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SOUTH CAROLINA STATE REGISTER

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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.

2026 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	1/9	2/13	3/13	4/10	5/8	6/12	7/10	8/14	9/11	10/9	11/13	12/11
Publishing Date	1/23	2/27	3/27	4/24	5/22	6/26	7/24	8/28	9/25	10/23	11/27	12/25

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

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5452			Driveways; Erosion Control; and Bus Shelters	05/02/2027	Dept of Transportation		
5457			Air Pollution Control Regulations and Standards	05/02/2027	Dept of Environmental Services		
5448			Public Witness Testimony and Customer Public Hearings	05/02/2027	Public Service Commission		
5446			Practice and Procedure	05/02/2027	Public Service Commission		
5464			First Mortgage Real Estate Loans by State-chartered Banks	05/02/2027	Board of Financial Institutions		
5463			FHA Home Improvement Loans, Savings and Loan	05/02/2027	Board of Financial Institutions		
5462			Federal 100 Percent Guaranteed Loans	05/02/2027	Board of Financial Institutions		
5465			Sickle Cell Disease Voluntary Patient Registry	05/02/2027	Dept of Public Health		

Executive Order No. 2026-23

WHEREAS, Congress passed and President Donald J. Trump signed into law the One Big Beautiful Bill Act. *See* Pub. L. 119-21, 139 Stat. 72 (July 4, 2025); and

WHEREAS, as part of the One Big Beautiful Bill Act, Congress enacted a tax credit for contributions of individuals to scholarship granting organizations ("Tax Credit Program"). *See id.* § 70411, 139 Stat. 215–17; and

WHEREAS, the undersigned submitted Form 15714 to the Internal Revenue Service on January 13, 2026, electing that South Carolina participate in the Tax Credit Program for 2027. *See* 26 U.S.C. §§ 25F(c)(1), (g)(1)(A); and

WHEREAS, the Tax Credit Program requires a State to "provide to the Secretary [of the Treasury] a list of the scholarship granting organizations that meet the requirements described in subsection (c)(5) [of 26 U.S.C. § 25F] and are located in the State." *Id.* § 25F(g)(1)(A); and

WHEREAS, the election to participate and required list must be provided "by the Governor of the State or by such other individual, agency, or entity as is designated under State law to make such elections on behalf of the State with respect to Federal tax benefits." *Id.* § 25F(g)(1)(B); and

WHEREAS, no individual, agency, or entity other than the undersigned has been designated under South Carolina law to make this election and submit the required list of scholarship granting organizations; and

WHEREAS, the Tax Credit Program establishes the requirements for a scholarship granting organization. *See id.* §§ 25(F)(c)(5), (d)(1); and

WHEREAS, the Internal Revenue Service issued guidance on those requirements on October 2, 2026. *See* Dep't of the Treasury, Internal Revenue Service, *Federal Scholarship Tax Credit*, 91 Fed. Reg. 62818 (Oct. 2, 2026); and

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 and direct as follows:

Section 1. Applications from Scholarship Granting Organizations

A. The Department of Revenue is an appropriate agency to assist the undersigned by creating and receiving an application that an entity must submit to be considered a scholarship granting organization.

B. The Department of Revenue shall compile a list of organizations who have submitted complete applications.

C. The Department of Revenue shall provide to the Office of the Governor by February 1, 2027, a list of the applicants that have submitted complete applications to be scholarship granting organizations.

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 and shall remain in effect unless otherwise expressly stated herein or modified, amended, extended, or rescinded by subsequent Order.

GIVEN UNDER MY HAND AND THE GREAT SEAL OF THE STATE OF SOUTH CAROLINA, THIS 13th DAY OF OCTOBER, 2026.

HENRY DARGAN MCMASTER
Governor

Executive Order No. 2026-24

WHEREAS, South Carolina possesses great natural beauty, from the mountains in the Upstate to the marshes in the Lowcountry, with rivers, fields and forests in between and wildlife abounding as waters turn from fresh to brackish and then to the sea; and

WHEREAS, this natural beauty has long been recognized as part of what makes South Carolina a remarkable place in which to live, work,and raise a family, to wit, as early as 1739, a report to King George II on colonial South Carolina called it "the fairest & most fruitful Province belonging to Great Britain"; and

WHEREAS, "The health, welfare, and safety of the lives and property of the people of this State and the conservation of its natural resources are matters of public concern." S.C. Const. art. XII, § 1; and

WHEREAS, as used in this Order, the terms "conservation" and "preservation" extend to resources of all kinds, including natural resources such as land, air, water, flora and fauna; historic sites and events; legacies of historical figures; and the cultural heritage of all peoples living and having lived here; and

WHEREAS, proponents of healthy living, including physicians and nature lovers of all kinds, advocate the benefits of working, vacationing and simply relaxing in and among the peaceful treasures of nature, particularly as the pressures of population growth and development increase; and

WHEREAS, South Carolina's natural and human resources are key to sustaining the State's economy, health and quality of life through endeavors ranging from manufacturing, agriculture, forestry and tourism to the academic fields of natural history, ecology, the life sciences, law and medicine; and

WHEREAS, a thriving population and economy are necessary for our State's future prosperity, which cannot be fully achieved and sustained without a clean, healthy natural environment; and

WHEREAS, our growth must be thoughtfully considered so that it enhances—rather than diminishes—the treasured natural and cultural resources and traditions that are central to South Carolina's identity; and this intentional approach represents an important responsibility of South Carolinians both now and in the future; and

WHEREAS, the haphazard development that often accompanies population growth can be lessened or avoided by placing voluntary conservation easements, or where appropriate, agricultural easements, on fields, forests, farms and other lands in urban and rural areas, and by the creation of parks, trails and historical or cultural sites for learning, preservation or recreation; and

WHEREAS, South Carolina's marshes, forests and wetlands provide critical natural infrastructure and defense against floods and other natural hazards, thereby increasing the resilience of the State's communities, economies and ecosystems, including wildlife of all kinds; and

WHEREAS, "[i]t is the policy of this State to recognize the conservation of natural resources as an important state interest and to encourage resource agencies, consistent with their statutory authority and missions, to support conservation through planning, grant program administration, land management, voluntary landowner partnerships, and activities that contribute to the establishment of protected land." S.C. Code Ann. § 48-61-110; and

WHEREAS, approximately 3.4 million acres are currently preserved in some form, with approximately 400,000 of them having been added since 2017 through increasingly coordinated efforts; and

WHEREAS, the undersigned has called for ten million acres—approximately half of South Carolina's acreage—to be preserved for this and future generations; and, reflecting this aspiration, the General Assembly, as part of the South Carolina Protected Lands and Conservation Coordination Act, 2026 S.C. Acts No. 190, has set a "long-range goal of the State to increase protected land to seven million acres by the year 2050." S.C. Code Ann. § 48-61-120(B); and

WHEREAS, achieving the State's conservation goals will require efforts of both government and the private sector, as well as voluntary coordination and partnerships with private landowners all seeking a happy answer to the question, "What will South Carolina look like in one hundred years?"; and

WHEREAS, in addition to the State's natural resources, South Carolina also boasts many remarkable sites that tell the story of the State's history and culture in shaping South Carolinians as a people; and

WHEREAS, pursuing the State's conservation policy will require consistent efforts—both large and small—which will span not only gubernatorial administrations but also generations of South Carolinians.

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 establish the Governor's Conservation Commission, which shall function as set forth below:

Section 1. Establishing the Governor's Conservation Commission

A. There is created the Governor's Conservation Commission.

B. Membership of the Commission:

The following public officials shall serve on the Commission ex officio:

1. The Governor or his designee
2. The Director of the Department of Natural Resources
3. The Director of the Department of Parks, Recreation and Tourism
4. The Director of the South Carolina Conservation Bank
5. The Chief Resilience Officer
6. The State Forester

The Governor shall appoint no more than twenty-six members from the private or academic sectors who have knowledge of matters concerning conservation, preservation, history, or culture through experience, education, training, or interest.

The Governor shall invite the following officers to participate as members ex officio:

1. The Commissioner of Agriculture or his designee
2. The Chairman of the House Agriculture, Natural Resources and Environmental Affairs Committee or his designee
3. The Chairman of the Senate Fish, Game and Forestry Committee or his designee

C. The Governor shall appoint a member of the Commission to serve as Chairman.

D. Ex officio members shall serve with all privileges, including voting.

E. Private- and academic-sector members shall serve two-year terms and may be reappointed. These members may be removed by the Governor at any time at his discretion.

F. Members shall serve without compensation.

G. Any costs related to the Commission shall be paid by the Office of the Governor.

H. The Commission's responsibilities include:

1. Advising the Governor and the Executive Branch regarding strategies and opportunities to conserve and preserve South Carolina's natural resources, its historic sites, historical records and cultural sites and heritage; and
2. Promoting collaboration among state agencies to develop policies, practices and long-term strategic plans to promote the State's conservation and preservation goals; and
3. Providing assistance to local governments in developing their own policies and goals for conservation and preservation; and
4. Promoting public awareness of the importance of conservation and preservation, as well as knowledge of South Carolina's history and culture; and
5. Providing assistance to the General Assembly in promoting the State's natural resilience, conservation policies and the preservation of its historical sites and cultural heritage; and
6. Communicating, collaborating and cooperating with public, private and nonprofit entities of all kinds—including commercial and academic—and encouraging them to do so among themselves, to maximize the strength and effectiveness of conservation and preservation efforts in South Carolina; and
7. Identifying and collaborating with potential public and private sources of funding for promoting conservation and preservation; and
8. Promoting conservation and preservation of the State's natural resources through voluntary private action and state acquisition of such resources for parks, recreation, scientific research and wildlife preservation.

I. The Commission is advisory only and shall not exercise any part of the sovereign power of South Carolina.

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 and shall remain in effect unless otherwise expressly stated herein or modified, amended, extended, or rescinded by subsequent Order.

GIVEN UNDER MY HAND AND THE GREAT SEAL OF THE STATE OF SOUTH CAROLINA, THIS 22nd DAY OF OCTOBER, 2026.

HENRY DARGAN MCMASTER
Governor

Executive Order No. 2026-25

WHEREAS, the undersigned has been notified of the passing of Alexander M. Sanders, Jr., who previously served the State of South Carolina as the first chief judge of the South Carolina Court of Appeals; and

WHEREAS, in addition to his dutiful service to the South Carolina Judicial Branch, Alex Sanders previously served the State of South Carolina as a member of the South Carolina Senate and, before that, the South Carolina House of Representatives; and

WHEREAS, Alex Sanders faithfully served as the nineteenth president of the College of Charleston, where he taught law classes and was beloved by the student body; and

WHEREAS, as a tireless advocate for South Carolina's natural beauty, Alex Sanders during his time in South Carolina's General Assembly helped preserve the tract that would become Congaree National Park and also laid the groundwork for Columbia's Riverbanks Zoo as president of the Riverbanks Society; and

WHEREAS, Alex Sanders was a tireless public servant, a principled leader, and a devoted father, grandfather, 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 "[u]pon 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 Thursday, November 5, 2026, in honor of Alexander M. Sanders, Jr., 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 NOVEMBER, 2026.

