

SOUTH CAROLINA STATE REGISTER DISCLAIMER

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SOUTH CAROLINA STATE REGISTER

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THE LEGISLATIVE COUNCIL
of the
GENERAL ASSEMBLY

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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-twenty 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-twenty-day review period, the regulation is approved on the one-hundred-twentieth 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.

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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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TABLE OF CONTENTS

REGULATIONS SUBMITTED TO GENERAL ASSEMBLY

Status and Legislative Review Expiration Dates..... 1

EXECUTIVE ORDERS

Executive Order No. 2025-14 Declaring a State of Emergency Due to Existing Wildfires
and Enhanced Fire Risks.....4

Executive Order No. 2025-15 Lowering Flags for Former Representative John J.
“Bubber” Snow, III..... 10

NOTICES

ENVIRONMENTAL SERVICES, DEPARTMENT OF
2025 Annual Air Monitoring Network Plan 11

LABOR, LICENSING AND REGULATION, DEPARTMENT OF
2024 International Codes and 2023 National Electrical Code..... 12
Public Hearing on 2024 International Codes and 2023 National Electrical Code..... 13

PUBLIC HEALTH, DEPARTMENT OF
Certificate of Need 13
Termination of Document No. 5345, Standards for Licensing In-Home Care
Providers..... 14
Termination of Document No. 5346, Standards for Licensing Facilities for Chemically
Dependent or Addicted Persons..... 15

DRAFTING NOTICES

ARCHIVES AND HISTORY, SOUTH CAROLINA DEPARTMENT OF
General Retention Schedule for Data Processing Records of State
Agencies/Institutions 16
General Retention Schedule for Electronic Records Common to Most State
Agencies/Institutions 16
General Retention Schedule for State Administrative Records 16
General Retention Schedule for State Colleges and Universities..... 17
General Retention Schedule for State Financial Records..... 17
General Retention Schedule for State Personnel Records..... 17
General Retention Schedules for County Records 18
General Retention Schedules for Municipal Records..... 18
General Retention Schedules for School Districts 18

TABLE OF CONTENTS

LABOR, LICENSING AND REGULATION, DEPARTMENT OF
Massage Therapy, Board of
Board of Massage Therapy 19

PUBLIC HEALTH, DEPARTMENT OF
Standards for Licensing Facilities for Chemically Dependent or Addicted Persons 19
Standards for Licensing In-Home Care Providers..... 20

REGULATIONS SUBMITTED TO GENERAL ASSEMBLY 1

In order by General Assembly review expiration date
 The history, status, and full text of these regulations are available on the
 South Carolina General Assembly Home Page: <http://www.scstatehouse.gov/regnsrch.php>

DOC. NO.	RAT. NO.	FINAL ISSUE	SUBJECT	EXP. DATE	AGENCY	HOUSE COMMITTEE	SENATE COMMITTEE
5267			Article 6, Telecommunications Utilities	01/18/2026	Public Service Commission	Regs, Admin. Proc., AI & CS	Judiciary
5192			R.45-1, Definitions	01/18/2026	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	01/18/2026	State Election Commission	Regs, Admin. Proc., AI & CS	Judiciary
5194			R.45-3, Tabulating Center Personnel	01/18/2026	State Election Commission	Regs, Admin. Proc., AI & CS	Judiciary
5195			R.45-4, Certification of Program Instructions	01/18/2026	State Election Commission	Regs, Admin. Proc., AI & CS	Judiciary
5196			R.45-5, Ballot Envelopes and Fold Over Ballot Cards	01/18/2026	State Election Commission	Regs, Admin. Proc., AI & CS	Judiciary
5197			R.45-6, Defective Ballot Cards	01/18/2026	State Election Commission	Regs, Admin. Proc., AI & CS	Judiciary
5198			R.45-7, Ballot Cards, Sealed After Tabulation	01/18/2026	State Election Commission	Regs, Admin. Proc., AI & CS	Judiciary
5199			R.45-9, Write-in Ballots, Sealed After Tabulation	01/18/2026	State Election Commission	Regs, Admin. Proc., AI & CS	Judiciary
5201			Emergency Election Procedures	01/18/2026	State Election Commission	Regs, Admin. Proc., AI & CS	Judiciary
5202			Poll Worker Training; Candidate Withdrawals	01/18/2026	State Election Commission	Regs, Admin. Proc., AI & CS	Judiciary
5203			Procedures for Electronic Petitions	01/18/2026	State Election Commission	Regs, Admin. Proc., AI & CS	Judiciary
5204			R.45-10, Retention and Disposition of Certain Voting Records	01/18/2026	State Election Commission	Regs, Admin. Proc., AI & CS	Judiciary
5205			Reports to State Election Commission by County Boards of Voter Registration and Elections	01/18/2026	State Election Commission	Regs, Admin. Proc., AI & CS	Judiciary
5225			Retention and Storage of Election Records and Election Equipment	01/18/2026	State Election Commission	Regs, Admin. Proc., AI & CS	Judiciary
5242			Article 2, Motor Carriers	01/18/2026	Public Service Commission	Regs, Admin. Proc., AI & CS	Judiciary
5271			Procurement of Appraisal Services	01/18/2026	South Carolina Conservation Bank	Regs, Admin. Proc., AI & CS	Ag and Nat Resources
5275			Written Interrogatories and Request for Production of Documents and Things	01/18/2026	Public Service Commission	Regs, Admin. Proc., AI & CS	Judiciary
5285			Record Retention for Credit Unions	01/18/2026	State Board of Financial Institutions	Regs, Admin. Proc., AI & CS	Banking and Insurance
5281			Income and Expense Statements Re Dividends	01/18/2026	State Board of Financial Institutions	Regs, Admin. Proc., AI & CS	Banking and Insurance
5283			Authority to Engage in Activities Authorized for Federally Chartered Institutions	01/18/2026	State Board of Financial Institutions	Regs, Admin. Proc., AI & CS	Banking and Insurance
5289			Retention of Bank Records	01/18/2026	State Board of Financial Institutions	Regs, Admin. Proc., AI & CS	Banking and Insurance
5292			State Bank Dividends	01/18/2026	State Board of Financial Institutions	Regs, Admin. Proc., AI & CS	Banking and Insurance
5286			Declaration of Dividends by State-chartered Credit Unions	01/18/2026	State Board of Financial Institutions	Regs, Admin. Proc., AI & CS	Banking and Insurance
5293			Terms and Conditions for State-chartered Credit Union to Make ARM Loans	01/18/2026	State Board of Financial Institutions	Regs, Admin. Proc., AI & CS	Banking and Insurance
5290			Electronic Fund Transfers	01/18/2026	State Board of Financial Institutions	Regs, Admin. Proc., AI & CS	Banking and Insurance
5302			Investigation of Events Requiring Withdrawal of Certification; Notification of Officer Sanctions	01/18/2026	South Carolina Criminal Justice Academy	Regs, Admin. Proc., AI & CS	Judiciary
5304			Insurance Holding Company Systems	01/18/2026	South Carolina Criminal Justice Academy	Regs, Admin. Proc., AI & CS	Judiciary
5320			Insurance Holding Company Systems	01/18/2026	Department of Insurance	Regs, Admin. Proc., AI & CS	Banking and Insurance
5321			LIFE Scholarship and Scholarship Enhancement	01/18/2026	State Commission on Higher Education	Regs, Admin. Proc., AI & CS	Education
5322			Palmetto Fellows Scholarship Program	01/18/2026	State Commission on Higher Education	Regs, Admin. Proc., AI & CS	Education
5319			Sign Language Interpreters	01/18/2026	State Board of Education	Regs, Admin. Proc., AI & CS	Education
5318			Requirements for Certification at the Advanced Level	01/18/2026	State Board of Education	Regs, Admin. Proc., AI & CS	Education
5337			Dams and Reservoirs Safety Act Regulations; Standards for Stormwater Management and Sediment Reduction	01/18/2026	Dept of Health and Envir Control	Regs, Admin. Proc., AI & CS	Ag and Nat Resources

