

LEGISLATIVE REPORT

SC PUBLIC WATER AND SEWER UTILITY COALITION

April 6, 2018

Legislative Overview for April 2-6, 2018: Relocation legislation took a couple of twists and turns in the House this week. But at the end of the week we are poised to move forward with the Senate bill, S.932.

S.932, which had passed the Senate on March 29, was introduced in the House on Tuesday. That means the bill has officially beaten the crossover deadline and we have until the end of the session to get it across the goal line.

With the House focused this week on moving House bills ahead of the crossover deadline, House Speaker Lucas asked that H.3739 be set aside to allow additional time on other House bills. Lucas feared that debate on H.3739 could become bogged down due to amendments aimed at reducing the number of public utilities eligible for relocation funding. While we would have preferred to debate the House bill and its amendments, it would have been unwise to not honor the request from the Speaker.

S.932 is now in the House Education and Public Works Committee which is the same panel that has voted 15-0 to approve H.3739.

S.932 will be considered by a subcommittee on Tuesday afternoon. What we do not know at this time is whether the amendments will be presented at the subcommittee or when the bill is debated on the House floor.

We have not seen the actual amendments, but believe that their purpose will be to reduce the annual fiscal impact that these relocations will have on the Highway Fund, the account where motor fuel taxes are deposited. One amendment will utilize a “means test” to determine which utilities receive relocation funding. This means that DOT relocation funding will be limited to utilities that can’t afford to pay for the relocation.

A second amendment is expected to have DOT only relocate the line in question at DOT cost one time. Future relocations of that line are at the utility’s cost and must be out of the DOT ROW. There may be other amendments.

Our hope is to maintain a clean bill without any changes. So if you have not contacted your House members about relocation, now is the time to do so. We have five weeks remaining before the end of the session.

The House conducted only one committee meeting this week and the Senate was on furlough. The House did

recommit H.3448 to the House Judiciary Committee. The bill H.3448 amends the SC Whistleblower Act to remove the \$2000 cap on employee rewards for reports that result in savings. It also removes the one year statute of limitations for an employee seeking damages for retaliations.

In response to the abandoned nuclear construction project, the House voted 104-7 to replace Santee Cooper’s board of directors and create a panel to evaluate offers to purchase the utility. The bill now goes to the Senate.

The Senate will begin debate of the fiscal year 2018-19 state budget bill on Monday April 9.

Note: Information is compiled from the state legislative website. If a bill has little expectation of passage, it will only be reported after its initial introduction. Copies of a bill may be found at [South Carolina Legislature Online](#) (or www.scstatehouse.gov) or by clicking the underlined hyperlink in the bill description.

Blue language indicates new information since the previous report.

SPECIAL LIST - Session 122 (2017-2018)

S 0004 Joint Resolution, By Scott

A JOINT RESOLUTION TO DIRECT DHEC TO ESTABLISH A REVOLVING FUND TO OPERATE A FINANCIAL ASSISTANCE PROGRAM TO PROVIDE GRANTS TO DAM OWNERS TO CONDUCT ENGINEERING AND SAFETY STUDIES ON THE DAMS.

01/10/17 Senate Introduced and read first time SJ-19

01/10/17 Senate Ref to Com on Agric and Natural Resources SJ-19

S.4: Requires DHEC to establish a revolving fund from current appropriations to provide grants to dam owners to conduct engineering and safety studies on dams.

S 0005 General Bill, By Shealy

AMEND SECTION 49-11-240 OF THE 1976 CODE, RELATING TO THE INSPECTION OF DAMS, TO REQUIRE DHEC TO INSPECT ALL DAMS ON WHICH A STATE HIGHWAY TRAVERSES EVEN IF THE DAM DOES NOT MEET THE DEFINITION CONTAINED IN SECTION 49-11-120(4).

01/10/17 Senate Introduced and read first time SJ-20

01/10/17 Senate Ref to Com on Agriculture and Nat Resources SJ-20

S.5: Requires DHEC to inspect all dams on which a state highway traverses the dam.

S 0007 General Bill, By Campsen, et.al.

A BILL TO ENACT THE “SC CONSERVATION BANK REAUTHORIZATION ACT”.

01/10/17 Senate Introduced and read first time SJ-20

01/10/17 Senate Ref to Com on Agric and Nat Resources SJ-20

S.7: Reauthorizes the SC Conservation Bank until 2028.

S 0017 General Bill, By Bennett and Hembree

AMEND THE 1976 CODE, RELATING TO COASTAL TIDELANDS AND WETLANDS, TO REMOVE A PORTION OF DORCHESTER COUNTY FROM THE DEFINITION OF THE TERM “COASTAL ZONE.”

01/10/17 Senate Introduced and read first time SJ-24

LEGISLATIVE REPORT

SC PUBLIC WATER AND SEWER UTILITY COALITION

01/26/17 Senate Ref to Subcommittee: Massey (ch), McElveen, Gambrell

S.112: Delete the automatic stay provisions in contested permit cases.

Transfers the burden for justification of the stay to the plaintiff. Senator Hembree moved from the Judiciary Committee to the Finance Committee so a new subcommittee chair was required.

S 0141 Joint Resolution, By Scott

AN AMENDMENT TO THE SC CONSTITUTION OF 1895, BY ADDING SECTION TO IMPOSE A MANDATORY MINIMUM WAGE FOR PEOPLE EMPLOYED IN THE STATE.

01/10/17 Senate Introduced and read first time SJ-81

01/10/17 Senate Referred to Committee on Judiciary SJ-81

S.141: Constitutional amendment to set a state minimum wage.

S 0142 Joint Resolution, By Scott

PROVIDE FOR A STATEWIDE ADVISORY REFERENDUM TO BE HELD AT THE SAME TIME AS THE 2018 GENERAL ELECTION TO DETERMINE WHETHER ELECTORS OF THIS STATE FAVOR A MINIMUM HOURLY WAGE RATE OF \$1 ABOVE THE FEDERAL MINIMUM WAGE..

01/10/17 Senate Introduced and read first time SJ-81

01/10/17 Senate Referred to Committee on Judiciary SJ-81

S.142: Provides that a state wide advisory referendum in the 2018 general election to determine support for a state minimum wage set a \$1 above the federal minimum wage.

S 0188 General Bill, By Scott

AMEND THE 1976 SC CODE TO ENACT THE "SC MINIMUM WAGE ACT"

01/10/17 Senate Introduced and read first time SJ-99

01/10/17 Senate Ref to Com on Labor, Commerce and Industry SJ-99

S.188: Create a state minimum wage by statute and index the rate to the inflation rate.

S 0218 General Bill, By Massey, Bennett and Alexander

A BILL RELATING TO LABOR AND EMPLOYMENT GENERALLY, BY ADDING SECTION 41-1-25, TO PROVIDE THAT A POLITICAL SUBDIVISION OF THIS STATE MAY NOT ESTABLISH, MANDATE, OR OTHERWISE REQUIRE AN EMPLOYEE BENEFIT; AND TO DEFINE NECESSARY TERMS.

04/17/17 Act No. 3

S.218: Prohibits local government from mandating or otherwise requiring an employee benefit, i.e. a minimum wage, health insurance, paid sick leave, etc.