HENRY DARGAN MCMASTER
Governor

Executive Order No. 2026-26

WHEREAS, South Carolina possesses great natural beauty, from the mountains in the Upstate to the marshes in the Lowcountry, with rivers, fields and forests in between and wildlife abounding as waters turn from fresh to brackish and then to the sea; and

WHEREAS, this natural beauty has long been recognized as part of what makes South Carolina a remarkable place in which to live, work, and raise a family, to wit, as early as 1739, a report to King George II on colonial South Carolina called it "the fairest & most fruitful Province belonging to Great Britain"; and

WHEREAS, "The health, welfare, and safety of the lives and property of the people of this State and the conservation of its natural resources are matters of public concern." S.C. Const. art. XII, § 1; and

WHEREAS, as used in this Order, the terms "conservation" and "preservation" extend to resources of all kinds, including natural resources such as land, air, water, flora and fauna; historic sites and events; legacies of historical figures; and the cultural heritage of all peoples living and having lived here; and

WHEREAS, proponents of healthy living, including physicians and nature lovers of all kinds, advocate the benefits of working, vacationing and simply relaxing in and among the peaceful treasures of nature, particularly as the pressures of population growth and development increase; and

WHEREAS, South Carolina's natural and human resources are key to sustaining the State's economy, health and quality of life through endeavors ranging from manufacturing, agriculture, forestry and tourism to the academic fields of natural history, ecology, the life sciences, law and medicine; and

WHEREAS, a thriving population and economy are necessary for our State's future prosperity, which cannot be fully achieved and sustained without a clean, healthy natural environment; and

WHEREAS, our growth must be thoughtfully considered so that it enhances—rather than diminishes—the treasured natural and cultural resources and traditions that are central to South Carolina's identity; and this intentional approach represents an important responsibility of South Carolinians both now and in the future; and

WHEREAS, the haphazard development that often accompanies population growth can be lessened or avoided by placing voluntary conservation easements, or, where appropriate, agricultural easements, on fields, forests, farms and other lands in urban and rural areas, and by the creation of parks, trails and historical or cultural sites for learning, preservation or recreation; and

WHEREAS, South Carolina's marshes, forests and wetlands provide critical natural infrastructure and defense against floods and other natural hazards, thereby increasing the resilience of the State's communities, economies and ecosystems, including wildlife of all kinds; and

WHEREAS, "[i]t is the policy of this State to recognize the conservation of natural resources as an important state interest and to encourage resource agencies, consistent with their statutory authority and missions, to support conservation through planning, grant program administration, land management, voluntary landowner partnerships, and activities that contribute to the establishment of protected land." S.C. Code Ann. § 48-61-110; and

WHEREAS, approximately 3.4 million acres are currently preserved in some form, with approximately 400,000 of them having been added since 2017 through increasingly coordinated efforts; and

WHEREAS, the undersigned has called for ten million acres—approximately half of South Carolina's acreage—to be preserved for this and future generations; and, reflecting this aspiration, the General Assembly, as part of the South Carolina Protected Lands and Conservation Coordination Act, 2026 S.C. Acts No. 190, has set a "long-range goal of the State to increase protected land to seven million acres by the year 2050." S.C. Code Ann. § 48-61-120(B); and

WHEREAS, achieving the State's conservation goals will require efforts of both government and the private sector, as well as voluntary coordination and partnerships with private landowners all seeking a happy answer to the question, "What will South Carolina look like in one hundred years?"; and

WHEREAS, in addition to the State's natural resources, South Carolina also boasts many remarkable sites that tell the story of the State's history and culture in shaping South Carolinians as a people; and

WHEREAS, pursuing the State's conservation policy will require consistent efforts—both large and small—which will span not only gubernatorial administrations but also generations of South Carolinians.

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1. The Governor or his designee
2. The Director of the Department of Natural Resources
3. The Director of the Department of Parks, Recreation and Tourism
4. The Director of the South Carolina Conservation Bank
5. The Chief Resilience Officer
6. The State Forester

The Governor shall appoint no more than thirty-five members from the private or academic sectors who have knowledge of matters concerning conservation, preservation, history, or culture through experience, education, training, or interest.

The Governor shall invite the following officers to participate as members ex officio:

1. The Commissioner of Agriculture or his designee
2. The Chairman of the House Agriculture, Natural Resources and Environmental Affairs Committee or his designee
3. The Chairman of the Senate Fish, Game and Forestry Committee or his designee

C. The Governor shall appoint a member of the Commission to serve as Chairman and two members of the Commission to serve as Vice Chairmen.

D. Ex officio members shall serve with all privileges, including voting.

E. Private- and academic-sector members shall serve two-year terms and may be reappointed. These members may be removed by the Governor at any time at his discretion.

F. Members shall serve without compensation.

G. Any costs related to the Commission shall be paid by the Office of the Governor.

H. The Commission's responsibilities include:

1. Advising the Governor and the Executive Branch regarding strategies and opportunities to conserve and preserve South Carolina's natural resources, its historic sites, historical records and cultural sites and heritage; and
2. Promoting collaboration among state agencies to develop policies, practices and long-term strategic plans to promote the State's conservation and preservation goals; and
3. Providing assistance to local governments in developing their own policies and goals for conservation and preservation; and
4. Promoting public awareness of the importance of conservation and preservation, as well as knowledge of South Carolina's history and culture; and
5. Providing assistance to the General Assembly in promoting the State's natural resilience, conservation policies and the preservation of its historical sites and cultural heritage; and
6. Communicating, collaborating and cooperating with public, private and nonprofit entities of all kinds—including commercial and academic—and encouraging them to do so among themselves, to maximize the strength and effectiveness of conservation and preservation efforts in South Carolina; and
7. Identifying and collaborating with potential public and private sources of funding for promoting conservation and preservation; and
8. Promoting conservation and preservation of the State's natural resources through voluntary private action and state acquisition of such resources for parks, recreation, scientific research and wildlife preservation.

I. The Commission is advisory only and shall not exercise any part of the sovereign power of South Carolina.

Section 2. Rescinding Executive Order 2026-24.

I hereby rescind Executive Order 2026-24 (Establishing Governor's Conservation Commission) effective immediately.

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.

E. This Order is effective immediately and shall remain in effect unless otherwise expressly stated herein or modified, amended, extended, or rescinded by subsequent Order.

GIVEN UNDER MY HAND AND THE GREAT SEAL OF THE STATE OF SOUTH CAROLINA, THIS 10th DAY OF NOVEMBER, 2026.

HENRY DARGAN MCMASTER
Governor

Executive Order No. 2026-27

WHEREAS, the undersigned has been notified that Julie H. Thompson's resignation will create a vacancy in the office of Judge of Probate for Lexington County on November 13, 2026; and

WHEREAS, in the event of a vacancy in the office of a county judge of probate, the undersigned is authorized to appoint a suitable person, who shall be an elector of the county, to serve as judge of probate pursuant to sections 1-3-210, 1-3-220(2), and 4-11-20(1) of the South Carolina Code of Laws, as amended; and

WHEREAS, Brian Eckstrom, of Lexington, South Carolina, who prevailed in the primary election for Judge of Probate for Lexington County conducted on June 9, 2026, and ran unopposed in the general election conducted on November 3, 2026, is a fit and proper person to serve as Judge of Probate for Lexington County.

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 appoint Brian Eckstrom to serve as Judge of Probate for Lexington County, effective November 13, 2026, until his successor is appointed or elected and qualified as provided by law. This Order is effective immediately.

GIVEN UNDER MY HAND AND THE GREAT SEAL OF THE STATE OF SOUTH CAROLINA, THIS 10th DAY OF NOVEMBER, 2026.

HENRY DARGAN MCMASTER
Governor

DEPARTMENT OF ENVIRONMENTAL SERVICES

NOTICE OF GENERAL PUBLIC INTEREST

The South Carolina Department of Environmental Services (Department) had a Notice of Proposed Regulation published in the August 28, 2026, South Carolina State Register, Document No. 5468. Document No. 5468 included proposed amendments to R.30-1, Statement of Policy, R.30-2, Applying for a Permit, and R.30-12, Special Project Standards for Tidelands and Coastal Waters.

Given the responses received during the public comment period for Document No. 5468, which occurred from August 28, 2026, to September 28, 2026, and feedback received during a public informational session held on the proposed regulations on October 13, 2026, the Department determined that additional public engagement would aid in the drafting of proposed amendments to the aforementioned regulations. As such, the Department paused efforts to implement the proposed regulatory changes to current dock regulations contained in Document No. 5468. The public hearing previously scheduled for Tuesday, October 27, 2026, beginning at 10:00 a.m. at the South Carolina Administrative Law Court, was canceled, as announced during the October 13, 2026, information session and as posted on the Department webpage, https://des.sc.gov/dockregs.

The Department will hold additional conversations with coastal communities and property owners to answer questions and gain further input about any future proposed regulatory changes. Should the Department propose amendments to the dock regulations in the future, the Department will do so in accordance with the Administrative Procedures Act, S.C. Code Sections 1-23-10 et. seq.

The State's current dock regulations remain in effect.

DEPARTMENT OF ENVIRONMENTAL SERVICES

NOTICE OF GENERAL PUBLIC INTEREST

SCDES-Bureau of Land and Waste Management
Shaw Industries Site

NOTICES OF VOLUNTARY CLEANUP CONTRACT, CONTRIBUTION PROTECTION, AND COMMENT PERIOD

PLEASE TAKE NOTICE that the South Carolina Department of Environmental Services (SCDES) intends to enter into a Voluntary Cleanup Contract (VCC) with BASF Corporation (BASF). The VCC provides that BASF, with SCDES's oversight, will fund and perform future response actions at the Shaw Industries facility located in Allendale County at 3405 Allendale-Fairfax Highway, Allendale, South Carolina and any surrounding area impacted by the migration of hazardous substances, pollutants, or contaminants (the Site).

Response actions addressed in the VCC include, but may not be limited to, BASF funding and performing a remedial investigation and, if necessary, an evaluation of cleanup alternatives for addressing any contamination. Further, BASF shall reimburse SCDES's future costs of overseeing the work performed by BASF and other SCDES response costs pursuant to the VCC.

The VCC is subject to a thirty-day public comment period consistent with the Comprehensive Environmental Response, Compensation, and Liability Act (CERCLA), 42 U.S.C. Section 9613, and the South Carolina Hazardous Waste Management Act (HWMA), S.C. Code Ann. Section 44-56-200 (as amended). Notices of contribution protection and comment period will be provided to other known potentially responsible parties. The VCC is available:

(1) On-line at https://apps.des.sc.gov/PublicNotices/; or
(2) By contacting Elisa Vincent at 803-898-0882 or elisa.vincent@des.sc.gov.

Any comments to the proposed VCC must be submitted in writing, postmarked no later than December 29, 2026, and addressed to: Elisa Vincent, SCDES-BLWM-SARR, 2600 Bull Street, Columbia, SC 29201.

Upon the successful completion of the VCC, BASF will receive a covenant not to sue for the work done in completing the response actions specifically covered in the VCC and completed in accordance with the approved work plans and reports. Upon execution of the VCC, BASF shall be deemed to have resolved their liability to the State in an administrative settlement for purposes of, and to the extent authorized under CERCLA, 42 U.S.C. Sections 9613(f)(2) and 9613(f)(3)(B), and under HWMA, S.C. Code Ann. Section 44-56-200, for the matters addressed in the VCC. Further, to the extent authorized under 42 U.S.C. Section 9613(f)(3)(B), S.C. Code Ann. Section 44-56-200, BASF may seek contribution from any person who is not a party to this administrative settlement.

DEPARTMENT OF ENVIRONMENTAL SERVICES

NOTICE OF GENERAL PUBLIC INTEREST

The South Carolina Department of Environmental Services (Department) had a Notice of Proposed Regulation published in the August 28, 2026, South Carolina State Register, Document No. 5471. Document No. 5471 included proposed amendments to R.61-101, Water Quality Certification.