2 REGULATIONS SUBMITTED TO GENERAL ASSEMBLY

5343	Office of the Governor – Mining Council of South Carolina	01/18/2026	Dept of Health and Envir Control	Regs, Admin. Proc., AI & CS	Ag and Nat Resources
5323	Oil and Gas Exploration, Drilling, and Production	01/18/2026	Dept of Health and Envir Control	Regs, Admin. Proc., AI & CS	Ag and Nat Resources
5325	Air Pollution Control Regulations and Standards; South Carolina Air Quality Implementation Plan (State Implementation Plan or SIP); and Standards of Performance for Asbestos Projects	01/18/2026	Dept of Health and Envir Control	Regs, Admin. Proc., AI & CS	Medical Affairs
5324	Onsite Wastewater Systems; State Environmental Laboratory Certification Program	01/18/2026	Dept of Health and Envir Control	Regs, Admin. Proc., AI & CS	Ag and Nat Resources
5326	Permits for Construction in Navigable Waters	01/18/2026	Dept of Health and Envir Control	Regs, Admin. Proc., AI & CS	Ag and Nat Resources
5328	Bureau of Land and Water Management, Chapter 61	01/18/2026	Dept of Health and Envir Control	Regs, Admin. Proc., AI & CS	Ag and Nat Resources
5333	Bureau of Water, Chapter 61	01/18/2026	Dept of Health and Envir Control	Regs, Admin. Proc., AI & CS	Ag and Nat Resources
5335	South Carolina State Board of Funeral Service	01/18/2026	LLR-SC State Board of Funeral Service	Regs, Admin. Proc., AI & CS	Labor, Commerce and Industry
5311	South Carolina Board of Genetic Counselors	01/18/2026	LLR-SC Board of Genetic Counselors	Regs, Admin. Proc., AI & CS	Medical Affairs
5312	Continuing Education Requirements for PAs	01/18/2026	LLR-State Board of Medical Examiners	Regs, Admin. Proc., AI & CS	Medical Affairs
5338	Worker Walkaround Representative Designation	01/18/2026	LLR-OSHA	Regs, Admin. Proc., AI & CS	Labor, Commerce and Industry
5349	Fee Schedules – Biennial Adjustments	01/18/2026	LLR	Regs, Admin. Proc., AI & CS	Labor, Commerce and Industry
5272	South Carolina Board of Examiners in Opticianry	01/18/2026	LLR-SC Board of Ex. in Opticianry	Regs, Admin. Proc., AI & CS	Medical Affairs
5339	State Board of Pharmacy	01/18/2026	LLR-State Board of Pharmacy	Regs, Admin. Proc., AI & CS	Medical Affairs
5300	Commissioner of Pilotage	01/18/2026	LLR-Commissioners of Pilotage	Regs, Admin. Proc., AI & CS	Labor, Commerce and Industry
5340	South Carolina Real Estate Appraisers Board	01/18/2026	LLR-SC Real Estate Appraisers Board	Regs, Admin. Proc., AI & CS	Labor, Commerce and Industry
5348	Fee Schedules	01/18/2026	LLR	Regs, Admin. Proc., AI & CS	Labor, Commerce and Industry
5301	Continuing Education Requirements	01/18/2026	LLR-State Board of Social Work Examiners	Regs, Admin. Proc., AI & CS	Labor, Commerce and Industry
5351	State Athletic Commission	01/18/2026	LLR-State Athletic Commission	Regs, Admin. Proc., AI & CS	Labor, Commerce and Industry
5306	Continuing Education for Code Enforcement Officers	01/18/2026	LLR-Building Codes Council	Regs, Admin. Proc., AI & CS	Labor, Commerce and Industry
5309	State Board of Cosmetology	01/18/2026	LLR- State Board of Cosmetology	Regs, Admin. Proc., AI & CS	Labor, Commerce and Industry
5276	Practice of Esthetics Generally; and Sanitary and Safety Rules for Salons and Schools	01/18/2026	LLR-State Board of Cosmetology	Regs, Admin. Proc., AI & CS	Labor, Commerce and Industry
5307	Licensure for Out-of-State Applicants	01/18/2026	LLR-State Board of Cosmetology	Regs, Admin. Proc., AI & CS	Labor, Commerce and Industry
5354	Licensing Provisions for Professional Counselor Associate and Marriage and Family Therapy Associates	01/18/2026	LLR-Board of Examiners for Licensure of Professional Counselors, Marriage and Family Therapists, Addiction Counselors and Psycho-Educational Specialists	Regs, Admin. Proc., AI & CS	Labor, Commerce and Industry
5355	State Board of Dentistry	01/18/2026	LLR-State Board of Dentistry	Regs, Admin. Proc., AI & CS	Medical Affairs
5310	Units of Credit	01/18/2026	LLR-SC State Board of Registration for Professional Engineers and Land Surveyors	Regs, Admin. Proc., AI & CS	Labor, Commerce and Industry
5334	Board of Examiners for Licensure of Professional Counselors, Marriage and Family Therapists, Addiction Counselors and Psycho-Educational Specialists	01/18/2026	LLR-Board of Examiners for Licensure of Professional Counselors, Marriage and Family Therapists, Addiction Counselors and Psycho-Educational Specialists	Regs, Admin. Proc., AI & CS	Labor, Commerce and Industry
5356	Board of Veterinary Medical Examiners	01/18/2026	LLR-Board of Veterinary Medical Examiner	Regs, Admin. Proc., AI & CS	Medical Affairs
5332	Wildlife Management Area Regulations; Turkey Hunting Rules and Seasons; and Bear Hunting Rules and Seasons	01/18/2026	Department of Natural Resources	Regs, Admin. Proc., AI & CS	Fish, Game and Forestry
5329R8	SR49-3 Additional Regulations Applicable to Specific Properties	01/18/2026	Department of Natural Resources	Regs, Admin. Proc., AI & CS	Fish, Game and Forestry
5331	Electronic Harvest Reporting of Big Game – SC Game Check	01/18/2026	Department of Natural Resources	Regs, Admin. Proc., AI & CS	Fish, Game and Forestry
5341	Access to Restricted Information	01/18/2026	Department of Public Health	Regs, Admin. Proc., AI & CS	Medical Affairs
5358	Specific Information Service Signing	01/18/2026	Department of Transportation	Regs, Admin. Proc., AI & CS	Transportation