S 0219 General Bill, By Campsen, et.al.

ENACT THE "SC CONSERVATION BANK REAUTHORIZATION ACT."

01/10/17 Senate Introduced and read first time SJ-113

01/10/17 Senate Referred to Committee on Finance SJ-113

S.219: Reauthorizes the SC Conservation Bank until 2028.

S 0233 General Bill, By Massey

A BILL TO AMEND SECTION 12-10-85(B) OF THE 1976 CODE, RELATING TO RURAL INFRASTRUCTURE FUND GRANTS, TO PROVIDE THAT GRANTS MAY ALSO BE AWARDED TO COUNTIES WITH A POPULATION OF LESS THAN 40,000 RESIDENTS AND MUNICIPALITIES LOCATED IN COUNTIES WITH A POPULATION OF LESS THAN 40,000 RESIDENTS.

01/10/17 Senate Introduced and read first time SJ-118

01/10/17 Senate Referred to Committee on Finance SJ-118

S.233: Adds a new qualification for Rural Infrastructure Fund grants – counties with a population less than 40,000 and towns within those counties.

S 0247 Resolution, By Massey

AMEND SENATE RULE 10 OF THE RULES OF THE SENATE BY ADDING A PARAGRAPH AT THE END OF THE RULE TO REQUIRE COMMITTEES TO REPORT TO THE FULL SENATE ON ALL PROPOSED REGULATIONS WITHIN 60 DAYS OF REFERRAL, AND TO PROVIDE THAT, IN THE EVENT A REPORT IS NOT MADE, A JOINT RESOLUTION DISAPPROVING THE RESOLUTION IN THE NAME OF THE COMMITTEE MUST BE INTRODUCED AND REFERRED.

01/10/17 Senate Introduced SJ-123

01/10/17 Senate Referred to Committee on Rules SJ-123

S.247: Changes the rules of the SC Senate so proposed regulations referred to a committee are heard within 60 days of referral. Failure to consider triggers the introduction of resolution to disapprove the regulation.

S 0256 General Bill, By McLeod Similar (S 0110, H 3445, H 3446, H 3447)

AMEND THE 1976 CODE BY ADDING SECTION 2-1-260 SO AS TO AUTHORIZE THE LEGISLATIVE DELEGATION OF A COUNTY TO REMOVE FOR CAUSE A DELEGATION APPOINTEE TO A BOARD, COMMISSION, OR COUNCIL, OR A MEMBER OF A BOARD, COMMISSION, OR COUNCIL WHOM THE COUNTY DELEGATION FORMALLY RECOMMENDED TO ANOTHER PUBLIC OFFICIAL OR ENTITY FOR APPOINTMENT AFTER THE MEMBER IS GIVEN A WRITTEN STATEMENT OF REASONS AND AN OPPORTUNITY TO BE HEARD.

01/17/17 Senate Introduced and read first time SJ-2

01/17/17 Senate Referred to Committee on Judiciary SJ-2

S.256: Allows the legislative delegation of a county to remove for neglect of duty, misconduct, or malfeasance in office a delegation appointee to a board, commission, or council or a member of a board, commission, or council whom the county delegation formally recommended to another public official or entity for appointment.

S 0298 General Bill, By Campbell

AMEND SECTION 48-1-90(A)(4) OF THE 1976 CODE, RELATING TO REMEDIES FOR CAUSING OR PERMITTING POLLUTION OF THE ENVIRONMENT, TO CLARIFY THAT PERSONS WHO MAY FILE A PETITION WITH THE DEPARTMENT DO NOT INCLUDE A DEPARTMENT, AGENCY, COMMISSION, DEPARTMENT, OR POLITICAL SUBDIVISION OF THE STATE, AND TO PROVIDE FOR DEPARTMENT DECISIONS THAT ARE NOT SUBJECT TO JUDICIAL REVIEW IN A CIVIL PROCEEDING; TO AMEND SECTION 6 OF ACT 198 OF 2012, RELATING TO THE SAVINGS CLAUSE, TO PROVIDE THAT THE SAVINGS CLAUSE OF ACT 198 APPLIES ONLY TO CASES FILED BEFORE JUNE 6, 2012 AND ANY FEDERAL PROJECT FOR WHICH A FINAL ENVIRONMENTAL IMPACT STATEMENT WAS ISSUED PRIOR TO JUNE 6, 2012 BUT NO RECORD OF DECISION WAS ISSUED PRIOR TO JUNE 6, 2012.

01/24/17 Senate Introduced and read first time SJ-21

01/24/17 Senate Referred to Committee on Medical Affairs SJ-21

S.298: It seeks to close a loophole created in the 2012 fix of the Smith Land Company court decision. Through the loophole, conservationists have argued that certain releases to the environment in existence prior to the enactment date of the 2012 bill must still get a Pollution Control Act permit and a third party right to sue still exists for those releases.

S 0343 General Bill, By Campbell

A BILL TO AMEND ARTICLE 5, CHAPTER 5, TITLE 57 OF THE 1976 CODE, RELATING TO THE CONSTRUCTION OF THE STATE HIGHWAY SYSTEM, BY ADDING SECTION 57-5-880, TO DEFINE NECESSARY TERMS; TO PROVIDE THAT THE DEPARTMENT OF TRANSPORTATION SHALL BEAR COSTS, NOT TO EXCEED SEVEN AND ONE-HALF PERCENT OF THE TOTAL PROJECT COSTS, FOR CONSTRUCTION PROJECTS OR IMPROVEMENTS; TO PROVIDE THAT THE SECTION DOESN'T GRANT THE DEPARTMENT THE AUTHORITY TO PREVENT OR MATERIALLY LIMIT A PUBLIC WATER SYSTEM'S UTILIZATION OF PROPERTY LOCATED WITHIN A STATE TRANSPORTATION IMPROVEMENT PROJECT'S RIGHT-OF-WAY; AND TO PROVIDE THAT THE DEPARTMENT MAY ACQUIRE ADDITIONAL RIGHTS-OF-WAY TO FACILITATE THE LOCATION OF UTILITIES OUTSIDE OF RIGHTS-OF-WAY CURRENTLY CONTAINED IN THE PUBLIC HIGHWAY SYSTEM.

02/01/17 Senate Introduced and read first time SJ-18

02/01/17 Senate Referred to Committee on Transportation SJ-18

S.343: Requires DOT to pay, up to 7.5% of total project costs, for the relocation of public water and sewer lines situated in the DOT ROW when the lines must be moved because of the transportation project. Counties and cities would be similarly liable for their projects. DOT has softened their

LEGISLATIVE REPORT

SC PUBLIC WATER AND SEWER UTILITY COALITION

opposition to paying relocation costs but has suggested that a sliding scale be applied to the costs. The scale would use water taps and sewer connections.