Pursuant to Section 401 of the Clean Water Act (CWA), 33 U.S.C. Section 1341, any applicant for a Federal license or permit to conduct any activity which during construction or operations may result in any discharge to navigable waters is required by Federal law to first obtain a certification from the Department. The Department proposed amending R.61-101, Water Quality Certification, Section A(8)-(9) and Section G(6), to allow for a separate 401 Water Quality Certification in areas that require a direct permit for alteration of the critical area of the coastal zone and to make a conforming change to applicable appeal procedures. These amendments would help to streamline the review process and assist with meeting timeframes for application reviews. Specifically, separating the 401 Water Quality Certification and critical area permit decisions would allow for more flexibility in meeting each decision's respective regulatory timeframe.

Given the responses received during the public comment period for Document No. 5471, which occurred from August 28, 2026, to September 28, 2026, the Department determined that additional public engagement would aid in the drafting of proposed amendments to R.61-101. As such, the Department paused efforts to implement the proposed regulatory changes to the current regulation contained in Document No. 5471. The public hearing scheduled for Tuesday, November 10, 2026, beginning at 10:00 a.m. at the South Carolina Administrative Law Court, was canceled, as posted on the Department's webpage, https://des.sc.gov/permits-regulations/regulations-regulatory-updates/regulations-currently-under-amendment-recently-finalized.

Should the Department propose amendments to R.61-101 in the future, the Department will do so in accordance with the Administrative Procedures Act, S.C. Code Sections 1-23-10 et. seq.

STATE FISCAL ACCOUNTABILITY AUTHORITY
OFFICE OF THE STATE ENGINEER

NOTICE OF GENERAL PUBLIC INTEREST

This notice is published pursuant to Sections 1-23-40(2) and 1-34-30(B).

Section 10-1-180 charges the State Engineer with the enforcement and interpretation of building codes applicable to state buildings. Section 1-34-30 requires that an agency adopt the latest edition of all nationally recognized codes which the agency is charged by statute with enforcing and allows the agency to propose such adoption by publishing a notice in the State Register.

Pursuant to Section 1-34-30(A), the State Engineer published in the June 2026 issue of the State Register, notice of proposed adoption of the below listed codes. Having received no comments within 60 days of publication, the below listed codes are promulgated without amendment, effective January 1, 2027. Consistent with Section 10-1-180, information regarding the adoption of these codes, including the code editions, revision years, and any deletions, will be published in the Manual for Planning and Execution of State Permanent Improvements.

International Building Code (IBC), 2024 Edition with SCBC modifications
International Existing Building Code (IEBC), 2024 Edition
International Fire Code (IFC), 2024 Edition with SCBC modifications
International Fuel Gas Code (IFGC), 2024 Edition with SCBC modifications
International Mechanical Code (IMC), 2024 Edition with SCBC modifications
International Plumbing Code (IPC), 2024 Edition with SCBC modifications
International Private Sewage Disposal Code (IPSDC), 2024 Edition
International Property Maintenance Code (IPMC), 2024 Edition
International Residential Code for One and Two Family Dwellings (IRC), 2024 Edition with SCBC modifications
International Wildland – Urban Interface Code (IWUIC), 2024 Edition
International Code Council Performance Code (ICCPC), 2024 Edition
International Swimming Pool and Spa Code (ISPSC), 2024 Edition

The following organization issued the above listed nationally recognized codes:
International Code Council Inc.
500 New Jersey Avenue, NW, 6th Floor
Washington, DC 2001-2070

National Electrical Code (NEC) [NFPA-70], 2023 Edition with SCBC modifications

The following organization issued the above listed nationally recognized code:
National Fire Protection Association
1 Batterymarch Park
Quincy, MA 02169-7471

SOUTH CAROLINA LOTTERY COMMISSION

ERRATA

44-10 – 44-140. South Carolina Education Lottery.

The Proposed Regulation Document Number 5486 regarding the amendment of R.44-10 – 44-140. South Carolina Education Lottery, published in the State Register, Volume 50, Issue 10 on October 23, 2026, is revised to reflect the updated date of the public hearing as January 7, 2027, at 10:00 a.m., 1333 Main Street, 1st Floor Conference Room, Columbia, S.C. 29201.

SOUTH CAROLINA DEPARTMENT OF ARCHIVES AND HISTORY

CHAPTER 12

Statutory Authority: 1976 Code Section 10-1-165(J)

Notice of Drafting:

The Department of Archives and History proposes regulations pertaining to the maintenance, restoration, and replacement of monuments and memorials on public property. Interested persons may submit comments to Ms. Elizabeth Johnson, Deputy State Historic Preservation Officer, S.C. Department of Archives and History, 8301 Parklane Road, Columbia, S.C. 29223. To be considered, comments must be received no later than 5:00 p.m. on December 31, 2026, the close of the drafting comment period.

Synopsis:

The General Assembly passed an act prohibiting the disturbing or altering of certain historical monuments (Section 10-1-165). The act requires (Section 10-1-165(J)) the Department of Archives and History to promulgate regulations to establish a process for affinity organizations, monument preservation organizations, public bodies, or other custodians to apply for permitted maintenance, restoration, or replacement of monuments or memorials that have been damaged or destroyed. The proposed regulations also provide guidance and technical information to assist affinity organizations, monument preservation organizations, public bodies, or other custodians with making appropriate treatment decisions for maintenance, restoration, and replacement of historic materials based on the Standards for Rehabilitation in S.C. Code of Regulations Section 12-125.

Legislative review of this proposal will be required.

SOUTH CAROLINA CRIMINAL JUSTICE ACADEMY

CHAPTER 37

Statutory Authority: 1976 Code Sections 23-23-10 et seq.

Notice of Drafting:

The South Carolina Criminal Justice Academy proposes adopting a new regulation that addresses confidentiality of notifications to telecommunication operators and agencies, R.37-077. Interested persons may submit comments to Rebecca Williams, South Carolina Criminal Justice Academy, 5400 Broad River Road, Columbia, S.C. 29210. To be considered, comments must be received no later than 5:00 p.m. December 4, 2026, the close of the drafting period.

Synopsis:

S.C. Code Section 23-23-80 authorized the Law Enforcement Training Council to make regulations necessary for the administration of S.C. Code Sections 23-23-10 et seq. The proposed regulation changes will mirror the language of R.37-029 for telecommunication operators and agencies.

Legislative review of this proposal will be required.

SOUTH CAROLINA CRIMINAL JUSTICE ACADEMY
CHAPTER 37
Statutory Authority: 1976 Code Sections 23-23-10 et seq.

Notice of Drafting:

The South Carolina Criminal Justice Academy proposes to amend the regulation that addresses discovery in adjudication of misconduct allegations, R.37-104. Interested persons may submit comments to Rebecca Williams, South Carolina Criminal Justice Academy, 5400 Broad River Road, Columbia, S.C. 29210. To be considered, comments must be received no later than 5:00 p.m. December 4, 2026, the close of the drafting period.

Synopsis:

S.C. Code Section 23-23-80 authorized the Law Enforcement Training Council to make regulations necessary for the administration of S.C. Code Sections 23-23-10 et seq. The proposed regulation changes will add that in addition to all discovery being concluded at least 30 days prior to the contested case hearing, any discovery objections by either party must be submitted to the hearing officer within 14 days of the conclusion of discovery.

Legislative review of this proposal will be required.

SOUTH CAROLINA CRIMINAL JUSTICE ACADEMY
CHAPTER 37
Statutory Authority: 1976 Code Sections 23-23-10 et seq.

Notice of Drafting:

The South Carolina Criminal Justice Academy proposes to amend the regulation that addresses final decisions by the Law Enforcement Training Council in the adjudication of misconduct allegations, R.37-107. Interested persons may submit comments to Rebecca Williams, South Carolina Criminal Justice Academy, 5400 Broad River Road, Columbia, S.C. 29210. To be considered, comments must be received no later than 5:00 p.m. December 4, 2026, the close of the drafting period.

Synopsis:

S.C. Code Section 23-23-80 authorized the Law Enforcement Training Council to make regulations necessary for the administration of S.C. Code Sections 23-23-10 et seq. The proposed regulation changes will remove the reference to code section 1-23-380(b).

Legislative review of this proposal will be required.

SOUTH CAROLINA CRIMINAL JUSTICE ACADEMY
CHAPTER 37
Statutory Authority: 1976 Code Sections 23-23-10 et seq.

Notice of Drafting:

The South Carolina Criminal Justice Academy proposes to amend the regulation that addresses good character requirement for law enforcement candidates, R.37-003. Interested persons may submit comments to Rebecca Williams, South Carolina Criminal Justice Academy, 5400 Broad River Road, Columbia, S.C. 29210. To be

considered, comments must be received no later than 5:00 p.m. December 4, 2026, the close of the drafting period.

Synopsis:

S.C. Code Section 23-23-80 authorized the Law Enforcement Training Council to make regulations necessary for the administration of S.C. Code Sections 23-23-10 et seq. The proposed regulation clarifies the review process in determining good character of a law enforcement candidate.

Legislative review of this proposal will be required.

SOUTH CAROLINA CRIMINAL JUSTICE ACADEMY
CHAPTER 37
Statutory Authority: 1976 Code Sections 23-23-10 et seq.

Notice of Drafting:

The South Carolina Criminal Justice Academy proposes to amend the regulation that addresses the good character requirement for telecommunication operators, R.37-063. Interested persons may submit comments to Rebecca Williams, South Carolina Criminal Justice Academy, 5400 Broad River Road, Columbia, S.C. 29210. To be considered, comments must be received no later than 5:00 p.m. December 4, 2026, the close of the drafting period.

Synopsis:

S.C. Code Section 23-23-80 authorized the Law Enforcement Training Council to make regulations necessary for the administration of S.C. Code Sections 23-23-10 et seq. The proposed regulation changes will clarify the review process in determining good character of a telecommunication operator.

Legislative review of this proposal will be required.

SOUTH CAROLINA CRIMINAL JUSTICE ACADEMY
CHAPTER 37
Statutory Authority: 1976 Code Sections 23-23-10 et seq.

Notice of Drafting:

The South Carolina Criminal Justice Academy proposes adopting a new regulation that addresses investigations of events requiring withdrawal of certification and notification requirements to the operator, R.37-072. Interested persons may submit comments to Rebecca Williams, South Carolina Criminal Justice Academy, 5400 Broad River Road, Columbia, S.C. 29210. To be considered, comments must be received no later than 5:00 p.m. December 4, 2026, the close of the drafting period.

Synopsis:

S.C. Code Section 23-23-80 authorized the Law Enforcement Training Council to make regulations necessary for the administration of S.C. Code Sections 23-23-10 et seq. The proposed regulation changes will mirror the language of R.37-024 for telecommunication agencies and operators.

Legislative review of this proposal will be required.

SOUTH CAROLINA CRIMINAL JUSTICE ACADEMY
CHAPTER 37
Statutory Authority: 1976 Code Sections 23-23-10 et seq.

Notice of Drafting:

The South Carolina Criminal Justice Academy proposes adopting a new regulation that addresses notification of denial of telecommunications operator certification, R.37-076. Interested persons may submit comments to Rebecca Williams, South Carolina Criminal Justice Academy, 5400 Broad River Road, Columbia, S.C. 29210. To be considered, comments must be received no later than 5:00 p.m. December 4, 2026, the close of the drafting period.

Synopsis:

S.C. Code Section 23-23-80 authorized the Law Enforcement Training Council to make regulations necessary for the administration of S.C. Code Sections 23-23-10 et seq. The proposed regulation changes will mirror the language of R.37-028 for telecommunication operators.

Legislative review of this proposal will be required.

SOUTH CAROLINA CRIMINAL JUSTICE ACADEMY
CHAPTER 37
Statutory Authority: 1976 Code Sections 23-23-10 et seq.

Notice of Drafting:

The South Carolina Criminal Justice Academy proposes adopting a new regulation that addresses notification of withdrawal of telecommunications operator certification, R.37-075. Interested persons may submit comments to Rebecca Williams, South Carolina Criminal Justice Academy, 5400 Broad River Road, Columbia, S.C. 29210. To be considered, comments must be received no later than 5:00 p.m. December 4, 2026, the close of the drafting period.