REGULATIONS SUBMITTED TO GENERAL ASSEMBLY 3

5344	Athletic Trainers	01/18/2026	Department of Public Health	Regs, Admin. Proc., AI & CS	Medical Affairs
5350	Standards for Licensing Crisis Stabilization Unit Facilities	01/18/2026	Department of Public Health	Regs, Admin. Proc., AI & CS	Medical Affairs
5352	Transfer of DPH Regulations to New Chapter and Amendment to Department of Health and Environmental Control References	01/18/2026	Department of Public Health	Regs, Admin. Proc., AI & CS	Medical Affairs
5363	Money Services	01/18/2026	Attorney General	Regs, Admin. Proc., AI & CS	Banking and Insurance
5365	Securities Exemption	01/18/2026	Attorney General	Regs, Admin. Proc., AI & CS	Banking and Insurance
5364	Securities	01/18/2026	Attorney General	Regs, Admin. Proc., AI & CS	Banking and Insurance
5308	Child Placing Agencies Regulations	01/18/2026	Department of Social Services	Regs, Admin. Proc., AI & CS	Family and Veterans' Services
5313	Foster Care and Adoptions	01/18/2026	Department of Social Services	Regs, Admin. Proc., AI & CS	Family and Veterans' Services
5359	Assessment Program	01/18/2026	State Board of Education	Regs, Admin. Proc., AI & CS	Education
5296	Approval of Kinship Family Foster Homes and Kinship Adoptive Homes for Children in Foster Care	01/18/2026	Department of Social Services	Regs, Admin. Proc., AI & CS	Family and Veterans' Services
5303	Certification of Adoption Investigators and Persons Obtaining Consents or Relinquishments	01/18/2026	Department of Social Services	Regs, Admin. Proc., AI & CS	Family and Veterans' Services
5315	Supplemental Benefits for Adoption and Medical Assistance	01/18/2026	Department of Social Services	Regs, Admin. Proc., AI & CS	Family and Veterans' Services
5360	Agritourism and Tourism-Oriented Directional Signing	01/18/2026	Department of Transportation	Regs, Admin. Proc., AI & CS	Transportation
5353	Office of Elevators and Amusement Rides	01/18/2026	LLR-Office of Elevators and Amusement Rides	Regs, Admin. Proc., AI & CS	Labor, Commerce and Industry
5327	Bureau of Coastal Management, Chapter 30	01/18/2026	Dept of Health and Envir Control	Regs, Admin. Proc., AI & CS	Ag and Nat Resources
5330	Deer Processors and Donated Deer Processing Fee Recovery	01/18/2026	Department of Natural Resources	Regs, Admin. Proc., AI & CS	Fish, Game and Forestry
5347	Standards for Licensing Intermediate Care Facilities for Individuals with Intellectual Disabilities	01/18/2026	Department of Public Health	Regs, Admin. Proc., AI & CS	Medical Affairs
5342	Residential Treatment Facilities for Children and Adolescents	01/18/2026	Department of Public Health	Regs, Admin. Proc., AI & CS	Medical Affairs
5314	Regulations for the Licensing of Child Care Centers	01/19/2026	Department of Social Services	Regs, Admin. Proc., AI & CS	Family and Veterans' Services
5370	Honey Bees	03/15/2026	Clemson University	Regs, Admin. Proc., AI & CS	Ag and Nat Resources
5366	Procedures and Standards for Review of Charter School Applications	04/14/2026	State Board of Education		
Permanently Withdrawn					
5336	South Carolina Board of Long Term Health Care Administrators		LLR-Long Term Health Care Admin	Regs, Admin. Proc., AI & CS	Medical Affairs

