” If a party previously made a statement, Rule 26(b)(3) provides, “[a] party may obtain without the required showing a statement concerning the action or its subject matter previously made by that party.”

As it relates to Trial Preparation: Experts, Rule 26(b)(4)(B) provides, in part, “[a] party is not required to disclose nor produce an expert who was only consulted informally, or consulted and not retained or specially employed.”

Rule 26(b)(4)(D) covers Trial-Preparation Protection for Communications Between a Party’s Attorney and Expert Witnesses. This section provides, “Rule 26(b)(3) and Rule 26(b)(4)(A) protect communications between the party’s attorney and any witness designated as an expert, regardless of the form of the communications, including draft reports, except to the extent that the communications: (i) relate to compensation for the expert’s study or testimony; (ii) identify facts or data that the party’s attorney provided and that the expert considered in forming the opinions to be expressed; or (iii) identify assumptions that the party’s attorney provided and that the expert relied on in forming the opinions to be expressed.”

As it relates to Claims of Privilege or Protection of Trial Preparation Materials and Information Withheld, Rule 26(b)(5)(A) states, “[w]hen a party withholds information otherwise discoverable under these rules by claiming that it is privileged or subject to protection as trial preparation material, the party shall make the claim expressly and shall describe the nature of the documents, communications, or things not produced or disclosed in a manner that, without revealing the information itself privileged or protected, will enable other parties to assess the applicability of the privilege or protection.”

Rule 26(c) (Protective Orders) provides, in part, “[u]pon motion by a party or by the person from whom discovery is sought, and for good cause shown, the court in which the action is pending or alternatively, on matters relating to a deposition, the court in the circuit where the deposition is to be taken may make any order which justice requires to protect a party or person from annoyance, embarrassment, oppression or undue burden

by expense....” Also, “[i]f the motion for a protective order is denied in whole or in part, the court may, on such terms and conditions as are just, order that any party or person provide or permit discovery.” South Carolina Rules of Civil Procedure Rule 37 (Failure to Make or Cooperate in Discovery: Sanctions) covers motions filed by a party to compel discovery. “A party, upon reasonable notice to other parties and all persons affected thereby, may apply for an order compelling discovery....”

Legal Authority: 1976 Code Section 58-3-140.

Plan for Implementation: The proposed change will take effect upon approval by the South Carolina General Assembly and publication in the State Register. The Commission’s Clerk’s Office will also publish a copy of the final regulation in the Commission’s Docket Management System in Docket No. 2024-146-A.

DETERMINATION OF NEED AND REASONABLENESS OF THE PROPOSED REGULATION BASED ON ALL FACTORS HEREIN AND EXPECTED BENEFITS:

The need for amending Regulation 103-833 includes alerting the reader that discoverable information and information that is not discoverable is governed by Rule 26 of the South Carolina Rules of Civil Procedure. The expected benefit is transparency – the amended Regulation 103-833 reflects that discoverable information and information that is not discoverable is governed by Rule 26 of the South Carolina Rules of Civil Procedure.

DETERMINATION OF COSTS AND BENEFITS:

Quantifiable costs for a reader of Regulation 103-833 include the cost of time spent researching beyond the words contained in Regulation 103-833 to determine which source governs information that is subject to discovery and information that is not subject to discovery. The benefit of the amended Regulation 103-833 is the transparency provided by notifying the reader that Rule 26 governs information that is subject to discovery and information that is not subject to discovery.

UNCERTAINTIES OF ESTIMATES:

Unknown, but minimal if they exist. The proposed amendment to Regulation 103-833 provides the legal authority for the scope of discoverable material and transparency is provided with the inclusion of Rule 26 of the South Carolina Rules of Civil Procedure in the amended regulation.

EFFECT ON ENVIRONMENT AND PUBLIC HEALTH:

The environment and public health are not impacted by the proposed amended regulation.

DETRIMENTAL EFFECT ON THE ENVIRONMENT AND PUBLIC HEALTH IF THE REGULATION IS NOT IMPLEMENTED:

A detrimental effect on the environment and public health if the regulation is not implemented is nonexistent because the proposed amended regulation does not impact the environment and public health.

Statement of Rationale:

The proposed amended Regulation 103-833 references South Carolina Rules of Civil Procedure Rule 26 (General Provisions Governing Discovery) and provides the legal authority that governs information that is discoverable and information that is not discoverable. The proposed amendment provides clarity and transparency for persons who conduct discovery during proceedings at the Public Service Commission.