Synopsis:

S.C. Code Section 23-23-80 authorized the Law Enforcement Training Council to make regulations necessary for the administration of S.C. Code Sections 23-23-10 et seq. The proposed regulation changes will adopt the language of R.37-027 for telecommunication operators.

Legislative review of this proposal will be required.

SOUTH CAROLINA CRIMINAL JUSTICE ACADEMY
CHAPTER 37
Statutory Authority: 1976 Code Sections 23-23-10 et seq.

Notice of Drafting:

The South Carolina Criminal Justice Academy proposes adopting a new regulation that addresses reporting events that require withdrawal of telecommunication operator certification, R.37-071. Interested persons may submit comments to Rebecca Williams, South Carolina Criminal Justice Academy, 5400 Broad River Road, Columbia, S.C. 29210. To be considered, comments must be received no later than 5:00 p.m. December 4, 2026, the close of the drafting period.

Synopsis:

S.C. Code Section 23-23-80 authorized the Law Enforcement Training Council to make regulations necessary for the administration of S.C. Code Sections 23-23-10 et seq. The proposed regulation changes will adopt the same requirements under R.37-023 for telecommunication agencies.

Legislative review of this proposal will be required.

SOUTH CAROLINA CRIMINAL JUSTICE ACADEMY

CHAPTER 37

Statutory Authority: 1976 Code Sections 23-23-10 et seq.

Notice of Drafting:

The South Carolina Criminal Justice Academy proposes to amend the regulation that addresses the separation of employment for telecommunication operators, R.37-070. Interested persons may submit comments to Rebecca Williams, South Carolina Criminal Justice Academy, 5400 Broad River Road, Columbia, S.C. 29210. To be considered, comments must be received no later than 5:00 p.m. December 4, 2026, the close of the drafting period.

Synopsis:

S.C. Code Section 23-23-80 authorized the Law Enforcement Training Council to make regulations necessary for the administration of S.C. Code Sections 23-23-10 et seq. The proposed regulation changes will add a requirement for separation notifications to be made within 15 days of separation mirroring the requirement of R.37-022. It will also clarify notification requirements, and agency/employer consequences for failure to notify.

Legislative review of this proposal will be required.

DEPARTMENT OF LABOR, LICENSING AND REGULATION
STATE BOARD OF BARBER EXAMINERS

CHAPTER 17

Statutory Authority: 1976 Code Sections 40-7-50, 40-7-60, 40-7-230, and 40-7-300

Notice of Drafting:

The South Carolina Board of Barber Examiners proposes to amend Chapter 17 of the Code of Regulations to include, but not be limited to, amending the time frame for training in R.17-8 and the time frame for issuing a student permit in R.17-10 to align the two, and to add a regulation regarding licensure of barbers who are currently licensed in another state. Interested persons may submit comments to Tracy Adams, Board Executive, Board of Barber Examiners, South Carolina Department of Labor, Licensing and Regulation, Post Office Box 11329, Columbia, SC 29211.

Synopsis:

The South Carolina Board of Barber Examiners proposes to amend Chapter 17 of the Code of Regulations to include, but not be limited to, amending the time frame for training in R.17-8 and the time frame for issuing a student permit in R.17-10 to align the two, and to add a regulation regarding licensure of barbers who are currently licensed in another state.

Legislative review of this amendment is required.

Document No. 5498
DEPARTMENT OF EMPLOYMENT AND WORKFORCE
CHAPTER 47
Statutory Authority: 1976 Code Sections 41-29-110, 41-29-230, and 41-31-45

47-500. Definitions.
47-501. Unemployment Trust Fund Solvency.

Preamble:

The South Carolina Department of Employment and Workforce proposes to repeal Regulation 47-500, Definitions, which lists the definitions applicable to the Unemployment Trust Fund, and Regulation 47-501, Unemployment Trust Fund Solvency, concerning the income needed to pay benefits in each year and return the trust fund to an adequate level. The provisions of these regulations were codified, with minor changes, by Act No. 243 of 2026 (S. 688). As these regulations are no longer needed, the Department proposes to repeal these regulations in their entirety. Legislative review is required.

The Notice of Drafting was published in the State Register on October 23, 2026.

Section-by-Section Discussion:

R.47-500 and R.47-501 are proposed to be repealed in their entirety.

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, as amended, the hearing will be conducted at the Administrative Law Court at 1:00 p.m., on December 30, 2026. If qualifying requests pursuant to Section 1-23-110(A)(3) are not timely received, the hearing will be canceled. Interested persons may submit written comments to Ellen Andrews-Morgan, Director of Governmental Affairs, South Carolina Department of Employment and Workforce, P.O. Box 8597, Columbia, SC 29202 or by emailing RegulationComments@dew.sc.gov. To be considered, comments must be received no later than 5:00 p.m. on December 29, 2026, the close of the comment period.

Preliminary Fiscal Impact Statement:

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

Statement of Need and Reasonableness:

DESCRIPTION OF REGULATION: 47-500. Definitions. 47-501. Unemployment Trust Fund Solvency.

Purpose: In May 2026, Act No. 243 was signed by the Governor amending Section 41-31-45 of the Code of Laws to include, with only minor revisions, the current text of Regulations 47-500 and 47-501. Because these regulations have now been codified, they are no longer needed and should be repealed.

Legal Authority: 1976 Code Sections 41-29-110, 41-29-230, and 41-31-45.

Plan for Implementation: After the repeal of Regulations 47-500 and 57-501 is effective, the Department will utilize the definitions and methods as codified within Section 41-31-45 of the Code of Laws of South Carolina, 1976, as amended.

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

Regulations 47-500 and 47-501 are no longer needed due to the amendment of Section 41-31-45 of the Code of Laws of South Carolina, 1976, by Act No. 243 of 2026. Therefore, the repeal of these regulations is necessary and reasonable.

DETERMINATION OF COSTS AND BENEFITS:

There is no cost incurred by the state concerning 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:

Act No. 243 of 2026 codified, with minor revisions, the definitions, methods, and procedures contained within Regulations 47-500, Definitions, and 47-501, Unemployment Trust Fund Solvency. These regulations are no longer needed and repeal is required.

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. 5497
DEPARTMENT OF EMPLOYMENT AND WORKFORCE
CHAPTER 47
Statutory Authority: 1976 Code Sections 41-29-110 and 41-29-230

47-5. Delinquent Report.

Preamble:

The South Carolina Department of Employment and Workforce proposes to amend Regulation 47-5, Delinquent Report, to conform with Act No. 243 of 2026 (S. 688). Act No. 243 amended Section 41-31-5 of the Code of Laws of South Carolina, 1976, to extend the twelve-quarter unemployment insurance tax rate computation period, commonly referred to as the "lookback period," to sixteen quarters for Tax Year 2027 and twenty quarters for Tax Year 2028 and beyond. The proposed amendment will remove reference to a twelve-quarter computation period. Legislative review is required.

The Notice of Drafting was published in the State Register on October 23, 2026.

Section-by-Section Discussion:

R.47-5 will be amended to strike “period within the last twelve calendar” to remove the reference to twelve quarters, and “that was inclusive in” is replaced with “within” for clarity.

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, as amended, the hearing will be conducted at the Administrative Law Court at 10:00 a.m., on December 30, 2026. If qualifying requests pursuant to Section 1-23-110(A)(3) are not timely received, the hearing will be canceled. Interested persons may submit written comments to Ellen Andrews-Morgan, Director of Governmental Affairs, South Carolina Department of Employment and Workforce, P.O. Box 8597, Columbia, SC 29202 or by emailing RegulationComments@dew.sc.gov. To be considered, comments must be received no later than 5:00 p.m. on December 29, 2026, the close of the comment period.

Preliminary Fiscal Impact Statement:

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

Statement of Need and Reasonableness:

DESCRIPTION OF REGULATION: 47-5. Delinquent Report.

Purpose: Act No. 243 of 2026 amends Section 41-31-5 of the Code of Laws of South Carolina to extend the rate computation period used to calculate an employer’s benefit ratio from twelve quarters to sixteen quarters for tax year 2027 and twenty quarters for tax year 2028 and beyond. The text of Regulation 47-5 defines a delinquent report based on a twelve-quarter computation period and requires amendment to conform to the longer computation period established by Act No. 243.

Legal Authority: 1976 Code Sections 41-29-110 and 41-29-230.

Plan for Implementation: The amendments will take legal effect upon General Assembly approval and publication in the State Register. The Department will post the revised regulation on its website.

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

The proposed amendment is necessary and reasonable action to conform to changes enacted by Act No. 243 of 2026. The rate computation period was extended from twelve quarters to sixteen quarters for tax year 2027 and twenty quarters beginning with tax year 2028. This amendment maintains the regulation to reflect current statutory authority and reasonably prevents conflict between statute and regulation should there be future statutory changes to the length of the computation period.

DETERMINATION OF COSTS AND BENEFITS:

There is no cost incurred by the state concerning 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:

Act No. 243 of 2026 amends Section 41-31-5 of the Code of Laws of South Carolina to extend the rate computation period used to calculate an employer's benefit ratio from twelve quarters to sixteen quarters for tax year 2027 and twenty quarters beginning in tax year 2028. The text of Regulation 47-5 refers to a twelve-quarter computation period and requires amendment to conform to the longer computation period established by Act No. 243. The regulation does not benefit from stating a specific number of quarters as that length is already prescribed for the rate computation period by Section 41-31-5.

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. 5506
DEPARTMENT OF ENVIRONMENTAL SERVICES
CHAPTER 61
Statutory Authority: 1976 Code Sections 44-55-2310 et seq., 48-6-10 et seq., and 2026 Act No. 146, effective May 15, 2026

61-51. Public Swimming Pools.

Preamble:

On May 15, 2026, Governor McMaster signed 2026 S.C. Act 146 (Act 146). Act 146 entails statutory cleanup associated with the restructuring of the South Carolina Department of Health and Environmental Control (SCDHEC) to the South Carolina Department of Environmental Services (SCDES) and the South Carolina Department of Public Health. Act 146 amended statutory provisions previously associated with SCDHEC to reflect authorities provided for in the restructuring. Pursuant to S.C. Code Ann. Section 48-6-60(A) and Section 231(B) of Act 146, SCDES is vested with all the functions, powers, and duties, including the power and duty to promulgate associated regulations, for the safety, safe operation, and sanitation of public swimming pools and other public bathing places, construction, tourist and trailer camps, and fairs.

SCDES proposes amending R.61-51 to reflect the restructuring of SCDHEC pursuant to Act 146, to revise related references, and to make non-substantive, grammatical changes. SCDES also proposes amending R.61-51 to allow the use of emergency notification devices at public swimming pools that utilize modern technology in lieu of hard-wired phone lines provided minimum performance and reliability criteria are met.

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

The Department had a Notice of Drafting published in the August 28, 2026, South Carolina State Register.

Section-by-Section Discussion:

Section	Type of Change	Purpose
R.61-51, Section A, Definition 11	Revision	Updated to reflect the abolishment of SCDHEC and creation of SCDES.
R.61-51, Section B.4(a)	Revision	Updated to reflect the abolishment of SCDHEC and creation of SCDES.
R.61-51, Section C.12	Revision	Updated to allow the use of voice over internet protocol (VOIP) phones.
R.61-51, Section C.28(e)(v)	Revision	Updated to reflect the abolishment of SCDHEC and creation of SCDES.
R.61-51, Section J.11(g)	Revision	Updated to allow the use of voice over internet protocol (VOIP) phones.