S 0353 General Bill, By Massey

AMEND ACT 516 OF 1976, RELATING TO THE ELECTION OF COMMISSIONERS OF THE BATH, LANGLEY, AND CLEARWATER WATER AND SEWER DISTRICTS IN AIKEN COUNTY, TO CHANGE THE COMMENCEMENT OF EACH COMMISSIONER'S OFFICE TO JANUARY FIRST IN THE YEAR FOLLOWING THE COMMISSIONER'S ELECTION AND TO CHANGE THE TERM EXPIRATION DATE TO DECEMBER 31 OF EACH EVEN-NUMBERED YEAR; AND TO AMEND ACT 1006 OF 1958, RELATING TO THE ELECTION OF COMMISSIONERS OF THE BATH, LANGLEY, AND CLEARWATER WATER AND SEWER DISTRICTS IN AIKEN COUNTY, TO CHANGE THE COMMENCEMENT OF EACH COMMISSIONER'S TERM TO JANUARY FIRST IN THE YEAR FOLLOWING THE COMMISSIONER'S ELECTION AND TO CHANGE THE TERM EXPIRATION DATE TO DECEMBER 31 OF EACH EVEN-NUMBERED YEAR, TO CHANGE THE ELECTION DATE FOR COMMISSIONERS TO THE FIRST TUESDAY AFTER THE FIRST MONDAY IN NOVEMBER, AND TO CHANGE THE FILING PROCEDURE FOR COMMISSION CANDIDATES SO AS TO REQUIRE THEM TO FILE AN INTENTION OF CANDIDACY WITH THE AIKEN COUNTY BOARD OF VOTER REGISTRATION AND ELECTIONS AND TO SET A FILING DEADLINE.

02/02/17 Senate Intro, read 1st time, placed on local & uncontested calendar SJ-5
02/07/17 Senate Read second time SJ-30
02/08/17 Senate Read third time and sent to the House HJ-16
02/09/17 House Introduced and read first time HJ-16
02/09/17 House Referred to Aiken Delegation HJ-16
05/03/17 House Committee report: Favorable Aiken Delegation HJ-62
05/04/17 House Amended HJ-7
05/04/17 House Read second time HJ-7
05/04/17 House Roll call Yeas-92 Nays-0 HJ-8
05/04/17 House Unanimous consent for third reading on next legislative day HJ-9
05/05/17 House Read third time and returned to Senate with amendments
05/10/17 Senate Concurred in House amendment and enrolled SJ-63
05/10/17 Senate Roll call Ayes-40 Nays-0 SJ-63
05/15/17 House Ratified R 74
05/19/17 House Vetoed by Governor
05/23/17 Senate Referred to delegation from Aiken County

S.353: Local bill that changes how the governance of the Bath, Langley, and Clearwater water and sewer districts are selected.

S 0361 General Bill, By Kimpson

A BILL TO AMEND TITLE 41 OF THE 1976 CODE, RELATING TO LABOR AND EMPLOYMENT, TO ENACT THE EARNED PAID SICK LEAVE ACT, TO PROVIDE THAT EMPLOYEES SHALL ACCRUE EARNED PAID AND EARNED UNPAID SICK LEAVE; TO PROVIDE FOR THE METHOD OF AND LIMITS OF ACCRUAL; TO PROVIDE FOR THE CIRCUMSTANCES UNDER WHICH AN EMPLOYEE MAY USE EARNED PAID OR EARNED UNPAID SICK LEAVE; TO PROVIDE FOR CERTIFICATION OF THE REASONS FOR WHICH EARNED PAID OR EARNED UNPAID SICK LEAVE IS USED; TO PROVIDE THAT AN EMPLOYER CANNOT HINDER AN EMPLOYEE'S USE OF EARNED PAID OR EARNED UNPAID SICK LEAVE; TO PROVIDE THAT EMPLOYERS MAY NOT PENALIZE A PERSON FOR PROPERLY USING EARNED PAID OR EARNED UNPAID SICK LEAVE; TO PROVIDE THAT EMPLOYERS WHO ALREADY HAVE POLICIES THAT EXCEED THE PROVISIONS OF THIS CHAPTER DO NOT HAVE TO CHANGE THOSE POLICIES; TO PROVIDE THAT EMPLOYEES MUST PROVIDE REASONABLE NOTICE TO EMPLOYERS BEFORE USING EARNED PAID OR EARNED UNPAID SICK LEAVE IF POSSIBLE; TO PROVIDE FOR NOTICE OF THE PROVISIONS OF THIS CHAPTER TO EMPLOYERS AND EMPLOYEES; AND TO DEFINE NECESSARY TERMS.

02/10/17 Senate Introduced and read first time SJ-4
01/10/17 Senate Ref to Com on Labor, Commerce and Industry SJ-4

S.361: Mandates that employees earn paid and unearned sick leave and dictates how the employee may use the time.

S 0384 General Bill, By Sheheen, et.al

AMEND SECTION 57-11-20, THE 1976 CODE RELATING TO THE FUNDS OF THE DOT, SO AS TO CREATE THE RURAL ROADS FUND FOR ROAD AND BRIDGE MAINTENANCE AND REPAIR IN THE RURAL COUNTIES OF THIS STATE

02/10/17 Senate Introduced and read first time SJ-4
01/10/17 Senate Ref to Committee on Finance

S.384: Senate Democratic version of transportation infrastructure funding.
Increases the motor fuel fee by 2 cents per year for four years (8 cents total). The new revenue would be split with 85% to the State Highway Fund and 15% to new Rural Roads Fund. Increases various other fees. The bill is similar to H.3516 with the exception of earmarking funds for the Rural Roads Fund.

S 0394 General Bill, By Sheheen, et.al Similar (H 3726)