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Text:

The full text of this regulation is available on the South Carolina General Assembly Home Page: <http://www.scstatehouse.gov/regnsrch.php>. Full text may also be obtained from the promulgating agency.

Document No. 5412

UNIVERSITY OF SOUTH CAROLINA

CHAPTER 119

Statutory Authority: 1976 Code Sections 56-21-10 et seq.

Chapter 119. University of South Carolina.

Preamble:

The University of South Carolina Parking and Transportation Services proposes to amend Chapter 119 to update the current regulations, so they reflect current university practices and make minor, technical updates.

The Notice of Drafting was published in the *State Register* on September 26, 2025.

The proposed amendment will require legislative review.

Section-by-Section Discussion:

119-1. This section is amended by updating the names of Carolina System campuses and removing language no longer used by the University of South Carolina campuses.

119-5. This section is amended by adding clarifying language to eliminate confusion.

119-7. This section is amended by adding clarifying language to eliminate confusion.

119-8. This section is amended by adding language that allows for modern parking permissions, such as parking permits or license plates.

119-9. This section is amended by rewording language to reflect current University standards regarding Faculty and Staff vehicles and parking permits.

119-10. This section is amended by clarifying language that streamlines governing bodies for decisions regarding parking and registration fees.

119-11. This section is added to support ADA compliance standards.

119-12. This section is added to clarify parking allowances near and around loading zones.

119-13. This section is amended to add additional references to parking rules and regulations.

119-14. This section is amended by clarifying language that streamlines governing bodies for decisions regarding hourly parking spaces.

119-15. This section is amended by clarifying language that streamlines governing bodies for decisions regarding hourly parking spaces.

119-16. This section is amended by adding language regarding parking violation issuance.

119-17. This section is amended by adding language regarding payment of penalties and bonds.

119-18. This section is amended by removing the schedule of penalties and bonds and adding general language to standardize parking violation fees across university communication systems.

119-19. This section is amended by removing the delinquent violation fees and adding general language to standardize parking violation fees across university communication systems.

119-20. This section is amended by standardizing campus speed limits.

119-22. This section is amended by clarifying language that streamlines governing bodies regarding the appointment of boards, committees, and courts.

Notice of Public Hearing and Opportunity for Public Comment:

Should a public hearing be requested pursuant to Section 1-23-110(A)(3) of the 1976 Code of Laws, as amended, it will be conducted at 411 Huger Street, Conference Room, Columbia, South Carolina, on December 4, 2025, at 10:00 a.m. Written comments about the proposed regulation or requests for a hearing should be directed to Brian Favela, Director of Parking and Transportation Services, University of South Carolina, 411 Huger Street, Columbia, South Carolina, 29201, no later than 5:00 p.m. on November 24, 2025.

Preliminary Fiscal Impact Statement:

University of South Carolina Parking and Transportation Services does not anticipate costs to the state or its political subdivisions as a result of the amendment of Chapter 119.

Statement of Need and Reasonableness:

DESCRIPTION OF REGULATION:

Purpose: The University of South Carolina Parking and Transportation Services proposes to amend Chapter 119 to update the current regulations, so they reflect current university practices and make minor, technical updates.

Legal Authority: 1976 Code Sections 56-21-10 et seq.

Plan for Implementation: Once the amended regulation has been approved by the General Assembly, Parking and Transportation Services will begin referencing the amended regulation in the workplace. Additionally, the public will be notified through this publication.

DETERMINATION OF NEED AND REASONABLENESS OF THE PROPOSED REGULATION BASED ON ALL FACTORS HEREIN AND EXPECTED BENEFITS:

The amended chapter is reasonable and necessary to correct outdated language regarding University of South Carolina System campus parking regulations and to make minor, technical updates to make the chapter easier to understand.

DETERMINATION OF COSTS AND BENEFITS:

Amendment of this regulation will not require any additional costs to the state.

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UNCERTAINTIES OF ESTIMATES:

None.

EFFECT ON ENVIRONMENT AND PUBLIC HEALTH:

None.

DETRIMENTAL EFFECT ON THE ENVIRONMENT AND PUBLIC HEALTH IF THE REGULATION IS NOT IMPLEMENTED:

None.

Statement of Rationale:

Chapter 119 contains outdated information regarding University of South Carolina System campus parking rules and regulations and requires minor, technical updates to make the regulation easier to understand.