Notice of Public Hearing and Opportunity for Public Comment:

Interested persons may submit written comments on the proposed amendments to Doug Kinard of the Bureau of Water, South Carolina Department of Environmental Services; 2600 Bull Street, Columbia, S.C. 29201; Doug.Kinard@des.sc.gov. To be considered, the Department must receive comments no later than 5:00 p.m. on Tuesday, December 29, 2026, the close of the comment period.

Should a public hearing on the proposed regulations be requested by qualifying entities or the requisite number of persons pursuant to Section 1-23-110(A)(3) of the 1976 Code, as amended, the South Carolina Administrative Law Court will conduct a public hearing on Monday, January 25, 2027, beginning at 10:00 a.m. at the South Carolina Administrative Law Court, Edgar Brown Building, Second Floor, 1205 Pendleton Street, Columbia, S.C. 29201. If a qualifying request pursuant to Section 1-23-110(A)(3) is not received by 5:00 p.m. on Tuesday, December 29, 2026, the hearing will be cancelled.

Preliminary Fiscal Impact Statement:

No fiscal impacts are anticipated from these amendments.

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.61-51. Public Swimming Pools.

Purpose: The South Carolina Department of Environmental Services (SCDES) proposes amending R.61-51 to reflect the restructuring of the South Carolina Department of Health and Environmental Control (DHEC) pursuant to 2026 S.C. Act 146, to revise related references, and to make non-substantive, grammatical changes. SCDES also proposes amending R.61-51 to allow the use of emergency notification devices at public swimming pools that utilize modern technology in lieu of hard-wired phone lines provided minimum performance and reliability criteria are met.

Legal Authority: 1976 Code Sections 44-55-2310 et seq., 48-6-10 et seq., and 2026 Act No. 146, effective May 15, 2026.

Plan for Implementation: The amendments will take legal effect upon General Assembly approval and publication in the State Register. SCDES personnel will then take appropriate steps to inform the regulated community of the amendments.

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

SCDES proposes these amendments to reflect the restructuring of DHEC pursuant to Act 146 and to revise related references. These amendments are necessary and reasonable to implement the agency restructuring. These amendments will benefit the regulated community by clarifying and updating the preexisting SCDHEC regulations now implemented by SCDES and improving their ease of use.

SCDES also proposes these amendments to allow the use of voice over internet protocol (VOIP) phones. These amendments are necessary to ease the burden of obtaining a permanent phone as phone companies are actively removing service from areas and are not installing service in other areas. This will benefit the constituents to meet the requirement of having a permanent phone for each recreational waters facility.

DETERMINATION OF COSTS AND BENEFITS:

Implementation of these proposed amendments will not require additional resources. There is no anticipated additional cost to the Department or state government due to any requirements of these amendments.

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 proposed amendments related to Act 146 will provide continued protection of the environment and public health. There are no anticipated effects on the environment or public health from the proposed amendments to allow the use of voice over internet protocol (VOIP) phones.

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

R.61-51 must be amended to reflect the restructuring of SCDHEC and the creation of SCDES. The regulation is beneficial to the environment and public health, and its clarity would be compromised if these amendments were not adopted. There are no anticipated detrimental effects to the environment or public health if the proposed amendments related to the use of voice over internet protocol (VOIP) phones are not adopted. If the proposed amendments are not adopted, the regulated community will continue with the hardship of providing a phone that isn't voice over internet protocol.

Statement of Rationale:

Here below is the Statement of Rationale pursuant to S.C. Code Section 1-23-110(A)(3)(h):

SCDES proposes these amendments to reflect the restructuring of SCDHEC pursuant to Act 146 and to revise related references. These amendments are necessary and reasonable to implement the agency restructuring. These amendments will benefit the regulated community by clarifying and updating the preexisting SCDHEC regulations now implemented by SCDES and improving their ease of use.

SCDES also proposes these amendments to allow the use of voice over internet protocol (VOIP) phones. These amendments are necessary to ease the burden of obtaining a permanent phone as phone companies are actively removing service from areas and not installing service in other areas. This will benefit the constituents to meet the requirement of having a permanent phone for each recreational waters facility.

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. 5485
DEPARTMENT OF ENVIRONMENTAL SERVICES
CHAPTER 61
Statutory Authority: 1976 Code Sections 44-55-10 et seq., 48-6-10 et seq., and 2026 Act No. 146, effective May 15, 2026

61-58. State Primary Drinking Water Regulations.

Preamble:

Pursuant to S.C. Code Section 44-55-10 et seq., 48-6-10 et seq., and 2026 Act No. 146, effective May 15, 2026, the South Carolina Department of Environmental Services (Department) is authorized to promulgate regulations governing the design, construction, operation, and maintenance of public water systems in the State. The Department proposes amending R.61-58, State Primary Drinking Water Regulations, to adopt federal regulations commonly referred to as the Lead and Copper Rule Improvements.

The United States Environmental Protection Agency (EPA) promulgated the Lead and Copper Rule Improvements on October 30, 2024. This rule revised applicable portions of the Code of Federal Regulations (CFR), at 40 CFR Parts 141 and 142, to increase public health protection from lead and copper by requiring community and non-transient non-community water systems to meet enhanced sampling procedures, conduct sampling in schools and childcare facilities, strengthen corrosion control efforts, and undertake service line inventorying and replacement efforts.

Pursuant to 40 CFR Part 142, States are required to adopt drinking water regulations no less stringent than federally promulgated national primary drinking water regulations in order to maintain State primary enforcement responsibility for public water systems. Accordingly, the Department proposes to amend R.61-58 to adopt the requirements of the Lead and Copper Rule Improvements.

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 July 24, 2026, South Carolina State Register.

Section-by-Section Discussion:

Section	Type of Change	Purpose
61-58.B, Definitions	Revision	Adding definitions of Connector, Distribution System and Site Assessment, First-Liter Sample, Galvanized Requiring Replacement Service Line, Medium Water System, Newly Regulated Public Water System, Optimal Corrosion Control Treatment (OCCT), Partial Service Line Replacement, Service Line, and Tap Monitoring Period Removing definitions of Find-and-fix, First Draw Sample, Full Lead Service Line Replacement, Gooseneck, Pigtail, or Connector, Lead Trigger Level, Medium-size Water System, Optimal Corrosion Control Treatment, Partial Lead Service Line Replacement, and Tap Sampling Monitoring Period

		Revising the definitions of Action Level, Child Care Facility, Elementary School, Galvanized Service Line, Lead Service Line, Lead Status Unknown Service Line, Pitcher Filter, Secondary School, Small Water System, System Without Corrosion Control Treatment, Tap Sampling Period, Tap Sampling Protocol, and Wide Mouth Bottles All additions, deletions, and revisions are made to match the changes to 40 CFR 141 in order to meet federal obligations, adopt the Lead and Copper Rule Improvements into State law, and retain State primacy.
R.61-58.6.B(5)	Revision	Revisions are made to match the changes to 40 CFR 141 in order to meet federal obligations, adopt the Lead and Copper Rule Improvements into State law, and retain State primacy.
R.61-58.6.E(2)(b)(i)	Revision	Revisions are made to match the changes to 40 CFR 141 in order to meet federal obligations, adopt the Lead and Copper Rule Improvements into State law, and retain State primacy.
Appendix A to R.61-58.6	Revision	Revisions are made to match the changes to 40 CFR 141 in order to meet federal obligations, adopt the Lead and Copper Rule Improvements into State law, and retain State primacy.
Appendix B to R.61-58.6	Revision	Revisions are made to match the changes to 40 CFR 141 in order to meet federal obligations, adopt the Lead and Copper Rule Improvements into State law, and retain State primacy.
R.61-58.11.B	Revision	Revisions are made to match the changes to 40 CFR 141 in order to meet federal obligations, adopt the Lead and Copper Rule Improvements into State law, and retain State primacy.
R.61-58.11.C	Revision	Revisions are made to match the changes to 40 CFR 141 in order to meet federal obligations, adopt the Lead and Copper Rule Improvements into State law, and retain State primacy.
R.61-58.11.D	Revision	Revisions are made to match the changes to 40 CFR 141 in order to meet federal obligations, adopt the Lead and Copper Rule Improvements into State law, and retain State primacy.
R.61-58.11.E.(1)(d)	Revision	Revisions are made to match the changes to 40 CFR 141 in order to meet federal obligations, adopt the Lead and Copper Rule Improvements into State law, and retain State primacy.
R.61-58.11.F	Revision	Revisions are made to match the changes to 40 CFR 141 in order to meet federal obligations, adopt the Lead and Copper Rule Improvements into State law, and retain State primacy.

R.61-58.11.G	Revision	Revisions are made to match the changes to 40 CFR 141 in order to meet federal obligations, adopt the Lead and Copper Rule Improvements into State law, and retain State primacy.
R.61-58.11.H	Revision	Revisions are made to match the changes to 40 CFR 141 in order to meet federal obligations, adopt the Lead and Copper Rule Improvements into State law, and retain State primacy.
R.61-58.11.I	Revision	Revisions are made to match the changes to 40 CFR 141 in order to meet federal obligations, adopt the Lead and Copper Rule Improvements into State law, and retain State primacy.
R.61-58.11.L	Revision	Revisions are made to match the changes to 40 CFR 141 in order to meet federal obligations, adopt the Lead and Copper Rule Improvements into State law, and retain State primacy.
R.61-58.11.N	Revision	Revisions are made to match the changes to 40 CFR 141 in order to meet federal obligations, adopt the Lead and Copper Rule Improvements into State law, and retain State primacy.
R.61-58.11.O	Revision	Revisions are made to match the changes to 40 CFR 141 in order to meet federal obligations, adopt the Lead and Copper Rule Improvements into State law, and retain State primacy.
R.61-58.12.B(1)	Revision	Revisions are made to match the changes to 40 CFR 141 in order to meet federal obligations, adopt the Lead and Copper Rule Improvements into State law, and retain State primacy.
R.61-58.12.C(6)(c) and (8)(h)	Revision	Revisions are made to match the changes to 40 CFR 141 in order to meet federal obligations, adopt the Lead and Copper Rule Improvements into State law, and retain State primacy.
R.61-58.12.D(4)(a)	Revision	Revisions are made to match the changes to 40 CFR 141 in order to meet federal obligations, adopt the Lead and Copper Rule Improvements into State law, and retain State primacy.
Appendix D to R.61-58.12	Revision	Revisions are made to match the changes to 40 CFR 141 in order to meet federal obligations, adopt the Lead and Copper Rule Improvements into State law, and retain State primacy.

Notice of Public Hearing and Opportunity for Public Comment:

Interested persons may submit comment(s) on the proposed amendments to Doug Kinard of the Bureau of Water; South Carolina Department of Environmental Services, 2600 Bull Street, Columbia, S.C. 29201; Doug.Kinard@des.sc.gov. To be considered, the Department must receive the comment(s) by 5:00 p.m. on December 29, 2026, the close of the comment period.

Should a public hearing on the proposed regulations be requested by qualifying entities or the requisite number of persons pursuant to Section 1-23-110(A)(3) of the 1976 Code, as amended, the South Carolina Administrative Law Court will conduct a public hearing on Friday, January 29, 2027, beginning at 10:00 a.m., at the South Carolina Administrative Law Court, Edgar Brown Building, Second Floor, 1205 Pendleton Street, Columbia,

S.C. 29201. If a qualifying request pursuant to Section 1-23-110(A)(3) is not received by 5:00 p.m. on December 29, 2026, the hearing will be cancelled.

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.61-58, State Primary Drinking Water Regulations.

Purpose: The Department proposes amending R.61-58 to adopt federal regulations commonly referred to as the Lead and Copper Rule Improvements (LCRI) to maintain consistency with federal regulations and maintain primary enforcement authority for the Safe Drinking Water Act in the State.