AMEND SECTION 9-1-1085, OF THE 1976 CODE, RELATING TO THE SC RETIREMENT SYSTEM EMPLOYER AND EMPLOYEE CONTRIBUTION RATES, SO AS TO CHANGE FUTURE EMPLOYER AND EMPLOYEE CONTRIBUTION RATES AND TO REQUIRE THAT THE UNFUNDED LIABILITIES OF THE SYSTEM MUST BE ON A CERTAIN AMORTIZATION SCHEDULE; TO AMEND SECTION 9-11-225, RELATING TO THE POLICE OFFICERS RETIREMENT SYSTEM EMPLOYER AND EMPLOYEE CONTRIBUTION RATES, SO AS TO CHANGE FUTURE EMPLOYER AND EMPLOYEE CONTRIBUTION RATES AND TO REQUIRE THAT THE UNFUNDED LIABILITIES OF THE SYSTEM MUST BE ON A CERTAIN AMORTIZATION SCHEDULE; TO AMEND SECTION 9-16-335, RELATING TO THE ASSUMED RATE OF RETURN, SO AS TO CHANGE THE ASSUMED RATE OF RETURN TO SEVEN PERCENT AND TO PROVIDE THAT THE ASSUMED RATE OF RETURN EXPIRES EVERY FOUR YEARS; TO AMEND SECTION 9-4-10, RELATING TO THE TERM OF MEMBERS OF THE BOARD OF DIRECTORS OF THE SOUTH CAROLINA PUBLIC EMPLOYEE BENEFIT AUTHORITY (PEBA), SO AS TO CHANGE THE TERM FROM TWO TO FIVE YEARS AND TO REQUIRE THE BOARD TO EMPLOY AN EXECUTIVE DIRECTOR; TO AMEND SECTION 9-4-40, RELATING TO THE AUDIT OF PEBA, SO AS TO REQUIRE PEBA TO BE AUDITED EVERY FOUR YEARS; TO AMEND SECTION 9-16-10, AS AMENDED, RELATING TO RETIREMENT SYSTEM FUNDS FIDUCIARY DEFINITION, SO AS TO ADD THE COMMISSION'S CHIEF EXECUTIVE OFFICER TO THE DEFINITION; TO AMEND SECTION 9-16-90, AS AMENDED, RELATING TO CERTAIN INVESTMENT REPORTS, SO AS TO PROVIDE THAT CERTAIN REPORTS MUST CONTAIN A SCHEDULE OF NET MANAGER FEES AND EXPENSES; TO AMEND SECTION 9-16-315, AS AMENDED, RELATING TO THE RETIREMENT SYSTEM INVESTMENT COMMISSION, SO AS TO CHANGE CERTAIN MEMBERS OF THE COMMISSION, TO ADD QUALIFICATIONS, AND TO REQUIRE THE COMMISSION TO EMPLOY AN EXECUTIVE DIRECTOR; TO AMEND SECTION 9-16-330, AS AMENDED, RELATING TO CERTAIN STATEMENTS OF ACTUARIAL ASSUMPTIONS AND INVESTMENT OBJECTIVES, SO AS TO ALLOW FOR CERTAIN DELEGATIONS TO THE CHIEF INVESTMENT OFFICER, AND TO REQUIRE THE INVESTMENT PLAN TO INCLUDE THE FINAL AUTHORITY TO INVEST MADE BY THE COMMISSION; TO AMEND SECTION 9-16-380, RELATING TO THE AUDIT OF THE RETIREMENT SYSTEM INVESTMENT COMMISSION, SO AS TO PROVIDE THAT THE RETIREMENT SYSTEM INVESTMENT COMMISSION BE AUDITED EVERY FOUR YEARS; BY ADDING SECTION 9-16-100 SO AS TO PLACE CERTAIN RESTRICTIONS ON LOBBYISTS AND TO PROHIBIT THE COMMISSION FROM MAKING CERTAIN INVESTMENTS; TO AMEND SECTION 9-1-1310, AS AMENDED, RELATING TO THE TRUSTEE OF THE RETIREMENT SYSTEM, SO AS TO CHANGE A TRUSTEE FROM THE STATE FISCAL ACCOUNTABILITY AUTHORITY TO THE RETIREMENT SYSTEM INVESTMENT COMMISSION; TO AMEND SECTION 9-1-1320, RELATING TO THE CUSTODY OF THE ASSETS OF THE RETIREMENT SYSTEM, SO AS TO CHANGE THE CUSTODIAN OF THE ASSETS FROM THE STATE TREASURER TO THE BOARD OF DIRECTORS OF PEBA; TO AMEND SECTION 1-3-240, AS AMENDED, RELATING TO THE REMOVAL OF OFFICERS BY THE GOVERNOR, SO AS TO ADD THE SOUTH CAROLINA RETIREMENT INVESTMENT COMMISSION MEMBERS AND THE SOUTH CAROLINA PUBLIC BENEFIT AUTHORITY MEMBERS; AND TO REPEAL SECTIONS 9-4-45, 9-8-170, 9-9-160, 9-10-80, AND 9-11-250 RELATING TO POLICY DETERMINATIONS AND THE CUSTODY OF FUNDS FOR THE RETIREMENT SYSTEM FOR JUDGES AND SOLICITORS, THE RETIREMENT SYSTEM FOR MEMBERS OF THE GENERAL ASSEMBLY, THE NATIONAL

LEGISLATIVE REPORT

SC PUBLIC WATER AND SEWER UTILITY COALITION

GUARD RETIREMENT SYSTEM, AND THE POLICE OFFICERS RETIREMENT SYSTEM.

02/09/17 Senate Introduced and read first time SJ-3
02/09/17 Senate Ref to Committee on Finance SJ-3
02/22/17 Senate Com report: Fav with amendment Finance SJ-11
02/23/17 Senate Special order, set for February 23, 2017 SJ-31
03/01/17 Senate Committee Amendment Adopted SJ-8
03/01/17 Senate Amended SJ-8
03/01/17 Senate Read second time SJ-8
03/01/17 Senate Roll call Ayes-41 Nays-0 SJ-8
03/02/17 Senate Amended SJ-35
03/02/17 Senate Read third time and sent to House SJ-37
03/02/17 Senate Roll call Ayes-39 Nays-0 SJ-37
03/07/17 House Introduced and read first time HJ-12
03/07/17 House Referred to Committee on Ways and Means HJ-12

S.394: Comprehensive bill to address the state retirement deficit. Changes employer and employee contribution rates. Changes the statutory rate of return to 7% but requires that the rate be reset every 4 years. Mandates the establishment of an amortization schedule for reducing the deficit. It does not close the existing defined benefit plan.

S 0432 General Bill, By Verdin Similar (S 0088)

A BILL TO AMEND SECTION 23-31-220 OF THE 1976 CODE, RELATING TO A PUBLIC OR PRIVATE EMPLOYER'S POSTING OF A SIGN PROHIBITING THE CARRYING OF A CONCEALED WEAPON ON THE EMPLOYERS' PREMISES, TO CREATE A CAUSE OF ACTION FOR A CONCEALED WEAPONS PERMIT HOLDER WHO IS INJURED WHILE ON THE PREMISES OF AN EMPLOYER WHO HAS PROHIBITED THE CONCEALED WEAPONS PERMIT HOLDER FROM CARRYING A CONCEALED WEAPON; TO AMEND SECTION 16-23-20 OF THE 1976 CODE, RELATING TO THE UNLAWFUL CARRYING OF HANDGUNS AND EXCEPTIONS, TO CREATE AN EXCEPTION TO ALLOW ANYONE TO CARRY A CONCEALED WEAPON DURING A MANDATORY EVACUATION ORDER DECLARED BY THE GOVERNOR AND TO PLACE CERTAIN TIME PERIODS ON THIS EXCEPTION; AND TO AMEND ARTICLE 4, CHAPTER 31, TITLE 23 OF THE 1976 CODE, RELATING TO CONCEALED WEAPONS PERMITS, BY ADDING SECTION 23-31-218, TO CREATE AN INSTITUTIONAL CONCEALED WEAPONS PERMIT, TO REQUIRE THE STATE LAW ENFORCEMENT DIVISION TO PROMULGATE REGULATIONS RELATING THE CURRICULUM AND TRAINING REQUIRED TO OBTAIN AN INSTITUTIONAL CONCEALED WEAPONS PERMIT, AND TO ALLOW INSTITUTIONAL CONCEALED WEAPONS PERMIT HOLDERS TO CARRY A CONCEALABLE WEAPON IN SCHOOLS, DAYCARES, CHURCHES, AND HOSPITALS.

02/16/17 Senate Introduced and read first time SJ-6
02/16/17 Senate Referred to Committee on Judiciary SJ-6

S.432: Creates a cause of action to seek damages when a concealed weapon permit holder is injured on the premises of a of a private or public employer that has posted a prohibition against carrying weapons.