Text:

The full text of this regulation is available on the South Carolina General Assembly Home Page: <http://www.scstatehouse.gov/regnsrch.php>. Full text may also be obtained from the promulgating agency.

Filed: October 7, 2025 2:45pm

Document No. 5409
DEPARTMENT OF NATURAL RESOURCES
 CHAPTER 123

Statutory Authority: 1976 Code Sections 50-11-860, 50-11-2200, and 50-11-2210

123-204. Additional Regulations Applicable to Specific Properties.

Emergency Situation:

The South Carolina Department of Natural Resources is extending the seasonal closure of the intertidal zone on the Eastern side of Crab Bank Heritage Preserve to provide undisturbed habitat for Brown Pelicans that are nesting late in the season. Due to bird nesting activity, this Preserve is normally closed to public use from March 15 through October 15. This year marks the first return of Brown Pelicans to nest on Crab Bank since its restoration in 2021 and the first nesting since 2017. The pelicans nested late in the season this year, typical when a species re-colonizes a site. Due to loss of nesting habitat and potential for significant disturbance to nesting birds by members of the public, it is necessary to file these regulations as emergency.

Text:

123-204. Additional Regulations Applicable to Specific Properties.

A. Aiken County Gopher Tortoise Heritage Preserve.

- (1) Bicycles may be ridden on hiking trails. Bicyclists may ride in groups no larger than five (5).

B. Bay Point Heritage Preserve.

- (1) No dogs are allowed.
- (2) No person may enter any area of the preserve designated as a nesting area for birds.

C. Bear Branch Heritage Preserve.

Public visitation is by permit only. The preserve is closed to use except by permit.

D. Bear Island.

- (1) Except when closed for scheduled hunts, the area is open from 1/2 hour before sunrise to 1/2 hour after sunset.
- (2) The property is closed to all public access from November 1 through February 8, except for scheduled hunts.
- (3) All terrain vehicles are prohibited.
- (4) Camping is allowed only at designated sites and only during scheduled big game hunts.
- (5) The area is closed to general public access during scheduled hunts.
- (6) Fishing is allowed in designated areas from April 1 through September 30.

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E. Bird-Key Stono Heritage Preserve.

- (1) No dogs are allowed.
- (2) No person may enter any area of the preserve designated as a nesting area for birds.
- (3) March 15 through October 15 the area is closed to all access including the intertidal zone between low and high tide waterlines.
- (4) October 16 through March 14 access is allowed only in the intertidal zone between low and high tide waterlines.
- (5) No motorized vehicles, bicycles or horses.

F. Caper's Island Heritage Preserve.

- (1) Overnight Camping on Capers Island is by permit only. Permit may be obtained from the DNR Charleston office. No more than 80 people will be allowed to camp per night. These 80 people may be divided into no more than 20 different groups.
- (2) Permits will be issued on a first come first served basis.
- (3) Campsites will be occupied on a first come first served basis.
- (4) Permits are not required for day use.
- (5) Persons without permits must be off the island by one hour after sunset.
- (6) No trash is to be placed in any fire or buried.
- (7) Department maintenance facilities on the island are not open to the public.
- (8) No crab or fish pots or traps are allowed in impoundments.
- (9) No motorized vehicles, non-motorized vehicles, off road vehicles, or all-terrain vehicles are allowed on Capers Island.
- (10) No fishing is allowed from the impoundment tide gate.
- (11) Dogs are allowed on Caper's Island subject to the following restrictions:
 - (a) Dogs are allowed on the southern beaches of Caper's Island.
 - (b) Dogs are not allowed in the impoundment area.
 - (c) Dogs are not allowed on the northern beaches of Capers Island between April 1 and August 31. Areas closed to dogs are posted by the Department.
 - (d) Dogs restrained by a leash or similar device are allowed in the designated area on Price's Inlet.

G. Crab Bank Heritage Preserve.

- (1) No dogs are allowed.

(2) No person may enter any area of the preserve designated as a nesting area for birds.

(3) A seasonal closure boundary line will be posted utilizing signage and buoys to divide the island for the purpose of protecting nesting seabirds in the intertidal zone.

~~(3)~~(4) March 15 through October 15 the area to the west of the posted boundary line is closed to all access including the intertidal zone between low and high tide waterlines.