The United States Environmental Protection Agency (EPA) summarizes the purpose of the LCRI as follows:

"In this rule, the agency is finalizing requirements for drinking water systems to replace lead and certain galvanized service lines. The final rule also removes the lead trigger level, reduces the lead action level to 0.010 mg/L, and strengthens tap sampling procedures to improve public health protection and simplify implementation relative to the 2021 Lead and Copper Rule Revisions (LCRR). Further, this final rule strengthens corrosion control treatment, public education and consumer awareness, requirements for small systems, and sampling in schools and child care facilities. The final rule will significantly reduce the adverse human health impacts of exposure to toxic lead in drinking water."

89 Fed. Reg. 86418.

Legal Authority: 1976 Code Sections 44-55-10 et seq., 48-6-10 et seq., and 2026 Act No. 146, effective May 15, 2026.

Plan for Implementation: The amendments will take legal effect upon publication in the State Register. Department personnel will then take appropriate steps to inform the regulated community of the amendments.

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

The adoption of these regulations will allow the Department to continue being the primacy agency for the implementation of the Safe Drinking Water Act and the National Primary Drinking Water Regulations in South Carolina. Adopting federal primary drinking water regulations into State law is required to retain State primary enforcement responsibility for public drinking water systems. See 42 U.S.C. Section 300g-2 (providing that States must adopt drinking water regulations no less stringent than the national primary drinking water regulations in order to have primary enforcement responsibility for public drinking water systems); see also 40 C.F.R. Section 142.12 ("To retain primary enforcement responsibility, States must adopt all new and revised national primary drinking water regulations promulgated in part 141 of this chapter and any other requirements specified in this part.")

The proposed amendments to R. 61-58 will adopt revised national drinking water regulations promulgated in 40 CFR Part 141 and will comply with the requirements in 40 CFR Part 142 for maintaining State primacy.

DETERMINATION OF COSTS AND BENEFITS:

The EPA performed an extensive economic analysis commonly referred to as a Health Risk Reduction Cost Analysis, the summary of which can be found in Federal Register Vol. 89, No. 210, pages 86567-86606, published October 30, 2024. There is the possibility of considerable costs to the regulated community with regard to service line investigation and replacement as well as installation or adjustment of treatment. These costs will

be highly specific to individual water systems and may vary widely. The benefits to the public come in the form of reduced risk from exposure to lead and copper from drinking water at the tap. Federal regulations include provisions addressing small water system compliance flexibility. See 40 CFR Section 141.93. The LCRI lowers the eligibility threshold to water systems serving 3,300 persons or fewer, but maintains compliance flexibility options for these small water systems. See 89 Fed. Reg. 86517.

The EPA cost-benefit analysis estimated quantifiable annual benefits of the rule at $13.49 to $25.14 billion in 2022 dollars, compared to quantifiable annual costs of $1.47 to $1.95 billion in 2022 dollars. See 89 Fed. Reg. 86420. The qualitative benefits analyzed by EPA included avoided reductions in IQ, cases of ADHD in children, lower birth weights in children, and cases of cardiovascular disease premature mortality in adults. Id. In addition, the EPA analyzed the feasibility of the LCRI's requirements, including the feasibility of replacing of service lines and the feasibility of using optimal corrosion control technology (OCCT) to reduce lead exposure.

UNCERTAINTIES OF ESTIMATES:

As indicated above, EPA's cost-benefit analysis reflects a considerable range in the quantifiable annual benefits as compared to quantifiable annual costs. However, EPA has projected that overall benefits of the rule would significantly outweigh costs. The costs to water systems in South Carolina are expected to vary significantly for individual systems based on a number of factors, including the number of lead and copper service lines present in the service line inventory of each system.

EFFECT ON THE ENVIRONMENT AND PUBLIC HEALTH:

There will be no effect on the environment. The amendments will promote public health through improved drinking water quality and reduced exposure to lead and copper through drinking water.

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

There will be no detrimental effect on the environment if the amendments are not implemented. However, there could be an adverse impact on public health if the amendments are not implemented.

Statement of Rationale:

The United States Environmental Protection Agency promulgated the final Lead and Copper Rule Improvements on October 30, 2024. This rule revised applicable portions of the Code of Federal Regulations (CFR), at 40 CFR Parts 141 and 142, to increase public health protection from lead and copper by requiring community and non-transient non-community water systems to meet enhanced sampling procedures, conduct sampling in schools and childcare facilities, strengthen corrosion control efforts, and undertake service line inventorying and replacement efforts. The proposed State regulatory changes are necessary to maintain compatibility and consistency with federal law and regulations.

Pursuant to the South Carolina Administrative Procedures Act, a detailed statement of rationale is not required for regulations that are not subject to General Assembly review under Section 1-23-120 (i.e., regulations adopted to maintain compliance with federal law). See S.C. Code Ann. Section 1-23-110(A)(3)(h) and S.C. Code Ann. Section 1-23-120(H). EPA addresses the scientific and technical basis of the LCRI in the published final rule. See, e.g., 89 Fed. Reg. 86429-86430 (discussing scientific studies on lead and copper exposure); 89 Fed. Reg. 86441-86445 (discussing EPA's technical basis for the LCRI's regulatory approach).

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. 5503
DEPARTMENT OF INSURANCE
CHAPTER 69
Statutory Authority: 1976 Code Sections 1-23-110 and 38-3-110

69-62. Closeout and Termination of the SCAAIP.

Preamble:

The Insurance Law gives the Director or his designee the authority to prescribe the standards for service to be observed by licensees transacting business in this state. That authority is also codified in the provisions referenced above.

Notice of Drafting for the proposed repeal of this regulation was published in the State Register on August 28, 2026.

Section-by-Section Discussion:

All Sections of Regulation 69-62 are proposed to be repealed.

Notice of Public Hearing and Opportunity for Public Comment:

Interested persons may request a hearing on this regulation in accordance with Section 1-23-110(A)(3). Should a hearing be requested pursuant to Section 1-23-110(A)(3) of the Code of Laws of South Carolina 1976, as amended, such hearing will be held on December 30, 2026, at 10:00 a.m. in Room 252 of the Edgar A. Brown Building, 1205 Pendleton Street, Columbia, South Carolina 29201. Persons desiring to make oral comments at the hearing are asked to provide written copies of their presentation for the record. If a qualifying request pursuant to Section 1-23-110(A)(3) is not timely received, the hearing will be canceled.

Written comments, requests for the text of the proposed repeal language or any other information, and any requests for a public hearing, should be submitted to Office of General Counsel, 1201 Main Street, Suite 1000, Columbia, S.C. 29201 or legmail@doi.sc.gov., on or before 5:00 PM on December 29, 2026.

Preliminary Fiscal Impact Statement:

No additional state funding is requested. The South Carolina Department of Insurance estimates that no additional costs will be incurred by the State and its political subdivisions in complying with the proposed repeal of Regulation 69-62.

Statement of Need and Reasonableness:

DESCRIPTION OF REGULATION:

Purpose: The purpose of this regulation is to repeal this regulation in its entirety. 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. The regulation is no longer necessary.

Legal Authority: 1976 Code Sections 1-23-110 and 38-3-110.

Plan for Implementation: The proposed repeal of this regulation will be reflected in Chapter 69 upon publication in the State Register as a final regulation. The Department generally issues a bulletin to inform licensees of statutory and regulation changes.

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

This regulation will be repealed in its entirety as it is obsolete.

DETERMINATION OF COSTS AND BENEFITS:

There will be no increased cost to the State or its political subdivisions, nor will the proposed repeal result in any increased cost to the business community.

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 regulation is being repealed because it is obsolete and no longer necessary.

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. 5504
DEPARTMENT OF INSURANCE
CHAPTER 69
Statutory Authority: 1976 Code Sections 1-23-110 and 38-3-110

69-64. Exempt Commercial Policies.

Preamble:

The Insurance Law gives the Director or his designee the authority to prescribe the standards for service to be observed by licensees transacting business in this state. That authority is also codified in the provisions referenced above. 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.

Notice of Drafting for the proposed regulation was published in the State Register on August 28, 2026.

Section-by-Section Discussion:

69-64(A). Replace "38-1-20(40)" with "38-1-20(22).

69-64(C). Add "All rate, rule, and form filings, including loss-cost filings and other supplementary filings, submitted by a rating organization are subject to the prior approval of the department under Section 38-73-910. The filing exemption shall not apply to loss cost adoption filings or the multiplier for expenses, assessments, profit, and contingencies and any modifications to loss cost multipliers used by a workers' compensation insurer to be applied to approved loss costs to develop the insurer's rates as provided in Section 38-73-525" Strike "Section 37-73-910 and Section 38-73-920 are not applicable to exempt commercial policies. Strike "maintain a desk file of all rates so used and to exhibit the desk file to the Department upon request." Add "file with the Department according to Section 38-73-1060."

69-64(D). Add "and Rates." Add "or rating organization" Replace "an advisory" with "a rating"." Replace "mailing" with "submitting." Strike "as soon as practicable," and replace with "through the System for Electronic Rate and Form Filing (SERFF) within 60 calendar days." Add "Exempt commercial policies are exempt from prior approval but must comply with all other rating, rules and form laws." Replace "order" with "objection to the insurer in SERFF". Add "previously filed in SERFF".

Notice of Public Hearing and Opportunity for Public Comment:

Interested persons may request a hearing on this regulation in accordance with Section 1-23-110(A)(3). Should a hearing be requested pursuant to Section 1-23-110(A)(3) of the Code of Laws of South Carolina 1976, as amended, such hearing will be held on December 30, 2026, at 11:00 AM. in Room 252 of the Edgar A. Brown Building, 1205 Pendleton Street, Columbia, South Carolina 29201. Persons desiring to make oral comments at the hearing are asked to provide written copies of their presentation for the record. If a qualifying request pursuant to Section 1-23-110(A)(3) is not timely received, the hearing will be canceled.

Written comments, requests for the text of the proposed repeal language or any other information, and any requests for a public hearing, should be submitted to Office of General Counsel, 1201 Main Street, Suite 1000, Columbia, S.C. 29201 or to legmail@doi.sc.gov., on or before 5:00 PM on December 29, 2026.

Preliminary Fiscal Impact Statement:

No additional state funding is requested. The South Carolina Department of Insurance estimates that no additional costs will be incurred by the State and its political subdivisions in complying with the proposed amending of Regulation 69-64.

Statement of Need and Reasonableness:

DESCRIPTION OF REGULATION:

Purpose: The purpose of this regulation is to clarify appropriate rating for use by workers compensation insurers and to clarify the Department's authority over exempt commercial policies.

Legal Authority: 1976 Code Sections 1-23-110 and 38-3-110.

Plan for Implementation: The proposed regulation will be reflected in Chapter 69 upon publication in the State Register as a final regulation. The Department generally issues a bulletin to inform licensees of statutory and regulation changes.

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

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.

DETERMINATION OF COSTS AND BENEFITS:

There will be no increased cost to the State or its political subdivisions, nor will the proposed amendments result in any increased cost to the business community.

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 regulation is being amended to correct references to workers compensation insurance in the regulation. The language in the regulation was superseded by state statute. It also clarifies the Department's authority to request copies of desk files of form and rate filings used for exempt commercial policies.

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. 5505
DEPARTMENT OF INSURANCE
CHAPTER 69
Statutory Authority: 1976 Code Sections 1-23-110 and 38-3-110

69-13.3. Uniform Class and Territory Plans - Motorcycles.

Preamble:

The Insurance Law gives the Director or his designee the authority to prescribe the standards for service to be observed by licensees transacting business in this state. That authority is also codified in the provisions referenced above. This regulation proposes the repeal of Regulation 69-13.3, Uniform Class and Territorial Plans-Motorcycles because it is no longer needed. Moreover, the deductible options referenced in the regulation are obsolete and cannot be enforced.