4 EXECUTIVE ORDERS

Executive Order No. 2025-14

WHEREAS, the State of South Carolina is currently facing an elevated risk of wildfires due to the confluence of low relative humidity and reduced rainfall, as well as other conditions conducive to ignition, such as the abundance of dry, late-winter fuels on the ground in many areas of the State; and

WHEREAS, on March 21, 2025, the State Forester issued a Burning Ban for all counties in the State of South Carolina, effective at 6:00 p.m. on March 21, 2025, prohibiting all outdoor burning, including yard debris burning, prescribed burning, and campfires in all unincorporated areas of the State; and

WHEREAS, on March 21, 2025, the South Carolina Forestry Commission and Pickens County Emergency Management reported the ignition of a wildfire at the Table Rock State Park, and the undersigned has been advised that due to the elevation and remote location, it may be necessary for the State to utilize South Carolina National Guard personnel and equipment, including available aviation assets, to assist with extinguishing the wildfire; and

WHEREAS, the undersigned has been advised that the aforementioned conditions represent 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, natural resources, 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 and to expedite ongoing operations to prepare for and respond to the evolving threats and circumstances in connection with existing wildfires and enhanced fire risks, as well as the corresponding hazardous 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 48-31-10, as amended, “[w]hen by reason of a drought, low humidity, high winds, and other conditions, the forests and woodlands in the State are in danger of fires, the Governor, upon recommendation of the State Forester, may in the interest of public safety and the preservation

of natural resources, have authority by proclamation to forbid the use of fire therein” and “[w]hen the Governor is satisfied that the occasion has passed for maintaining the provisions of the proclamation he shall annul it by another proclamation”; and

WHEREAS, pursuant to section 48-31-20 of the South Carolina Code of Laws, as amended, “[d]uring such periods and in such areas as the Governor shall proclaim, it shall be unlawful for any person to build or ignite any fire of any nature, or for any person to throw or cause to be thrown any matches, ashes, tobacco or other burning material on or adjacent to forests, woodlands, brushlands, or grasslands under protection from forest fires” and “[i]t shall be unlawful to burn or cause to be burned any right of way”; and

WHEREAS, section 48-35-40 of the South Carolina Code of Laws, as amended, further provides that “[n]o burning shall be carried out during any period which the Governor has declared that an emergency exists in connection with forest fires”; and

WHEREAS, in addition to the foregoing authorities, section 48-35-50 of the South Carolina Code of Laws, as amended, provides that “[t]he State Forester may direct at any time, when deemed necessary in the interest of public safety, that fires covered by this chapter not be started,” and he “also may prohibit all open burning regardless of whether a permit or notification is required, including campfires, bonfires, and other fires for recreational purposes”; 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 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, section 56-5-70(B) of the South Carolina Code of Laws further 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.F.R. [§] 390.23(a)(1)(A), must be declared in this State by the Governor”; and

WHEREAS, recognizing that the maintenance and 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 determined 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 providing additional regulatory flexibility to facilitate the operation of critical transportation services; and

WHEREAS, in the interest of public safety and the preservation of natural resources, and consistent with the State Forester’s March 21, 2025 Burning Ban and in accordance with the authorities cited herein below, the undersigned has determined that it is necessary and appropriate to prohibit the ignition of outdoor fires in the State of South Carolina until further notice; and

6 EXECUTIVE ORDERS

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 existing wildfires or forest fires and enhanced fire risks, as well as the other dangerous conditions described herein and the 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 Respond to Wildfires and Enhanced Fire Risks

A. I hereby memorialize and confirm my prior activation of the South Carolina Emergency Operations Plan (“Plan”), as approved by Executive Order No. 2023-11, and direct that the Plan—including the South Carolina Firefighter Mobilization and Emergency Response Task Force Plan, in accordance with section 23-49-50 of the South Carolina Code of Laws, as amended—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 existing wildfires or forest fires and enhanced fire risks, as well as the other dangerous conditions described herein and the anticipated 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. In accordance with sections 48-31-20 and 48-35-40 of the South Carolina Code of Laws, as applicable, I hereby proclaim that it shall be unlawful in the State of South Carolina to conduct any outdoor burning or to build or ignite any outdoor fire of any nature, or to throw or cause to be thrown any matches, ashes, or other burning material on or adjacent to forests, woodlands, brushlands, or grasslands or to burn or cause to be burned any right of way. This proclamation—any violation of which will be subject to the criminal penalties provided by law—is effective immediately and shall remain in effect for the duration of the State of Emergency, unless otherwise modified, amended, or rescinded by subsequent Order, or until revocation of the State Forester’s March 21, 2025 Burning Ban, whichever event occurs first.

C. 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).

D. I hereby authorize and direct the South Carolina Department of Transportation (“DOT”) and the South Carolina National Guard to assist with the transportation of equipment and personnel associated with firefighter mobilization, as necessary and appropriate, pursuant to section 23-49-100 of the South Carolina Code of Laws, as amended.

E. 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.

F. 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.

G. 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.

H. 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.

I. 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.

J. I hereby authorize and direct state agencies and departments, including state-supported colleges, universities, and technical colleges, to follow county government closure determinations, consistent with the normal state procedure associated with hazardous conditions, for purposes of closing state government offices in any such counties or operating the same on an abbreviated schedule to ensure the safety of state employees and the general public. In the event circumstances warrant, I further authorize the Office of the Governor to modify the foregoing procedure, at the undersigned’s direction, and to announce, through appropriate means, the closure of state government offices in one or more counties due to the State of Emergency or hazardous conditions without the need for further Orders. 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, response to, or recovery from emergency conditions, 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 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

8 EXECUTIVE ORDERS

A. I hereby determine and declare that the existing and anticipated threats and circumstances associated with the dangerous conditions 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 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 dangerous conditions described herein 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 this event, 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 fourteen (14) 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, 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.