~~(4)~~(5) October 16 through March 14 access to the area west of the posted boundary line is allowed only in the intertidal zone between low and high tide waterlines.

(6) March 15 through November 15 the area to the east of the posted boundary line, including the intertidal zone between low and high tide waterlines, is closed to all access.

(7) November 16 through March 14 access to the area east of the posted boundary line is allowed only in the intertidal zone between low and high tide waterlines.

~~(5)~~(8) No motorized vehicles, bicycles or horses.

H. Daws Island Heritage Preserve.

Camping is allowed only by permit issued by the Department. Primitive camping only is allowed. Daws Island camping is limited to two groups of no more than eight people in each group.

I. Deveaux Bank.

(1) No dogs are allowed.

(2) No person may enter any area of the preserve designated as a nesting area for birds.

(3) Closed all year above the high tide line. March 15 through October 15 the area is closed to all access including the intertidal zone between low and high tide waterlines.

(4) No motorized vehicles, bicycles or horses.

J. Donnelley WMA.

(1) Horseback riders must obtain a permit from the Donnelley WMA office prior to riding.

(2) All terrain vehicles are prohibited.

(3) Camping is prohibited.

K. Dungannon Plantation Heritage Preserve.

(1) No person may enter any area of the preserve designated as a nesting area for birds.

(2) Entrance to the preserve is through a designated parking area. Each person must sign in and out of the preserve at a designated entrance/exit.

L. Gopher Branch Heritage Preserve.

Public visitation is by permit only.

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M. Great Pee Dee River Heritage Preserve.

(1) Primitive camping only is allowed. Camping may occur only along riverbanks and on sandbars, which may be approached only by backpacking or boat.

(2) Each person entering the preserve other than by boat must sign in and out at a designated entrance/exit.

N. Jim Timmerman Natural Resources Area at Jocassee Gorges.

This subsection shall apply to all Department owned and leased land within the boundaries of the Jim Timmerman Natural Resources Area at Jocassee Gorges (hereinafter referred to as Jocassee Gorges).

(1) Camping.

(a) Backcountry camping by permit will be allowed at any time during the year that the main roads allowing access to the Jocassee Gorges are not opened in connection with big game hunting. Backcountry camping is allowed by permit only at any location within the Jocassee Gorges, except for any area closed for camping by the Department. Backcountry camping is defined as minimal impact camping. No fires are allowed and each permitted camper is responsible for camping in a manner that results in no trace of the camping activity being left after breaking camp. Backcountry campers must apply for camping permits over the Department internet site. No camping is permitted within twenty-five (25) feet of a stream, lake, or as posted by the Department.

(b) The Foothills Trail and the Palmetto Trail pass through portions of the Jocassee Gorges. Use of the Foothills Trail and the Palmetto Trail shall be limited to hiking and primitive camping. Camping is allowed at any point along the trails and within one hundred feet of either side of the trails. Camping along the Foothills Trail and the Palmetto Trail is restricted to hikers while engaged in backpacking.

(2) Operation of motorized, non-motorized vehicles, all-terrain vehicles, and off-road vehicles. Motorized and non-motorized vehicle access to the Jocassee Gorges is limited. Highway 178 and Cleo Chapman Road (county road 143) are the only paved roads that access the property. Access by the general public to the Jocassee Gorges by motorized vehicles will follow a seasonal schedule with the exception of portions of Horsepasture and Camp Adger Roads. Road opening and closing schedules written below are given as general information. The Department may open and close any road at any time and for such duration as deemed necessary by the Department to manage the property.

(a) The operation of a motorized vehicle behind any closed gate is prohibited. Motorized, self-propelled, unmanned electric cargo carriers ("deer carts") may be used for the purposes of hauling cargo and harvested game only.

(b) Roads open to year-round public access include a section of Horsepasture Road to Jumping Off Rock (from Highway 178 only) and a section of Camp Adger Road.

(c) All roads with Green gates are seasonally open. All roads with red gates are closed to vehicular traffic. This information will be posted at all major entrances.

(d) Motorized vehicles, all terrain vehicles, and off road vehicles may be operated only on open maintained roads and parking areas except as otherwise established by posted notice or as approved by the Department.

(e) Motorized vehicles, all terrain vehicles, and off road vehicles shall not exceed speed limits posted on Department signs. On any land where no speed limit signs are posted the speed limit shall be 15 miles per hour.