Notice of Drafting for the proposed repeal of this regulation was published in the State Register on August 28, 2026.

Section-by-Section Discussion:

Repeal R.69-13.3 in its entirety

Notice of Public Hearing and Opportunity for Public Comment:

Interested persons may request a hearing on this regulation in accordance with Section 1-23-110(A)(3). Should a hearing be requested pursuant to Section 1-23-110(A)(3) of the Code of Laws of South Carolina 1976, as amended, such hearing will be held on December 30, 2026, at 1:00 PM in Room 252 of the Edgar A. Brown Building, 1205 Pendleton Street, Columbia, South Carolina 29201. Persons desiring to make oral comments at the hearing are asked to provide written copies of their presentation for the record. If a qualifying request pursuant to Section 1-23-110(A)(3) is not timely received, the hearing will be canceled.

Written comments, requests for the text of the proposed repeal language or any other information, and any requests for a public hearing, should be submitted to Office of General Counsel, 1201 Main Street, Suite 1000, Columbia, S.C. 29201 or legmail@doi.sc.gov., on or before 5:00 PM on December 29, 2026.

Preliminary Fiscal Impact Statement:

No additional state funding is requested. The South Carolina Department of Insurance estimates that no additional costs will be incurred by the State and its political subdivisions in complying with the proposed repeal of Regulation 69-13.3.

Statement of Need and Reasonableness:

DESCRIPTION OF REGULATION:

Purpose: The purpose of this regulation is to repeal this regulation in its entirety.

Legal Authority: 1976 Code Sections 1-23-110 and 38-3-110.

Plan for Implementation: The proposed repeal of this regulation will be reflected in Chapter 69 upon publication in the State Register as a final regulation. The Department generally issues a bulletin to inform licensees of statutory and regulation changes.

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

This regulation will be repealed in its entirety as the options and methodology included in the current regulation are 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.

DETERMINATION OF COSTS AND BENEFITS:

There will be no increased cost to the State or its political subdivisions, nor will the proposed repeal result in any increased cost to the business community.

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 regulation is being repealed because it is obsolete and no longer necessary.

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. 5507
DEPARTMENT OF LABOR, LICENSING AND REGULATION
OFFICE OF OCCUPATIONAL SAFETY AND HEALTH
CHAPTER 71
Statutory Authority: 1976 Code Section 41-15-210

71-600. Purpose and Scope. (New)
71-601. Definitions. (New)
71-602. Fire Service. (New)
71-603. Emergency Medical. (New)
71-604. Special Operation Units. (New)
71-605. Law Enforcement. (New)
71-606. Workplace Emergency Response Team (WERT). (New)
71-607. Compliance Deadlines. (New)

Preamble:

The South Carolina Department of Labor, Licensing and Regulation – Division of Occupational Safety and Health (SC OSHA) proposes revisions to Chapter 71, Subarticle 6, to replace the federal version of 1910.156 which was previously adopted and incorporated by reference into this Subarticle.

Section-by-Section Discussion:

71-600. Purpose and Scope. New section.
71-601. Definitions. New section.
71-602. Fire Service. New section.
71-603. Emergency Medical. New section.
71-604. Special Operation Units. New section.
71-605. Law Enforcement. New section.
71-606. Workplace Emergency Response Team (WERT). New section.
71-607. Compliance Deadlines. New section.

The Notice of Drafting was published in the *State Register* on September 25, 2026.

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 January 5, 2027. Written comments

may be directed to Kristina Baker, Deputy Director, SC OSHA, South Carolina Department of Labor, Licensing and Regulation, Post Office Box 11329, Columbia, S.C. 29211-1329, no later than 5:00 p.m., December 29, 2026. 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:

Costs incurred by the State or any of its political subdivisions for these regulations are unknown, but the same would also be incurred if the Federal regulation were allowed to go into effect. Additionally, this regulation has been requested by the industry of emergency scene workers, not SC OSHA, therefore the impacted industry is aware of potential costs and has proceeded with promulgation of this regulation.

Statement of Need and Reasonableness:

The proposed regulations are reasonable and necessary to replace the federal version of 1910.156 which is projected to become effective upon issuance of a final rule in April 2027 if the State of South Carolina does not adopt its own standard that is at least as effective as the federal standard.

DESCRIPTION OF REGULATION:

The South Carolina Department of Labor, Licensing and Regulation – Division of Occupational Safety and Health (SC OSHA) proposes to replace the federal version of 1910.156. This proposed regulation is intended to provide a more appropriate and feasible standard regulating the operations at emergency scenes and also addressing administration, training and prevention leading up to and/or after an emergency situation. Specifically, the proposed revision will more intentionally address the needs of the following: fire service, emergency medical, special operation units, law enforcement and workplace emergency response teams.

Purpose: To update the OSHA standard that aims to ensure basic workplace protections are provided for workers who respond to emergencies as party of their regularly assigned duties. The updated version would expand the scope of the standard to include a broad range of hazards emergency responders encounter during emergency response activities as well as the scope of protected workers covered by the rule.

Legal Authority: 1976 Code Section 41-15-210.

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 Department of Labor, Licensing and Regulation – Division of Occupational Safety and Health (SC OSHA) is both reasonable and necessary in that it proposes to replace the federal version of 1910.156 to provide a more appropriate and feasible standard regulating the operations at emergency scenes and also addressing administration, training and prevention leading up to and/or after an emergency situation. Specifically, the proposed revision will more intentionally address the needs of the following: fire service, emergency medical, special operation units, law enforcement and workplace emergency response teams.

DETERMINATION OF COSTS AND BENEFITS:

Costs incurred by the State or any of its political subdivisions for these regulations are unknown, but also would be incurred if the Federal regulation were allowed to go into effect. Additionally, this regulation has been

requested by the industry of emergency scene workers, not SC OSHA, therefore the impacted industry is aware of potential costs and has proceeded with promulgation of this regulation.

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 Department of Labor, Licensing and Regulation – Division of Occupational Safety and Health (SC OSHA) proposes to replace the federal version of 1910.156. This proposed regulation is intended to provide a more appropriate and feasible standard regulating the operations at emergency scenes and also addressing administration, training and prevention leading up to and/or after an emergency situation. Specifically, the proposed revision will more intentionally address the needs of the following: fire service, emergency medical, special operation units, law enforcement and workplace emergency response teams.

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. 5500
DEPARTMENT OF LABOR, LICENSING AND REGULATION
SOUTH CAROLINA PERPETUAL CARE CEMETERY BOARD
CHAPTER 21
Statutory Authority: 1976 Code Sections 40-8-20 and 40-8-70

21-2 Definitions.

Preamble:

The South Carolina Perpetual Care Cemetery Board proposes to amend its regulations relating to the reporting requirements for a cemetery company's care and maintenance trust fund and merchandise fund from annually to every two years.

Section-by-Section Discussion:

R.21-2.(4) Change "annually" to "every two (2) years".

A Notice of Drafting was published in the *State Register* on October 23, 2026.

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 January 8, 2027. Written comments may be directed to Matalie Mickens, Board Executive, Perpetual Care Cemetery Board, South Carolina Department of Labor, Licensing and Regulation, Post Office Box 11329, Columbia, South Carolina 29211-1289, no later than 5:00 p.m., December 29, 2026. 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:

These regulations are amended to change the reporting requirements for a cemetery company's care and maintenance trust fund and merchandise fund from annually to every two years. Prior to 2018, the Board required reporting every three years but concluded that a change to annual reporting would relieve the cemetery of the burden of maintaining 36 months' worth of records for the purpose of government reporting requirements and would also give the Board an opportunity to discover problems sooner rather than later, thereby better protecting the public from potential harm. After receiving documents on an annual basis for almost a decade, the Board has revisited the reporting timetable and concluded that a compromise of every two years would still provide adequate protection to the public while relieve some of the burden on cemetery owners.

DESCRIPTION OF REGULATION:

Purpose: The board is amending its regulations to change the reporting requirements for a cemetery company's care and maintenance trust fund and merchandise fund from annually to every two years.

Legal Authority: 1976 Code Sections 40-8-20 and 40-8-70.

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:

These regulations are amended to change the reporting requirements for a cemetery company's care and maintenance trust fund and merchandise fund from annually to every three years to relieve the burden of annual reporting from the cemetery company while still maintaining a more regular reporting interval than the prior three years to provide adequate protection to the public.

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:

These updated regulations will relieve a cemetery of the burden of annual reporting requirements while still maintaining a reporting interval that will allow the Board an opportunity to discover problems sooner rather than later.

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. 5501
DEPARTMENT OF LABOR, LICENSING AND REGULATION
SOUTH CAROLINA REAL ESTATE COMMISSION
CHAPTER 105
Statutory Authority: 1976 Code Sections 40-1-70, 40-57-10, 40–57–60, 40-57-910 and 40-57-920

105-16. Instructors.
105-17. Renewals.

Preamble:

The South Carolina Real Estate Commission proposes to consider amendments to the regulations relating to instructor qualifications.

Section-by-Section Discussion:

105-16(A). No change.
105-16(B)(1)(a)-(c). No change.
105-16(B)(1)(d). Moving prior section (B)(3) and modifying the number of hours of work experience from 3 in the past 5 years to 5 in the past 7 years.
105-16(B)(2)(a). Add, as an option to serve as proof of the ability to teach effectively, a teaching certificate that includes qualifications or certifications that the instructor is trained in learning and teaching methods specific to adult learners.
105-16(B)(2)(b). Add certain types of approved certification as documentation eligible to serve as proof of the ability to teach effectively.
105-16(B)(2)(c). Add, to serve as proof of the ability to teach effectively, current instructor coursework training in learning and teaching methods specific to adult learners.
105-16(B)(2)(d). Strike existing language and replace, as proof of the ability to teach effectively, instructor licensure in another state or territory with substantially similar requirements as those approved in SC for an instructor's license.
105-16(B)(2)(e). Strike existing language.
105-16(B)(2)(f). Strike existing language.
105-16(B)(3)(a)-(b). Strike existing language.
105-16(C)-(G). No change.
105-17. Add lettering (A) and (B) and add text to B describing renewal and reapplication process.

A Notice of Drafting was published in the *State Register* on October 23, 2026.

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 January 11, 2027. Written comments may be directed to Erica Wade, Board Executive, Real Estate 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., December 29, 2026. 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 amendments are both reasonable and necessary in that they provide clarity and specificity regarding instructor qualifications. Additionally, the changes will ensure instructors have sufficient experience and training to provide meaningful instruction to real estate licensees.

DESCRIPTION OF REGULATION:

Purpose: The South Carolina Real Estate Commission proposes amending regulations relating to instructor qualifications.

Legal Authority: 1976 Code Sections 40-1-70, 40-57-10, 40–57–60, 40-57-910 and 40-57-920.

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 amendments are both reasonable and necessary in that they provide clarity and specificity regarding instructor qualifications. Additionally, the changes will ensure instructors have sufficient experience and training to provide meaningful instruction to real estate licensees.

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 updated regulations will amend regulations relating to instructor qualifications to provide clarity and specificity, and to ensure instructors who are licensed to teach have appropriate training and experience to provide meaningful instruction to real estate licensees.

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. 5502
DEPARTMENT OF LABOR, LICENSING AND REGULATION
SOUTH CAROLINA REAL ESTATE COMMISSION
CHAPTER 105
Statutory Authority: 1976 Code Sections 40-1-70, 40-57-10, 40–57–60, 40-57-350, and 40-57-710

105-20. Forms. (New)

Preamble:

The South Carolina Real Estate Commission proposes to consider adding a new regulation to require the use of a Commission approved disclosure form with residential property sellers when a residential listing will receive limited market exposure.