S 0565 General Bill, By Grooms, Young and Massey Similar (H 4033)

A BILL TO AMEND SECTION 56-5-1535 OF THE 1976 CODE, RELATING TO SPEEDING IN WORK ZONES AND PENALTIES ASSOCIATED WITH SPEEDING IN WORK ZONES, TO DELETE THIS PROVISION, TO PROVIDE A DEFINITION FOR THE TERMS "HIGHWAY WORK ZONE" AND "HIGHWAY WORKER," TO CREATE THE OFFENSE OF "ENDANGERMENT OF A HIGHWAY WORKER," AND TO PROVIDE PENALTIES FOR THESE OFFENSES; TO AMEND SECTION 56-1-720, RELATING TO THE POINT SYSTEM ESTABLISHED FOR THE EVALUATION OF THE DRIVING RECORD OF PERSONS OPERATING MOTOR VEHICLES, TO PROVIDE THAT "ENDANGERMENT OF A HIGHWAY WORKER" VIOLATIONS RANGE BETWEEN TWO AND SIX POINTS; AND TO REPEAL SECTION 56-5-1536, RELATING TO DRIVING IN TEMPORARY WORK ZONES AND PENALTIES FOR UNLAWFUL DRIVING IN TEMPORARY WORK ZONES.

03/21/17 Senate Introduced and read first time SJ-7
03/21/17 Senate Referred to Committee on Transportation SJ-7
04/05/17 Senate Polled out of committee Transportation
04/05/17 Senate Committee report: Favorable Transportation

04/05/17 Senate Recommitted to Committee on Transportation

S.565: Increases the penalties for a driver that injures an highway worker in a highway work zone. The bill applies to work on utility lines.

S 0600 General Bill, By Hembree, et.al., Similar (S 0054, S 0384, H 3516)

A BILL TO FUND INFRASTRUCTURE IMPROVEMENTS.

03/30/17 Senate Introduced and read first time SJ-4
03/30/17 Senate Referred to Committee on Finance SJ-4

S.600: Transportation infrastructure funding bill that is being offered as an alternative to the House-passed H.3516. It includes 12 cents per gallon increase in the gas tax and the fees increases of H.3516. It also will make DOT a cabinet agency and a comprehensive income tax cut.

S 0639 Joint Resolution, By Alexander

A JOINT RESOLUTION TO DIRECT THE PIONEER RURAL WATER DISTRICT TO CEASE ACTIVITY RELATED TO THE CONSTRUCTION OF A WATER TREATMENT PLANT UNTIL A COURT MAKES A FINAL DETERMINATION WHETHER OR NOT PIONEER RURAL WATER DISTRICT HAS THE AUTHORITY TO CONSTRUCT A WATER TREATMENT PLANT.

04/19/17 Senate Introduced, read first time, placed on calendar without reference SJ-3

01/10/18 Senate Committed to Committee on Judiciary SJ-3

S.639: Directs Pioneer Rural Water District (located in Anderson and Oconee Counties) to cease activities related to building a water treatment plant until a court makes a final determination on the authority to build such a plant. See H.4091 related to Pioneer.

S 0932 General Bill, By Campbell, Hembree, Bennett and Williams

A BILL TO AMEND ARTICLE 5, CHAPTER 5, TITLE 57 OF THE 1976 CODE, RELATING TO THE CONSTRUCTION OF THE STATE HIGHWAY SYSTEM, BY ADDING SECTION 57-5-880, TO PROVIDE THAT AN ENTITY UNDERTAKING A TRANSPORTATION IMPROVEMENT PROJECT SHALL BEAR THE COSTS RELATED TO RELOCATING WATER AND SEWER LINES; TO PROVIDE THE REQUIREMENTS FOR UTILITIES TO BE ELIGIBLE FOR RELOCATION PAYMENTS; AND TO DEFINE NECESSARY TERMS.

01/25/18 Senate Introduced and read first time SJ-5
01/25/18 Senate Referred to Committee on Transportation SJ-5
03/22/18 Senate Committee report: Favorable Transportation SJ-9
03/22/18 Senate Committee report: Favorable Transportation SJ-9
03/28/18 Senate Read second time SJ-23
03/28/18 Senate Roll call Ayes-41 Nays-0 SJ-23
03/29/18 Senate Read third time and sent to House SJ-26
04/03/18 House **Introduced and read first time HJ-78**
04/03/18 House **Referred to Committee on Education and Public Works HJ-78**

S.932: Public water and sewer relocation bill. It divides public utilities into two groups: (1) less than 10,000 water taps or sewer connections and a service population of 30,000 or less; and (2) all other public utilities that are classified as small. It requires the transportation project to pay 100% of the relocation costs for small utilities. It requires the project to pay 100% of the relocation costs for large utilities but caps the total payout at no more than 4% of the original project bid costs.

S 0981 General Bill, By Fanning Similar (H 4889)

A BILL TO AMEND CHAPTER 8, TITLE 27 OF THE 1976 CODE, RELATING TO THE CONSERVATION EASEMENT ACT, BY ADDING SECTION 27-8-85, TO ALLOW FOR THE HOLDER OF A CONSERVATION EASEMENT TO CONTEST AN ACTION TO CONDEMN PROPERTY ENCUMBERED BY A CONSERVATION EASEMENT UNDER CERTAIN CIRCUMSTANCES, TO PROVIDE THE PROCEDURE FOR A CONTESTED ACTION, AND TO PROVIDE EXCEPTIONS UNDER CERTAIN CIRCUMSTANCES.

02/08/18 Senate Introduced and read first time SJ-5
02/08/18 Senate Referred to Committee on Judiciary SJ-5
03/16/18 Senate Ref to Subcommittee: Massey (ch), McElveen, Senn

S.981: Allows the holder of a conservation easement additional ways to contest efforts to condemn the property. The condemning entity must prove no other feasible alternative exists.