(f) Subject to the authority in subsection (d) above, the operation of all terrain vehicles is restricted as follows: Operation of all terrain vehicles is restricted to one hour before sunrise to one hour after sunset each day beginning on Monday and continuing through the following Friday. A person may use an all terrain vehicle while actually engaged in hunting at any time hunting is allowed; provided, however, the operation of an all terrain vehicle is restricted to one hour before sunrise to one hour after sunset with the exception of game retrieval, and an all terrain vehicle may be used only on open roads. All terrain vehicles and off-road vehicles may not be operated on Horsepasture Road or Camp Adger Road during the periods January 16 - March 19 and May 11 - September 14 when the main roads are closed.

(g) All terrain vehicles having three (3) wheels and motorcycles constructed or intended primarily for off road use, such as dirt bikes and motocross bikes, are prohibited within the Jim Timmerman Natural Resources Area at all times.

(h) Bicycles may be ridden on any road or area that is not posted as closed to bicycles except that the Foothills Trail and Palmetto Trail are closed to bicycles.

(3) The use of hang gliders, parachutes, or similar devices is not allowed and may be deemed abuse of Department land.

(4) Sassafras Overlook Site. These regulations apply to the portion of Jocassee Gorges designated as the overlook site by the Department.

(a) No camping is allowed on the site.

(b) No fires are allowed on the site.

(c) The hours of operation are one hour before official sunrise to one hour after official sunset, except as permitted by the Department.

(d) No alcohol is allowed on the site.

(e) No motor vehicles are allowed except on public roads and in the designated parking area. Motorized scooters or similar vehicles designed specifically for use by disabled persons may only be used by disabled persons on the site. No ATVs, UTVs or similar vehicles are allowed on the site.

(f) No skateboards, hoverboards or similar devices are allowed on the site.

(g) No exclusive use of the site will be allowed by any party.

(h) No drones may be allowed on the site.

(i) No horses, mules, donkeys or other animals may be allowed on the site except pets as defined below.

(j) No pets will be allowed on the site except for dogs and cats. All pets must be restrained by a leash at all times and may not cause any disruption to other visitors, wildlife or the site. All pet waste must be picked up and removed from the site.

(k) Commercial vending is prohibited on the site.

(l) No bicycles may be ridden on the site, except on roads open to vehicular traffic and in designated parking areas.

(m) Special permits may be issued by the Department to allow activities prohibited herein.

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(n) All other laws, regulations, and ordinances that apply to the site are also in effect.

(5) Abner Creek Falls Trail

(a) Human foot traffic only is permitted.

(b) No horses, bicycles, non-motorized conveyances or motor conveyance is permitted, except for motorized scooters or similar vehicles designed specifically for use by disabled persons that may only be used by disabled persons on the site.

(c) No access is allowed from the trail or platform to adjacent areas within 300 feet of the platform.

O. Joiner Bank Heritage Preserve.

(1) No dogs are allowed.

(2) No person may enter any area of the preserve designated as a nesting area for birds.

P. Little Pee Dee Heritage Preserve.

(1) Primitive camping only is allowed. Camping may occur only along riverbanks and on sandbars, which may be approached only by backpacking or boat.

Q. Nipper Creek Heritage Preserve.

Public visitation is by permit only. The preserve is closed to use except by permit.

R. North Santee Bar Heritage Preserve.

(1) No dogs are allowed.

(2) No person may enter any area of the preserve designated as a nesting area for birds.

S. St. Helena Sound Heritage Preserve (Ashe Island, Beet Island, Big Island, Warren Island, and South Williman).

Camping is restricted to primitive camping in designated areas only.

T. St. Helena Sound Heritage Preserve (Otter Island).

(1) No dogs are allowed.

(2) Primitive camping only is allowed by permit issued by the Department. Primitive camping is restricted to designated areas and will be allowed only between October 16 and March 14.

U. Samworth WMA.

(1) Managed wetlands will be open for wildlife observation, bird watching, photography or nature study during daylight hours (1/2 hour before sunrise to 1/2 hour after sunset) from February 9 through October 31 each year. Between November 1 and February 8 these activities will be restricted to designated areas on Butler Creek and the Big Pee Dee River. All public use of this type will be by foot travel only after arriving by watercraft.

(2) The mainland nature trail will be open during daylight hours (1/2 hour before sunrise to 1/2 hour after sunset) to foot traffic only.

(3) All terrain vehicles, bicycles, and horses are prohibited.