10 EXECUTIVE 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 22nd DAY OF MARCH, 2025.**

**HENRY DARGAN MCMASTER
Governor**

Executive Order No. 2025-15

WHEREAS, the undersigned has been notified of the passing of John J. “Bubber” Snow, III, who previously served as a member of the South Carolina House of Representatives; and

WHEREAS, in addition to his dutiful service as a member of the South Carolina House of Representatives—where he also served as chairman of the Agriculture, Natural Resources and Environmental Affairs Committee and successfully advocated for designation of the shag as the official dance of the State and beach music as the official popular music of the State—Bubber Snow previously served the State of South Carolina in various other state and local capacities; and

WHEREAS, prior to his distinguished public service, Bubber Snow served honorably in the United States Army; and

WHEREAS, Bubber Snow was a dedicated public servant, charismatic leader, passionate advocate for preserving the State’s music and dance culture, successful farmer and businessman, and devoted father and family man, and his passing warrants the people of this State further recognizing and appropriately honoring his extraordinary legacy and lifetime of service to the State of South Carolina; 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 present or former official of the government of any State, . . . the Governor of that State . . . may proclaim that the National flag shall be flown at half-staff”; and

WHEREAS, section 10-1-161(E) of the South Carolina Code of Laws, as amended, provides that “upon the death of a person of extraordinary stature, the Governor may order that the flags atop the State Capitol Building be lowered to half-staff at a designated time or for a designated period of time.”

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 the flags atop the State Capitol be lowered to half-staff from sunrise until sunset on Sunday, April 6, 2025, in honor of Bubber Snow and in recognition of his extraordinary legacy and lifetime of service to the State of South Carolina. This Order is effective immediately.

**GIVEN UNDER MY HAND AND THE GREAT
SEAL OF THE STATE OF SOUTH CAROLINA,
THIS 4th DAY OF APRIL, 2025.**

**HENRY DARGAN MCMASTER
Governor**

DEPARTMENT OF ENVIRONMENTAL SERVICES

NOTICE OF GENERAL PUBLIC INTEREST

NOTICE OF PUBLIC COMMENT PERIOD FOR SOUTH CAROLINA 2025 ANNUAL MONITORING NETWORK PLAN

Statutory Authority: S.C. Code Sections 48-1-10 et seq.

The South Carolina Department of Environmental Services (Department) is publishing this Notice of General Public Interest to provide opportunity to comment on the proposed 2025 South Carolina Annual Ambient Air Monitoring Network Plan (Network Plan) to meet obligations to the U.S. Environmental Protection Agency (EPA). This notice also provides documentation of the establishment and maintenance of an air quality surveillance system that consists of a network of state or local air monitoring stations (SLAMS) that includes federal reference method (FRM) and federal equivalent method (FEM) monitors that are part of SLAMS, national core multipollutant monitoring stations (NCore), chemical speciation network (CSN), and special purpose monitor (SPM) stations. The proposed Network Plan includes a statement of whether the operation of each monitor meets the requirements of Appendix E of Title 40, Part 58, Ambient Air Quality Surveillance, of the Code of Federal Regulations (40 CFR 58). As part of this Network Plan, the Department is also including an annual assessment as required under 40 CFR 51.1205(b) for those facilities that demonstrated attainment with the 1-hr Sulfur Dioxide (SO₂) National Ambient Air Quality Standard (NAAQS) as part of the Data Requirements Rule (DRR) using modeled emission rates that were less than the maximum permit allowable rates. The Network Plan is available for public inspection and comment for 30 days prior to submission to the EPA to include any received comments. To be considered, the Department must receive comments no later than 5:00 p.m. on May 27, 2025, the close of the comment period.

The Department is also providing the interested public with the opportunity to request a public hearing on the Network Plan. If requested, the Department will hold a public hearing on June 4, 2025, at 10:00 a.m., in Room 2151 of the Sims Building, 2600 Bull Street, Columbia, South Carolina. Pursuant to 40 CFR 51.102, if the Department does not receive a request for a public hearing by the close of the comment period, 5:00 p.m. on May 27, 2025, the Department will cancel the public hearing. If the public hearing will be held remotely using an alternative method, or if the Department cancels the public hearing, then the Department will notify the public and provide instructions for accessing any remote public hearing (if a hearing is requested) at least one week prior to the scheduled hearing via the Department's Public Notices webpage: <https://apps.dhec.sc.gov/Environment/PublicNotices>. Interested persons may also contact Joel Hodges, Air Regulation and Data Analysis Section, Bureau of Air Quality, 2600 Bull Street, Columbia, SC 29201; via phone at (803) 898-4131; or email at joel.hodges@des.sc.gov for more information or to find out if the Department will hold the public hearing. A copy of the proposed 2025 South Carolina Annual Ambient Air Monitoring Network Plan is also located on the Department's Public Notices webpage: <https://apps.dhec.sc.gov/Environment/PublicNotices>.

Synopsis:

In October 2006 and in April 2016, the EPA published requirements for an annual monitoring network plan. This Network Plan, as required and described in 40 CFR Part 58.10, Annual Monitoring Network Plan and Periodic Network Assessment, must contain the following information for each monitoring station in the network:

1. The Air Quality System (AQS) site identification number (ID) for existing stations,
2. Location of each monitoring station, including street address and geographical coordinates,
3. The sampling and analysis method used for each measured parameter,

12 NOTICES

4. The operating schedule for each monitor,
5. Any proposal to remove or relocate a monitoring station within a period of eighteen months following the network plan submittal,
6. The monitoring objective and spatial scale of representativeness for each monitor,
7. The identification of any sites that are suitable for comparison against the Particulate Matter less than 2.5 microns (PM_{2.5}) NAAQS, and
8. The Metropolitan Statistical Area (MSA), Core-Based Statistical Area (CBSA), Combined Statistical Area (CSA), or other area represented by the monitor.