LEGISLATIVE REPORT

SC PUBLIC WATER AND SEWER UTILITY COALITION

S 1028 General Bill, By Bennett and Hembree

A BILL TO AMEND THE CODE OF LAWS OF SOUTH CAROLINA, 1976, BY ADDING SECTION 9-1-5 SO AS TO CLOSE THE SOUTH CAROLINA RETIREMENT SYSTEM; BY ADDING CHAPTER 22 TO TITLE 9 SO AS TO ESTABLISH THE "SOUTH CAROLINA SHARED-RISK DEFINED BENEFIT PLAN" TO PROVIDE EMPLOYEES WITH A DEFINED BENEFIT RETIREMENT PLAN AND TO PROVIDE DETAILS OF THE PLAN; BY ADDING CHAPTER 24 TO TITLE 9 SO AS TO ESTABLISH THE "SOUTH CAROLINA WEALTHBUILDER-PRIMARY RETIREMENT SAVINGS PLAN" TO PROVIDE EMPLOYEES WITH A DEFINED CONTRIBUTION RETIREMENT PLAN AND TO PROVIDE DETAILS OF THE PLAN; TO AMEND SECTION 9-1-310, RELATING TO ADMINISTRATIVE COSTS, SO AS TO ADD A REFERENCE TO THE SOUTH CAROLINA SHARED-RISK DEFINED BENEFIT PLAN; TO AMEND SECTION 9-1-1340, RELATING TO CERTAIN CONFLICTS OF INTEREST, SO AS TO ADD A REFERENCE TO THE SOUTH CAROLINA SHARED-RISK DEFINED BENEFIT PLAN; TO AMEND SECTION 9-11-40, RELATING TO DEFINITIONS, SO AS TO ADD THE "SOUTH CAROLINA SHARED-RISK DEFINED BENEFIT PLAN" TO THE DEFINITION OF "CORRELATED SYSTEM"; TO AMEND SECTION 9-16-10, RELATING TO DEFINITIONS, SO AS TO ADD THE "SOUTH CAROLINA SHARED-RISK DEFINED BENEFIT PLAN" TO THE DEFINITION OF "RETIREMENT SYSTEM"; TO AMEND SECTION 9-16-335, RELATING TO THE ASSUMED ANNUAL RATE OF RETURN ON THE INVESTMENTS OF THE SYSTEM, SO AS TO PROVIDE THAT THE ASSUMED ANNUAL RATE OF RETURN ON INVESTMENTS OF THE SOUTH CAROLINA SHARED-RISK DEFINED BENEFIT PLAN MAY NOT EXCEED THE LESSER OF SIX PERCENT OR THREE HUNDRED BASIS POINTS ABOVE THE THREE YEAR AVERAGE OF TWENTY-YEAR TREASURY YIELDS; TO REPEAL CHAPTER 20, TITLE 9 RELATING TO THE STATE OPTIONAL RETIREMENT PROGRAM; AND TO DIRECT THE CODE COMMISSIONER TO MAKE CERTAIN CHANGES.

02/20/18 Senate Introduced and read first time SJ-6

02/20/18 Senate Referred to Committee on Finance SJ-6

S.1028: Step 2 of the reform of the state retirement system. The bill closes the existing defined benefit program to new employees. New employees will be placed into a newly created defined contribution program, which operates similar to a 401-k program.

S 1138 General Bill, By Climer

A BILL TO AMEND ARTICLE 7, CHAPTER 5, TITLE 58 OF THE SOUTH CAROLINA CODE OF LAWS, 1976, TO REQUIRE A WATER OR SEWER UTILITY SUBJECT TO THE PUBLIC SERVICE COMMISSION'S SUPERVISION AND REGULATION MUST ESTABLISH CUSTOMER CLASSES BASED UPON GEOGRAPHIC SERVICE LOCATION; TO PROVIDE THAT A CLASS BASED UPON GEOGRAPHIC SERVICE LOCATION CONSISTS OF CUSTOMERS WHO ARE SERVED BY A WATER OR SEWER UTILITY FOR WHICH THE UTILITY'S SYSTEM COMPONENTS THAT PROVIDE THE SERVICE TO THOSE CUSTOMERS ARE PHYSICALLY CONNECTED AND THIS CLASS IS IN ADDITION TO OTHER TYPES OF CUSTOMER CLASSES; TO PROVIDE THAT A CUSTOMER IN A GEOGRAPHIC SERVICE LOCATION CLASS MUST NOT PAY FOR THE CONSTRUCTION, MAINTENANCE OR IMPROVEMENT FOR THE UTILITY'S PIPES OR OTHER EQUIPMENT THAT PROVIDES SERVICE TO CUSTOMERS IN A SEPARATE GEOGRAPHIC SERVICE LOCATION CLASS.

03/22/18 Senate Introduced and read first time SJ-5

03/22/18 Senate Referred to Committee on Judiciary SJ-5

S.1138: Mandates that a water or sewer utility that is regulated by the PSC to establish customer classes based upon the geographic service location. It further provides that a customer in a geographic service location class must not pay for construction, maintenance, or improvement for the utility's pipes and other equipment that provides service to customers in another geographic service class.

H 3002 General Bill, By Atwater, Felder, G.M. Smith and Elliott

A BILL TO AMEND THE CODE OF LAWS OF SOUTH CAROLINA, 1976, SO AS TO ENACT THE "REGULATORY FREEDOM ACT" BY ADDING SECTION 1-

23-138 SO AS TO ESTABLISH THAT A REGULATION PROMULGATED UNDER THE ADMINISTRATIVE PROCEDURES ACT EXPIRES FIVE YEARS AFTER JULY 1, 2017 OR THE EFFECTIVE DATE OF THIS ACT, WHICHEVER IS LATER; AND TO AMEND SECTION 1-23-120, AS AMENDED, RELATING TO THE APPROVAL OF REGULATIONS, SO AS TO REMOVE LANGUAGE REQUIRING A STATE AGENCY TO PERIODICALLY REVIEW THE REGULATIONS IT PROMULGATES.

01/10/17 House Introduced and read first time HJ-37
01/10/17 House Ref to Com on Regs and Admin Procedures HJ-37
03/20/18 House Committee report: Favorable with amendment
Regulations and Administrative Procedures HJ-56
03/21/18 House Amended HJ-39
03/21/18 House Read second time HJ-39
03/21/18 House Roll call Yeas-107 Nays-0 HJ-40
03/22/18 House Read third time and sent to Senate
03/27/18 Senate Introduced and read first time SJ-5
03/27/18 Senate Referred to Committee on Judiciary SJ-5

H.3002: Sunsets all regulations at the end of 5 years.

H 3017 General Bill, By Murphy, Arrington and Daning

A BILL TO AMEND SECTION 48-39-10, AS AMENDED, CODE OF LAWS OF SOUTH CAROLINA, 1976, RELATING TO COASTAL TIDELANDS AND WETLANDS, SO AS TO REDEFINE THE TERM COASTAL ZONE BY REMOVING A PORTION OF DORCHESTER COUNTY.

01/10/17 House Introduced and read first time HJ-42
01/10/17 House Ref to Com on Agric, Nat Res and Env Affairs HJ-42

H.3017: Amends the Coastal Zone Management act to reduces the size of the coastal zone in Dorchester County. Bill may trigger attempts to redraw the boundaries in other coastal counties.

H 3029 General Bill, By Cobb-Hunter and Robinson-Simpson

A BILL TO AMEND THE CODE OF LAWS OF SOUTH CAROLINA, 1976, SO AS TO ENACT THE "FREEDOM OF EMPLOYMENT CONTRACT ACT" BY REPEALING CHAPTER 7, TITLE 41 RELATING TO THE RIGHT TO WORK.

01/10/17 House Introduced and read first time HJ-46
01/10/17 House Ref to Com on Labor, Commerce and Industry HJ-46

H.3029: Repeals the right to work statute.