(4) Dirleton grounds are open to the public from 8:30 a.m. until 5:00 p.m., Monday through Friday.

V. Santee Coastal Reserve.

(1) The Santee Coastal Reserve is open during daylight hours (1/2 hour before sunrise to 1/2 hour after sunset) for limited public use year round except as listed below.

(2) Managed wetlands will be open for wildlife observation, bird watching, photography, or nature study during daylight hours (1/2 hour before sunrise to 1/2 hour after sunset) from February 9 through October 31 each year except during special hunts and events regulated by the Department.

(3) The dikes around the waterfowl impoundments will be closed, except by prior arrangement, during the period of November 1 through February 8 of the next year.

(4) Prior arrangements must be made with the Reserve Manager to use observation blinds for waterfowl.

(5) Upland trails will be available during open periods stated above.

(6) The beaches on Cedar and Murphy Islands will be open year round, seven days a week, during daylight hours. No person may enter any area designated as a critical area for wildlife.

(7) Bicycles may be ridden on upland trails year round and on dikes from February 9 - October 31.

(8) Fishing is permitted from the Santee River dock and the Hog Pen impoundment except during scheduled waterfowl hunts. Fishing will be allowed during daylight hours (1/2 hour before sunrise to 1/2 hour after sunset). Fishing is permitted on Murphy and Cedar Island beaches at any time on a year round basis.

(9) Primitive camping on Cedar and Murphy Islands is restricted to designated areas and will be allowed only between October 16 and March 14. Camping on the mainland portion is restricted to the designated campground. Mainland camping registration is required at the campground self-serve kiosk. Advance registration is required for groups greater than 15 people.

(10) Dogs are allowed on Cedar and Murphy Islands subject to the following restrictions:

(a) Dogs are allowed during participation in scheduled hunts

(b) Dogs are allowed in designated areas at the southern end of Cedar Island and the South Santee side of Murphy Island.

(c) Dogs are prohibited in all other areas of Cedar and Murphy Island between April 1 and August 30.

(d) Areas closed to dogs are posted by the Department.

W. Santee-Delta WMA.

(1) Managed wetlands will be open for wildlife observation, bird watching, photography or nature study during daylight hours (1/2 hour before sunrise to 1/2 hour after sunset) from February 9 through October 31 each year except during special hunts and events regulated by the Department. Area closed to all public access from

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November 1 through February 8 except for special hunts and events regulated by the Department. All public use of this type will be by foot travel only.

(2) All terrain vehicles, bicycles, and horses are prohibited.

(3) Camping is prohibited.

X. Shealy's Pond Heritage Preserve.

Gasoline powered motors on boats are prohibited.

Y. Tillman Sand Ridge Heritage Preserve.

(1) Camping is allowed in designated campsites during designated hunts only.

Z. Tom Yawkey Wildlife Center.

The Center is a wildlife sanctuary. Boating, fishing and wildlife viewing in or upon navigable waters is allowed.

(1) Public visitation is by pre-scheduled educational field trips only. The scheduling of educational field trips is at the discretion of SCDNR.

(2) Primitive camping is allowed by permit only. Requests for permits should be no less than 2 weeks prior to their effective date. Primitive camping is allowed only at Department designated locations along the beach front from October 16 and March 14. Only one permit will be issued for each location at a time. Camping is allowed for a period of not more than 4 consecutive nights per individual permit holder.

(3) No dogs are allowed on beaches, except in the designated public access area.

AA. Victoria Bluff Heritage Preserve.

(1) No campfires or any other use of fire shall be allowed.

BB. Waccamaw River Heritage Preserve.

Primitive camping only is allowed. Camping is allowed only along riverbanks and on sandbars; campers may approach only by backpacking or boat.

CC. Watson Cooper Heritage Preserve.

Camping is restricted to primitive camping. No live plants may be cut or cleared to improve or expand a campsite. No campsites or campfires within 25 feet of a stream or creek.

DD. Webb WMA.

(1) Webb WMA is closed to the general public from one hour after official sunset to one hour before official sunrise.

(2) Overnight visitors to the Webb Center are not restricted in hours of access.

(3) No camping without a permit except for deer, turkey, and hog hunters on nights before a designated hunt.

(4) Bicycles may be ridden on any area that is not marked or posted as restricted to bicycles. No bicycle may be operated in any manner or place that will damage or degrade any feature or habitat. During scheduled big game hunts, bicycles and all terrain vehicles are prohibited except as used by legal hunters and anglers.