Any network modifications to SLAMS networks are subject to the approval of the EPA Regional Administrator, who shall approve or disapprove the plan within 120 days of submission of a complete plan to the EPA. This 2025 South Carolina Annual Ambient Air Monitoring Network Plan covers the eighteen-month period from July 1, 2025, through December 31, 2026, and includes all anticipated modifications to the monitoring network.

The DRR annual assessment includes, for the applicable facilities, a comparison of the actual SO₂ emissions at each facility versus the SO₂ emissions included in the 1-hr SO₂ modeling demonstration and a determination as to whether the modeling performed for the DRR is still adequate to demonstrate attainment with the 1-hr SO₂ NAAQS.

DEPARTMENT OF LABOR, LICENSING AND REGULATION BUILDING CODES COUNCIL

NOTICE OF GENERAL PUBLIC INTEREST

Notice is hereby given that, in accordance with Section 6-9-40 of the 1976 Code of Laws of South Carolina, as amended, the South Carolina Building Codes Council intends to modify and adopt the following building codes for use in the State of South Carolina:

Mandatory codes include the:

- 2024 Edition of the International Building Code;
- 2024 Edition of the International Residential Code;
- 2024 Edition of the International Fire Code;
- 2024 Edition of the International Plumbing Code;
- 2024 Edition of the International Mechanical Code;
- 2024 Edition of the International Fuel Gas Code;
- 2023 Edition of the National Electrical Code.

Interested persons may submit written comments until August 4, 2025, to:

Contact.BCC@llr.sc.gov

South Carolina Building Codes Council
PO Box 11329
Columbia, SC 29211-1329

Additional information and the Modification Request form may be found on the Council's website at www.llr.sc.gov/bcc.

**DEPARTMENT OF LABOR, LICENSING AND REGULATION
BUILDING CODES COUNCIL**

NOTICE OF GENERAL PUBLIC INTEREST

NOTICE OF PUBLIC HEARING

The South Carolina Department of Labor, Licensing and Regulation and the Building Codes Council do hereby give notice under Section 6-9-40(A)(3) and (4), of the South Carolina Code of Laws, as amended, that a public hearing will be held on May 20, 2025, in the Midlands and Pee Dee Conference rooms in the Kingstree Building, 110 Centerview Drive, Columbia, SC 29210, at 10:30 A.M., at which time interested persons will be given the opportunity to appear and present views to the Council's appointed Study Committee on the following building codes for use in the State of South Carolina.

Mandatory codes include the:

2024 Edition of the International Building Code;
2024 Edition of the International Residential Code;
2024 Edition of the International Fire Code;
2024 Edition of the International Plumbing Code;
2024 Edition of the International Mechanical Code;
2024 Edition of the International Fuel Gas Code;
2023 Edition of the National Electrical Code.

Additional meetings, if needed, will held on June 17, 2025, July 15, 2025 and August 12, 2025 in the Kingstree Building, at 110 Centerview Drive, Columbia, SC 29210. The Council's web page will provide updates, if any, regarding these meetings, to include the time they will begin.

Any person who wishes to appear before or provide evidence or comments to the committee, or both, must submit a written notice of his or her intention to appear before the Study Committee to Maggie Smith, Administrator of the Building Codes Council, at the physical address stated below, or to the email address also provided below, by or before May 13, 2025.

Maggie Smith
S.C. Building Codes Council
SC Department of Labor, Licensing and Regulation
PO Box 11329
Columbia, SC 29211-1329
Maggie.Smith@llr.sc.gov

If any person chooses not to attend the hearing but wishes to submit evidence or comments for the Committee's consideration, the evidence or comments should be sent to the same addresses provided above by or before August 4, 2025.

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF GENERAL PUBLIC INTEREST

In accordance with Section 44-7-200(D), Code of Laws of South Carolina, the public is hereby notified that a Certificate of Need application has been accepted for filing and publication on **April 25, 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.

14 NOTICES

Affecting Sumter County

Sumter Behavioral Health, LLC d/b/a Midlands Behavioral Health Hospital

The addition of 28 psychiatric beds for a total of 60 psychiatric beds at a total project cost of \$36,678.00.

In accordance with Section 44-7-210(A), Code of Laws of South Carolina, and Regulation 61-15, 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 **April 25, 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 Berkeley, Charleston, Richland, and Lexington Counties

Integral Home Health d/b/a ViCare

The establishment of a Home Health Agency in Berkeley, Charleston, Richland, and Lexington Counties at a total project cost of \$5,000.00.

Affecting Charleston County

Trident Medical Center, LLC d/b/a Live Oak Mental Health & Wellness

The addition of 24 psychiatric beds for a total of 84 psychiatric beds at a total project cost of \$124,915.11.

Affecting Greenville County

Novant Health Greenville Hospital, LLC d/b/a Novant Health Greenville Hospital

The construction for the establishment of a new 20 general acute care bed hospital of 79,350 sf at a total project cost of \$132,134,992.52.

Prisma Health-Upstate d/b/a Prisma Health Greer Memorial Hospital

The addition of 69 acute care beds, 8 obstetric beds, 8 pediatric beds, and 8 ICU/CCU beds for a total of 175 beds with renovations at a total project cost of \$250,000,000.00.

Affecting Richland County

Encompass Health Rehabilitation Hospital of Irmo, LLC d/b/a Encompass Health Rehabilitation Hospital of Irmo

The addition of 22 rehabilitation beds for a total of 49 rehabilitation beds at a total project cost of \$35,000.00.

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF GENERAL PUBLIC INTEREST

61-122. Standards for Licensing In-Home Care Providers.