H 3085 General Bill, By Cobb-Hunter, Clyburn and Robinson-Simpson

A BILL TO AMEND THE CODE OF LAWS OF SOUTH CAROLINA, 1976, BY ADDING SECTION 41-10-35 SO AS TO PROVIDE THAT THE MINIMUM WAGE IN THIS STATE IS THE GREATER VALUE OF EITHER TEN DOLLARS AND TEN CENTS OR THE MINIMUM WAGE SET BY THE FAIR LABOR STANDARDS ACT; TO AMEND SECTION 6-1-130, RELATING TO THE SCOPE OF AUTHORITY TO SET MINIMUM WAGE, SO AS TO PROVIDE THAT A POLITICAL SUBDIVISION OF THIS STATE MAY NOT REQUIRE A MINIMUM WAGE THAT EXCEEDS THE ONE PROVIDED IN SECTION 41-10-35; TO AMEND SECTION 44-22-160, RELATING TO THERAPEUTIC PATIENT EMPLOYMENT, SO AS TO PROVIDE THAT A PATIENT EMPLOYEE MUST BE PAID THE MINIMUM WAGE PROVIDED IN SECTION 41-10-35; AND TO AMEND SECTIONS 53-1-100 AND 53-1-110, RELATING TO SUNDAY WORK IN MACHINE SHOPS AND SUNDAY WORK IN MANUFACTURING OR FINISHING OF TEXTILE PRODUCTS, RESPECTIVELY, BOTH SO AS TO PROVIDE THAT SUNDAY WORK MUST BE COMPENSATED AT A RATE NO LESS THAN THE MINIMUM WAGE PROVIDED IN SECTION 41-10-35.

01/10/17 House Introduced and read first time HJ-68

01/10/17 House Ref to Com on Labor, Commerce and Industry HJ-68

H.3085: Establishes a state minimum wage of the greater of \$10.10/hour or the federal minimum wage rate.

H 3111 General Bill, By Whipper, Cobb-Hunter and Robinson-Simpson

A BILL TO AMEND THE CODE OF LAWS OF SOUTH CAROLINA, 1976, BY ADDING ARTICLE 4 TO CHAPTER 28, TITLE 12 SO AS TO IMPOSE AN ADDITIONAL USER FEE EQUAL TO SEVEN CENTS A GALLON ON CERTAIN MOTOR FUELS, TO PROVIDE THAT THE REVENUE BE CREDITED TO THE STATE HIGHWAY FUND, AND TO TERMINATE THE ADDITIONAL USER

LEGISLATIVE REPORT

SC PUBLIC WATER AND SEWER UTILITY COALITION

Fee if wholesale prices exceed averages; and by adding Article 6 to Chapter 11, Title 56 so as to impose an additional road tax in the same manner as the additional user fee.

01/10/17 House Introduced and read first time HJ-76

01/10/17 House Referred to Committee on Ways and Means HJ-76

H.3111: Increase the motor fuel fee by 7.5 cents/gallon to fund infrastructure.

H 3172 General Bill, By Whipper

A BILL TO AMEND SECTION 8-27-30, AS AMENDED, CODE OF LAWS OF SOUTH CAROLINA, 1976, RELATING TO CIVIL ACTIONS AGAINST AN EMPLOYING PUBLIC BODY FOR RETALIATION AGAINST AN EMPLOYEE WHO REPORTS A VIOLATION OF STATE OR FEDERAL LAW OR REGULATION, SO AS TO CHANGE THE MAXIMUM AMOUNT OF ACTUAL DAMAGES AN EMPLOYEE MAY RECOVER FROM FIFTEEN THOUSAND DOLLARS TO THREE HUNDRED THOUSAND DOLLARS.

01/10/17 House Introduced and read first time HJ-102

01/10/17 House Referred to Committee on Judiciary HJ-102

H.3172: Increases the cap on recoverable damages for a whistleblower for retaliation when the employee reports a violation of state or federal law.

H 3218 General Bill, By Lucas, Hiott, V.S. Moss, Pitts and West

A BILL TO AMEND SECTION 49-11-120, CODE OF LAWS OF SOUTH CAROLINA, 1976, RELATING TO DEFINITIONS UNDER THE DAMS AND RESERVOIRS SAFETY ACT, SO AS TO REVISE CERTAIN DEFINITIONS IN ORDER TO MAKE THE PROVISIONS OF THIS ACT FURTHER APPLICABLE TO CERTAIN DAMS; AND TO AMEND SECTION 49-11-150, RELATING TO DAM OR RESERVOIR OWNERS BEING RESPONSIBLE FOR THE SAFE MAINTENANCE OF THEIR DAMS OR RESERVOIRS, NOTICE TO THE DEPARTMENT OF HEALTH AND ENVIRONMENTAL CONTROL OF DAM OR RESERVOIR OWNERSHIP CHANGES, AND EMERGENCY ACTION PLAN REQUIREMENTS FOR SPECIFIED DAM OWNERS, SO AS TO REQUIRE ANNUAL REPORTING TO THE DEPARTMENT BY DAM OR RESERVOIR OWNERS OF CERTAIN OWNER CONTACT AND OTHER INFORMATION, TOGETHER WITH A COMPLETED OWNER CHECKLIST, AND TO REQUIRE THE OWNERS OF DAMS OR RESERVOIRS CLASSIFIED AS A HIGH OR SIGNIFICANT HAZARD ANNUALLY TO PROVIDE A CURRENT EMERGENCY ACTION PLAN INCLUDING CONTACT INFORMATION OF SPECIFIED OFFICIALS, DOWNSTREAM RESIDENTS, AND BUSINESS OWNERS.

01/10/17 House Introduced and read first time HJ-115

01/10/17 House Ref to Com on Agric, Nat Res and Env Affairs HJ-115

01/26/17 House Com rept: Fav with amdt Agric, Nat Res & Env Affs HJ-2

02/01/17 House Amended HJ-42

02/01/17 House Read second time HJ-42

02/01/17 House Roll call Yeas-104 Nays-3 HJ-44

02/02/17 House Read third time and sent to Senate HJ-31

02/02/17 House Roll call Yeas-102 Nays-1 HJ-31

02/10/17 Senate Introduced and read first time SJ-11

01/10/17 Senate Ref to Committee on Finance SJ-11

H.3218: Revamp the dam safety program. DHEC would only regulate dams having a downstream height of 25 feet or impounding more than 50 acre-feet, unless there is some other significant justification for regulation. Dam owners would have to register their dam with DHEC and complete an annual self-inspection checklist. The checklist would be filed with DHEC. The bill was favorably approved in subcommittee on January 24 and by the full committee on bill on January 25.

H 3228 General Bill, By Whipper

A BILL TO AMEND SECTION 15-78-100, CODE OF LAWS OF SOUTH CAROLINA, 1976, RELATING TO WHEN AND WHERE TO COMMENCE AN ACTION AND THE REQUIREMENT OF A SPECIAL VERDICT TO SPECIFY PROPORTIONATE LIABILITY UPON MULTIPLE DEFENDANTS, SO AS TO PROVIDE THAT CERTAIN CAUSES OF ACTION MUST BE FILED IN MAGISTRATES COURT; TO AMEND SECTION 15-78-120, RELATING TO LIMITATIONS ON LIABILITY, THE PROHIBITION AGAINST THE RECOVERY

OF PUNITIVE OR EXEMPLARY DAMAGES OR PREJUDGMENT INTEREST, AND AN ATTORNEY'S SIGNATURE ON PLEADINGS, MOTIONS, OR OTHER PAPERS, SO AS TO PROVIDE THAT A STATE AGENCY OR POLITICAL SUBDIVISION MAY BE REPRESENTED BY A DEPARTMENT MANAGER, STAFF PERSON, OR ANOTHER OFFICIAL IN CERTAIN ACTIONS; AND TO AMEND SECTION 22-3-20, RELATING TO THE JURISDICTION OF THE MAGISTRATES COURT IN A CIVIL ACTION, SO AS TO INCREASE THE JURISDICTION FOR CERTAIN CLAIMS BROUGHT PURSUANT TO THE TORT CLAIMS ACT.