EE. Laurel Fork Heritage Preserve.

(1) All terrain vehicles may be ridden on the portions of Cane Break and Horsepasture roads on the Preserve subject to the same rules as the Jim Timmerman Natural Resources Area at Jocassee Gorges.

FF. Botany Bay Plantation WMA.

(1) No camping is allowed.

(2) All terrain vehicles are prohibited except those permitted by the Department for special management activities.

(3) The Fig Island shell rings are closed to all public access except organized scientific, management or educational activities permitted by the Department.

(4) Access to the beach is by foot, bicycle or boat; no horses allowed on the beach. No dogs allowed on the beach. No collection, removal or possession of shells, fossils, driftwood or cultural artifacts is permitted.

(5) Sea Cloud Landing on Ocella Creek and all other designated access points are restricted to non-trailerred watercraft.

(6) All hunters, fishermen and visitors must obtain and complete a day use pass upon entering the area and follow instructions on the pass.

(7) No person may gather, collect, deface, remove, damage, disturb, destroy, or otherwise injure in any manner whatsoever the plants, animals (except lawful hunting), fungi, rocks, minerals, fossils, artifacts, or ecofacts including but not limited to any tree, flower, shrub, fern, moss, charcoal, plant remains, or animal remains. The Department may authorize the collection of certain material upon issuance of a permit as provided in 123-206.

(8) Shorebased fishing, shrimping, and crabbing, is allowed only on the front beach and in designated areas only.

(9) The Department reserves the right to close specific areas as needed for management purposes.

(10) Alcoholic beverages are prohibited on the area.

GG. McBee WMA.

(1) All terrain vehicles are prohibited.

HH. Campbells Crossroads and Angelus Tract.

(1) All terrain vehicles are prohibited.

II. Pee Dee Station WMA.

(1) All terrain vehicles are prohibited.

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JJ. Daily use cards are required for all users of Hamilton Ridge WMA, Palachucola WMA, Webb WMA, Tillman Sand Ridge Heritage Preserve, Bonneau Ferry WMA, Bear Island WMA, Donnelley WMA, Great Pee Dee River Heritage Preserve, Belfast WMA, Congaree Bluffs Heritage Preserve, Marsh WMA, Woodbury WMA, Worth Mountain WMA, Liberty Hill WMA and Santee Cooper WMA. Cards must be in possession while on the property and completed cards must be returned daily upon leaving the property.

KK. Liberty Hill WMA

(1) All-terrain vehicles are prohibited.

(2) The area is closed to public access 1/2 hour after sunset until 1/2 hour before sunrise except for hunts and special events regulated by the Department.

LL. Wateree River HP WMA

(1) All-terrain vehicles are prohibited.

(2) The waterfowl impoundments are closed to all public access from November 1 through February 8, except for scheduled hunts.

(3) The area is closed to public access 1/2 hour after sunset until 1/2 hour before sunrise except for special events regulated by the Department.

(4) All users, including hunters and anglers must obtain and possess a day use pass upon entering the area and follow instructions on the pass. The completed form must be deposited in the designated container before leaving the area.

(5) Special events may be permitted by the Department.

(6) Horseback riding is prohibited except by special permit.

MM. Lewis Ocean Bay HP WMA

(1) Horseback riding is also allowed during the period January 2 through March 1, subject to the restrictions in Regulation 123-203, Paragraph G, sections (2) through (11).

NN. Turtle Island WMA

(1) No dogs are allowed, except during participation in scheduled hunts, and when physically restrained by a leash or similar device between Sept 1 and March 31.

(2) Primitive camping is restricted to designated areas and will be allowed only between October 16 and March 14.

OO. Pine Island

(1) No dogs are allowed, except when physically restrained by a leash or similar device between Sept 1 and March 31.

PP. Tall Pines WMA

(1) Bicycles are prohibited except as used by hunters during open season for any species.

QQ. Bundrick Island

(1) Hours of public access are from sunrise to sunset unless otherwise posted or publicized. Exceptions may occur for SCDNR-approved events, in SCDNR designated camping areas or for SCDNR approved research or other projects.

(2) Bicycles are allowed on designated trails only.

(3) Possession of alcoholic beverages is prohibited.

(4) All terrain vehicles (ATVs) and off-road vehicles are prohibited.

(5) Hunting is prohibited.