The Department of Public Health elected to terminate the promulgation process on Regulation Document No. 5345, relating to Standards for Licensing In-Home Care Providers.

DEPARTMENT OF PUBLIC HEALTH
NOTICE OF GENERAL PUBLIC INTEREST

61-93. Standards for Licensing Facilities for Chemically Dependent or Addicted Persons.

The Department of Public Health elected to terminate the promulgation process on Regulation Document No. 5346, relating to Standards for Licensing Facilities for Chemically Dependent or Addicted Persons.

16 FINAL REGULATIONS

SOUTH CAROLINA DEPARTMENT OF ARCHIVES AND HISTORY CHAPTER 12

Statutory Authority: 1976 Code Sections 30-1-90(B) and 30-1-100(D)

Notice of Drafting:

The South Carolina Department of Archives and History (SCDAH) proposes to repeal Regulations 12-1100 to 12-1124 regarding general retention schedules for data processing records of state agencies/institutions. Interested persons may submit comments to Erin Lowry, Supervisor, Records Management, 8301 Parklane Road, Columbia, SC 29223 by May 30, 2025.

Synopsis:

The SCDAH proposes to repeal Regulations 12-1100 to 12-1124 to allow for the changes made by Act 47 of 2003.

The proposed revisions will require legislative review.

SOUTH CAROLINA DEPARTMENT OF ARCHIVES AND HISTORY CHAPTER 12

Statutory Authority: 1976 Code Sections 30-1-90(B) and 30-1-100(D)

Notice of Drafting:

The South Carolina Department of Archives and History (SCDAH) proposes to repeal Regulations 12-1200 to 12-1206 regarding general retention schedules for electronic records common to most state agencies/institutions. Interested persons may submit comments to Erin Lowry, Supervisor, Records Management, 8301 Parklane Road, Columbia, SC 29223 by May 30, 2025.

Synopsis:

The SCDAH proposes to repeal Regulations 12-1200 to 12-1206 to allow for the changes made by Act 47 of 2003.

The proposed revisions will require legislative review.

SOUTH CAROLINA DEPARTMENT OF ARCHIVES AND HISTORY CHAPTER 12

Statutory Authority: 1976 Code Sections 30-1-90(B) and 30-1-100(D)

Notice of Drafting:

The South Carolina Department of Archives and History (SCDAH) proposes to repeal Regulations 12-300 to 12-336 regarding general retention schedules for state administrative records. Interested persons may submit comments to Erin Lowry, Supervisor, Records Management, 8301 Parklane Road, Columbia, SC 29223 by May 30, 2025.

Synopsis:

The SCDAH proposes to repeal Regulations 12-300 to 12-336 to allow for the changes made by Act 47 of 2003.

The proposed revisions will require legislative review.

SOUTH CAROLINA DEPARTMENT OF ARCHIVES AND HISTORY
CHAPTER 12

Statutory Authority: 1976 Code Sections 30-1-90(B) and 30-1-100(D)

Notice of Drafting:

The South Carolina Department of Archives and History (SCDAH) proposes to repeal Regulations 12-800 to 12-819.10 regarding general retention schedules for state colleges and universities. Interested persons may submit comments to Erin Lowry, Supervisor, Records Management, 8301 Parklane Road, Columbia, SC 29223 by May 30, 2025.

Synopsis:

The SCDAH proposes to repeal Regulations 12-800 to 12-819.10 to allow for the changes made by Act 47 of 2003.

The proposed revisions will require legislative review.

SOUTH CAROLINA DEPARTMENT OF ARCHIVES AND HISTORY
CHAPTER 12

Statutory Authority: 1976 Code Sections 30-1-90(B) and 30-1-100(D)

Notice of Drafting:

The South Carolina Department of Archives and History (SCDAH) proposes to repeal Regulations 12-700 to 12-757 regarding general retention schedules for state financial records. Interested persons may submit comments to Erin Lowry, Supervisor, Records Management, 8301 Parklane Road, Columbia, SC 29223 by May 30, 2025.

Synopsis:

The SCDAH proposes to repeal Regulations 12-700 to 12-757 to allow for the changes made by Act 47 of 2003.

The proposed revisions will require legislative review.

SOUTH CAROLINA DEPARTMENT OF ARCHIVES AND HISTORY
CHAPTER 12

Statutory Authority: 1976 Code Sections 30-1-90(B) and 30-1-100(D)

Notice of Drafting:

The South Carolina Department of Archives and History (SCDAH) proposes to repeal Regulations 12-400 to 12-423 regarding general retention schedules for state personnel records. Interested persons may submit comments to Erin Lowry, Supervisor, Records Management, 8301 Parklane Road, Columbia, SC 29223 by May 30, 2025.

18 FINAL REGULATIONS

Synopsis:

The SCDAH proposes to repeal Regulations 12-400 to 12-423 to allow for the changes made by Act 47 of 2003.

The proposed revisions will require legislative review.

SOUTH CAROLINA DEPARTMENT OF ARCHIVES AND HISTORY

CHAPTER 12

Statutory Authority: 1976 Code Sections 30-1-90(B) and 30-1-100(D)

Notice of Drafting:

The South Carolina Department of Archives and History (SCDAH) proposes to repeal Regulations 12-500 to 12-518.3 regarding general retention schedules for county records. Interested persons may submit comments to Erin Lowry, Supervisor, Records Management, 8301 Parklane Road, Columbia, SC 29223 by May 30, 2025.

Synopsis:

The SCDAH proposes to repeal Regulations 12-500 to 12-518.3 to allow for the changes made by Act 47 of 2003.

The proposed revisions will require legislative review.