Section-by-Section Discussion:

105-20. New section on forms.

A Notice of Drafting was published in the *State Register* on October 23, 2026.

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 AM on January 11, 2027. Written comments may be directed to Erica Wade, Board Executive, Real Estate 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., December 29, 2026. 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 reasonable and necessary to provide an added layer of protection to the public when a residential listing will receive limited market exposure.

DESCRIPTION OF REGULATION:

Purpose: The South Carolina Real Estate Commission proposes adding a new regulation to require the use of a Commission approved disclosure form with residential property sellers when a residential listing will receive limited market exposure.

Legal Authority: 1976 Code Sections 40-1-70, 40-57-10, 40–57–60, 40-57-350, and 40-57-710.

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 reasonable and necessary to provide an added layer of protection to the public when a residential listing will receive limited market exposure.

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 updated regulations will require the use of a Commission approved disclosure form with residential property sellers when a residential listing will receive limited market exposure.

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. 5499
DEPARTMENT OF NATURAL RESOURCES
CHAPTER 123
Statutory Authority: 1976 Code Section 50-11-2200

123-209. Term and Conditions for the Public's Use of State Lakes and Ponds Owned by the Department of Natural Resources.

123-210. Term and Conditions for the Public's Use of State Lakes and Ponds Leased by the Department of Natural Resources.

Preamble:

The Department of Natural Resources (the department) proposes to establish revised Regulation 123-209 setting the terms and conditions for the public use of lakes and ponds owned the department for the purpose of providing public fishing and revised Regulation 123-210 setting terms and conditions for the public's use of lakes and ponds leased by the department for the purpose of providing public fishing.

Section-by-Section Discussion:

123-209. Term and Conditions for the Public's Use of State Lakes and Ponds Owned by the Department of Natural Resources.

A. No Change.

a. No change

b. No change

c. No change.

d. No change.

e. No change.

f. No change.

g. Lake Paul Wallace in Marlboro County – provides for closure period starting July 1, 2027 to allow for construction repairs to the Lake Paul Wallace Dam. SCDNR may reopen the lake for public use following completion of the repairs. SCDNR may reopen public access to the lake property before reopening the lake to public fishing as conditions warrant.

h. No change

i. No change.

123-210. Term and Conditions for the Public's Use of State Lakes and Ponds Leased by the Department of Natural Resources.

A. No change

a. Lake Ashwood in Lee County is deleted from the regulation.

b. Renumbered as a.

c. Renumbered as b.

d. Renumbered as c.

e. Renumbered as d.

f. Renumbered as e.

g. Renumbered as f

h. Renumbered as g.

The Notice of Drafting was published in the *State Register* on October 23, 2026.

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 conducted at 260 D. Epting Lane, West Columbia on January 8, 2027, at 10:00 am in Room 107, SCDNR Headquarters. Written comments may be directed to Will Dillman, Wildlife & Freshwater Fisheries Division, Department of Natural Resources, Post Office Box 167, Columbia, SC 29202, no later than December 29, 2026**.**

Preliminary Fiscal Impact Statement:

The amendment of regulations 123-109 and 123-110 will not result in any additional costs to the State. The State and local communities will continue to benefit economically from the activities of the public accessing and utilizing the lakes and ponds for recreational fishing and outdoor recreation.

Statement of Need and Reasonableness:

DESCRIPTION OF REGULATION:

Purpose: These amended regulations will allow for the public use of lakes owned and leased by the Department and managed by the State Lakes Program for public fishing. The regulations establish opening and closure times and dates, possession limits, size limits, methods of take and other use allowances and restrictions for lakes in the State Lakes Program.

Legal Authority: 1976 Code Section 50-11-2200.

Plan for Implementation: Once the regulation has been approved by the General Assembly, the Department will incorporate all regulations in the annual Rules and Regulations Brochure. The public will be notified through this publication, through signage posted at each lake or pond, and through news releases and other Department media outlets and publications.

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

These proposed regulations are needed to update the terms and conditions for public use to ensure protection of the natural resources and facilities associated with lakes and ponds owned or leased by the department for public fishing. These proposed regulations will remove Lake Ashwood from the regulation. These proposed regulations will provide for a closure of Lake Paul Wallace during construction repairs and improvements of the Lake Paul Wallace Dam. Additionally, These proposed regulations provide for the SCDNR to reopen the Lake Paul Wallace facilities and services following completion of construction repairs and improvements of the lake's dam, as condition allow.

DETERMINATION OF COSTS AND BENEFITS:

Implementation of the proposed regulation will not require any additional costs to the state or to the angling community.

UNCERTAINTIES OF ESTIMATES:

Staff does not anticipate any increased costs with the promulgation of this regulation. Accordingly, no costs estimates and the uncertainties associated with them are provided.

EFFECT ON ENVIRONMENT AND PUBLIC HEALTH:

The promulgation of this regulation will not have any impacts on public health.

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

No detrimental impact on public health or the environment will occur if this proposed regulation is not implemented. Failure to implement this regulation will prevent positive benefits to public.

Statement of Rationale:

Regulation 123-209 is amended to clarify and up-date the terms and conditions to provide for the public's use of state lakes and ponds owned by the department for the purpose of providing public fishing.

Regulation 123-210 is amended to clarify and up-date the terms and conditions to provide for the public's use of state lakes and ponds leased by the department for the purpose of providing public fishing.

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. 5460
STATE BOARD OF FINANCIAL INSTITUTIONS
CHAPTER 15
Statutory Authority: 1976 Code Sections 1-23-120 and 34-1-110

15-39G. Balloon Payment and Reverse Annuity Mortgage Loans by State–chartered Savings and Loan Associations.

Synopsis:

The South Carolina State Board of Financial Institutions proposes to repeal R.15-39G because the federal law incorporated therein has been repealed.

The Notice of Drafting was published in the *State Register* on June 26, 2026. The Proposed Regulation was published in the State Register on August 28, 2026, and there was no public hearing requested.

Instructions:

Repeal the regulation in its entirety.

Text:

15-39G. Repealed.

Fiscal Impact Statement:

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

Statement of Rationale:

R.15-39G authorizes State-chartered savings and loan associations to make balloon payment mortgage loans and reverse annuity mortgage loans under the same terms and conditions permitted federally chartered savings and loan associations by a proposed amendment dated July 14, 1981, of the Federal Home Loan Bank Board to part 545, subchapter C, Chapter V of Title 12, Code of Federal Regulations. The Board of Financial Institutions proposes to repeal R.15-39G because this authority is permitted by subsequently enacted State law, Section 34-28-510, and the federal law incorporated therein has been repealed.

Document No. 5459
STATE BOARD OF FINANCIAL INSTITUTIONS
CHAPTER 15
Statutory Authority: 1976 Code Sections 1-23-120 and 34-1-110

15-39F. Graduated Payment Adjustable Mortgage Loan Instruments by State-chartered Savings and Loan Associations.

Synopsis:

The South Carolina State Board of Financial Institutions proposes to repeal R.15-39F because the federal law incorporated therein has been repealed.

The Notice of Drafting was published in the *State Register* on June 26, 2026. The Proposed Regulation was published in the State Register on August 28, 2026, and there was no public hearing requested.

Instructions:

Repeal the regulation in its entirety.

Text:

15-39F. Repealed.

Fiscal Impact Statement:

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

Statement of Rationale:

R.15-39F authorizes State-chartered savings and loan associations to make graduated payment adjustable mortgage loan instruments under the same terms and conditions as permitted federally chartered savings and loan associations by Section 545.6-4a of the Federal Home Loan Bank Board Regulation 545, as amended by the Federal Home Loan Bank Board on September 30, 1980, effective October 8, 1980, and again amended by the Federal Home Loan Bank Board on July 14, 1981, effective July 22, 1981. The Board of Financial Institutions proposes to repeal R.15-39F because this authority is permitted by subsequently enacted State law, Section 34-28-510, and the federal law incorporated therein has been repealed.

Document No. 5461
STATE BOARD OF FINANCIAL INSTITUTIONS
CHAPTER 15
Statutory Authority: 1976 Code Sections 1-23-120 and 34-1-110

15-36. Issuance of Credit Cards.

Synopsis:

The South Carolina State Board of Financial Institutions proposes to repeal R.15-36 because the federal law incorporated therein has been repealed.

The Notice of Drafting was published in the *State Register* on June 26, 2026. The Proposed Regulation was published in the State Register on August 28, 2026, and there was no public hearing requested.

Instructions:

Repeal the regulation in its entirety.

Text:

15-36. Repealed.

Fiscal Impact Statement:

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

Statement of Rationale:

R.15-36 authorizes State-chartered savings and loan associations to issue credit cards under the same terms and conditions as permitted federally chartered savings and loan associations by Section 545.4-3 of the Federal Home Loan Bank Board adopted by the Board on July 3, 1980, effective July 10, 1980, as amended by Federal Home Loan Bank Board Regulation 563.43 adopted November 26, 1980, and effective the same date. The Board of Financial Institutions proposes to repeal R.15-36 because this authority is permitted by subsequently enacted State law, Section 34-28-510, and the federal law incorporated therein has been repealed.

Document No. 5466
STATE BOARD OF FINANCIAL INSTITUTIONS
CHAPTER 15
Statutory Authority: 1976 Code Sections 1-23-120 and 34-1-110

15-39P. State-chartered Savings and Loan Associations Authorized to Engage in Activities Authorized by the Federal Home Loan Bank Board.

Synopsis:

The South Carolina State Board of Financial Institutions proposes to repeal R.15-39P because the federal law incorporated therein has been repealed.

The Notice of Drafting was published in the *State Register* on June 26, 2026. The Proposed Regulation was published in the State Register on August 28, 2026, and there was no public hearing requested.

Instructions:

Repeal the regulation in its entirety.

Text:

15-39P. Repealed.

Fiscal Impact Statement:

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

Statement of Rationale:

R.15-39P authorizes State-chartered savings and loan associations to engage in certain activities such as Demand Deposits, Governmental Unit NOW Accounts, Commercial Real Estate Loans, Commercial Loans, and Consumer Loans as authorized by the Federal Home Loan Bank Board for federally chartered savings and loan associations by Temporary final rule No. 82, dated November 4, 1982. The Board of Financial Institutions proposes to repeal R.15-39P because this authority is permitted by subsequently enacted State law, Sections 34-28-500(15) and 34-28-510, and the federal law incorporated therein has been repealed.

Document No. 5467
STATE BOARD OF FINANCIAL INSTITUTIONS
CHAPTER 15
Statutory Authority: 1976 Code Sections 1-23-120 and 34-1-110

15-39N. Terms and Conditions for State-chartered Savings and Loan Associations to make Home Mortgage Loans.

Synopsis:

The South Carolina State Board of Financial Institutions proposes to repeal R.15-39N because the federal law incorporated therein has been repealed.

The Notice of Drafting was published in the *State Register* on June 26, 2026. The Proposed Regulation was published in the State Register on August 28, 2026, and there was no public hearing requested.

Instructions:

Repeal the regulation in its entirety.

Text:

15-39N. Repealed.

Fiscal Impact Statement:

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

Statement of Rationale:

R.15-39N authorizes State-chartered savings and loan associations to make home mortgage loans under the same terms and conditions as permitted federally chartered savings and loan associations by Federal Home Loan Bank Board Regulations Parts 545 and 555 of Subchapter C and Parts 561, 563 and 570 of Subchapter D, Chapter V of Title 12, Code of Federal Regulations, Number 82-558, as amended August 11, 1982, effective August 16, 1982. The Board of Financial Institutions proposes to repeal R.15-39N because this authority is permitted by subsequently enacted State law, Section 34-28-510, and the federal law incorporated therein has been repealed.