SOUTH CAROLINA DEPARTMENT OF ARCHIVES AND HISTORY

CHAPTER 12

Statutory Authority: 1976 Code Sections 30-1-90(B) and 30-1-100(D)

Notice of Drafting:

The South Carolina Department of Archives and History (SCDAH) proposes to repeal Regulations 12-601 to 12-611.11 regarding general retention schedules for municipal records. Interested persons may submit comments to Erin Lowry, Supervisor, Records Management, 8301 Parklane Road, Columbia, SC 29223 by May 30, 2025.

Synopsis:

The SCDAH proposes to repeal Regulations 12-601 to 12-611.11 to allow for the changes made by Act 47 of 2003.

The proposed revisions will require legislative review.

SOUTH CAROLINA DEPARTMENT OF ARCHIVES AND HISTORY

CHAPTER 12

Statutory Authority: 1976 Code Sections 30-1-90(B) and 30-1-100(D)

Notice of Drafting:

The South Carolina Department of Archives and History (SCDAH) proposes to repeal Regulations 12-901 to 12-906.16 regarding general retention schedules for school districts. Interested persons may submit comments to Erin Lowry, Supervisor, Records Management, 8301 Parklane Road, Columbia, SC 29223 by May 30, 2025.

Synopsis:

The SCDAH proposes to repeal Regulations 12-901 to 12-906.16 to allow for the changes made by Act 47 of 2003.

The proposed revisions will require legislative review.

**DEPARTMENT OF LABOR, LICENSING AND REGULATION
BOARD OF MASSAGE THERAPY**

CHAPTER 77

Statutory Authority: 1976 Code Sections 40-1-70 and 40-30-50

Notice of Drafting:

The South Carolina Board of Massage Therapy proposes to amend its regulations to update and revise regulations regarding massage therapy, to include but not be limited to endorsement, license renewal, massage therapy establishments and sole practitioner establishments. Interested persons may submit written comments to Matalie Mickens, Board Executive, Board of Massage Therapy, South Carolina Department of Labor, Licensing and Regulation, Post Office Box 11329, Columbia, SC 29211.

Synopsis:

The South Carolina Board of Massage Therapy proposes to amend its regulations to update and revise regulations regarding endorsement, license renewal, massage therapy establishments and sole practitioner establishments, among other sections.

Legislative review of this amendment is required.

DEPARTMENT OF PUBLIC HEALTH

CHAPTER 60

Statutory Authority: 1976 Code Sections 44-7-110 et seq.

Notice of Drafting:

The Department of Public Health (Department) proposes amending R.61-93, *Standards for Licensing Facilities for Chemically Dependent or Addicted Persons*. Interested persons may submit comment(s) on the proposed amendments to the Bureau of Public Information and Regulatory Affairs, Healthcare Quality; S.C. Department of Public Health, P.O. Box 2046, West Columbia, S.C. 29171; HQRegs@dph.sc.gov. To be considered, the Department must receive comments no later than 5:00 p.m. on May 5, 2025, the close of the Notice of Drafting comment period.

This notice supersedes the Notice of Drafting that was published in the South Carolina State Register Volume 48, Issue 7 on July 26, 2024.

Synopsis:

Pursuant to S.C. Code Section 44-7-150(A)(3), the Department is authorized to adopt substantive and procedural regulations considered necessary to carry out the Department's licensure duties under the *State Health Facility Licensure Act*, S.C. Code Sections 44-7-110, *et seq.* Pursuant to S.C. Code Sections 44-7-250 and 44-7-260(A)(7), the Department establishes and enforces basic standards for the licensure, maintenance, and operation of facilities for chemically dependent or addicted persons (CDAP facilities) to ensure the safe and

20 FINAL REGULATIONS

adequate treatment of persons served in this state. Licensed CDAP facilities providing an opioid treatment program are subject to various statutes and regulations, including the Code of Federal Regulations Title 42, Part 8, Medications for the Treatment of Opioid Use Disorder. The Department proposes to amend the regulation to be consistent with these federal regulations. Further, the Department proposes amending the regulation to update and revise provisions regarding: licensure, to include the manner and method of fee payments; inspections; enforcement; food/meal service; patient care, treatment, and services; and emergency procedures and disaster preparedness.

The proposed amendments may also include stylistic changes, which may include corrections for clarity and readability, grammar, punctuation, definitions, references, codification, and overall improvement of the text of the regulation.

The Administrative Procedures Act, S.C. Code Section 1-23-120(A), requires General Assembly review of these proposed amendments.

DEPARTMENT OF PUBLIC HEALTH CHAPTER 60

Statutory Authority: 1976 Code Sections 44-70-10 et seq.

Notice of Drafting:

The Department of Public Health (Department) proposes amending R.61-122, *Standards for Licensing In-Home Care Providers*. Interested persons may submit comment(s) on the proposed amendments to the Bureau of Public Information and Regulatory Affairs, Healthcare Quality; S.C. Department of Public Health, P.O. Box 2046, West Columbia, S.C. 29171; HQRegs@dph.sc.gov. To be considered, the Department must receive comments no later than 5:00 p.m. on May 5, 2025, the close of the Notice of Drafting comment period.

This notice supersedes the Notice of Drafting that was published in South Carolina State Register Volume 48, Issue 7 on July 26, 2024.

Synopsis:

Pursuant to the *Licensure of In-Home Care Providers Act*, S.C. Code Sections 44-70-10 et seq., the Department establishes and enforces the standards for the licensure, maintenance, and operation of in-home care providers (IHCPs). The Department proposes amending the regulation to update, add, or revise provisions regarding: licensure, to include the manner and method of fee payments, application procedures, and criminal record checks and drug testing of applicants; responsibilities of licensees, including bonding, record keeping, and reporting; criteria that caregivers must satisfy before providing in-home care services; and standards for liability and other appropriate insurance coverage.

The proposed amendments may also include stylistic changes, which may include corrections for clarity and readability, grammar, punctuation, definitions, references, codification, and overall improvement of the text of the regulation.

The Administrative Procedures Act, S.C. Code Section 1-23-120(A), requires General Assembly review of these proposed amendments.