01/10/17 House Introduced and read first time HJ-120

01/10/17 House Referred to Committee on Judiciary HJ-120

H.3228: Allows claims pursuant to the tort claims act of less than \$5000 to be heard in magistrate court.

H 3232 Joint Resolution, By Whipper and Cobb-Hunter

A JOINT RESOLUTION TO PROVIDE THAT THE DEPARTMENT OF HEALTH AND ENVIRONMENTAL CONTROL SHALL CONDUCT, OR CAUSE TO BE CONDUCTED BY A QUALIFIED OUTSIDE ENTITY, A FEASIBILITY STUDY CONCERNING THE MOST EFFICIENT AND COST-EFFECTIVE MANNER IN WHICH TO PROVIDE CLEAN DRINKING WATER TO THE RESIDENTS OF ANY COMMUNITY IN THIS STATE WHICH HAS NO PUBLIC INFRASTRUCTURE TO PROVIDE CLEAN DRINKING WATER TO ITS RESIDENTS WITHOUT THE USE OF WELLS WITH THE POTENTIAL OF CONTAMINATION.

01/10/17 House Introduced and read first time HJ-121

01/10/17 House Ref to Com on Agric, Nat Res and Env Affairs HJ-121

H.3232: Requires DHEC to conduct a feasibility study concerning the most efficient and cost-effective manner to provide clean drinking water to residents without the use of wells with the potential of contamination.

H 3239 General Bill, By Chumley, Burns, Long, G.R. Smith and Magnuson

A BILL TO AMEND SECTION 23-31-220, CODE OF LAWS OF SOUTH CAROLINA, 1976, RELATING TO A PREMISES OWNER'S RIGHT TO PERMIT A CONCEALED WEAPON PERMIT HOLDER TO CARRY A WEAPON ON HIS PREMISES, SO AS TO PROVIDE THAT A PREMISES OWNER OR A PERSON IN LEGAL POSSESSION OF A PREMISES IS LIABLE FOR ANY INJURY SUSTAINED BY A CONCEALED WEAPON PERMIT HOLDER FROM THE PERPETRATOR OF A CRIME WHILE ON A POSTED PREMISES UPON WHICH A PERSON MAY NOT CARRY A CONCEALABLE WEAPON, AND TO PROVIDE CIVIL LIABILITIES ASSOCIATED WITH THIS PROVISION.

01/10/17 House Introduced and read first time HJ-125

01/10/17 House Referred to Committee on Judiciary HJ-125

H.3239: Creates a cause of action for a concealed weapons permit holder against a premises owner that posts signage prohibiting the carry of a concealed weapon and the permit holder is injured during the commission of a crime on the premises.

H 3299 General Bill, By Clyburn

A BILL TO AMEND THE CODE OF LAWS OF SOUTH CAROLINA, 1976, TO ENACT THE "SAFE WATER ACT" BY ADDING SECTION 44-55-130 SO AS TO REQUIRE A PRIVATE OR PUBLIC UTILITY OR MUNICIPALITY OPERATING A PUBLIC WATER SYSTEM TO PROVIDE THE AVERAGE WATER PURIFICATION LEVELS ON THE CUSTOMER'S WATER BILL.

01/10/17 House Introduced and read first time

01/10/17 House Ref to Committee on Labor, Commerce and Industry

H.3299: Requires a private or public utility or municipality operating a public water system to provide the average water purification levels on a customer's water bill. The information can be placed inside of the bill or on the utility's website.

H 3416 Joint Resolution, By Neal

A JOINT RESOLUTION PROPOSING AN AMENDMENT TO THE CONSTITUTION OF SOUTH CAROLINA, 1895, BY ADDING SECTION 26 TO ARTICLE I SO AS TO ENACT THE ENVIRONMENTAL BILL OF RIGHTS, TO GRANT STANDING TO THE PEOPLE OF THIS STATE TO ENFORCE THEIR RIGHT TO CONSERVE AND PROTECT THE ENVIRONMENT, AND TO

LEGISLATIVE REPORT

SC PUBLIC WATER AND SEWER UTILITY COALITION

GRANT LOCAL GOVERNMENTS THE POWER TO ENACT LAWS, REGULATIONS, ORDINANCES, AND CHARTER PROVISIONS THAT ARE MORE RESTRICTIVE AND PROTECTIVE OF THE ENVIRONMENT THAN LAWS ADOPTED BY THE STATE GOVERNMENT.

01/11/17 House Introduced and read first time

01/11/17 House Referred to Committee on Judiciary

H.3416: Constitutional amendment to create an “Environmental Bill of Rights” that allows for citizen enforcement of environmental laws and local governments to enact environmental laws.

H 3448 General Bill, By Funderburk, et.al.

A BILL TO AMEND THE CODE OF LAWS OF SOUTH CAROLINA, 1976, BY ADDING SECTION 8-27-05 SO AS TO ENTITLE CHAPTER 27 THE “SOUTH CAROLINA WHISTLEBLOWER AND PUBLIC EMPLOYEE PROTECTION ACT”; TO AMEND SECTION 8-27-10, AS AMENDED, RELATING TO DEFINITIONS FOR PURPOSES OF THE CHAPTER, SO AS TO REVISE THE DEFINITION OF “APPROPRIATE AUTHORITY” TO INCLUDE THE STATE INSPECTOR GENERAL; TO AMEND SECTION 8-27-20, AS AMENDED, RELATING TO REWARDS FOR REPORTS RESULTING IN SAVINGS, SO AS TO ELIMINATE THE TWO THOUSAND DOLLAR CAP ON REWARDS AND PROVIDE A PROCEDURE FOR REWARDING MULTIPLE EMPLOYEES WHO REPORT THE SAME ABUSE; AND TO AMEND SECTION 8-27-30, AS AMENDED, RELATING TO CIVIL ACTIONS AGAINST AN EMPLOYING PUBLIC BODY FOR RETALIATION AGAINST AN EMPLOYEE WHO REPORTS A VIOLATION OF STATE OR FEDERAL LAW OR REGULATION, SO AS TO REMOVE THE ONE-YEAR LIMITATION ON THE PERIOD DURING WHICH THE EMPLOYEE IS PROTECTED FROM ADVERSE EMPLOYMENT ACTIONS, AND TO PROVIDE FOR ADDITIONAL REMEDIES.

01/12/17 House Introduced and read first time

01/12/17 House Referred to Committee on Judiciary

03/07/18 House Committee report: Favorable Judiciary HJ-3

04/04/18 House Recommitted to Committee on Judiciary HJ-71

H.3448: Amends the SC whistleblower act to remove the \$2000 cap on employee rewards for reports that result in savings and remove the one year statute of limitations for an employee seeking damages for retaliations.

H 3516 General Bill, By Simrill, et.al. Similar (S 0054)

TRANSPORTATION INFRASTRUCTURE BILL APPROVED BY THE GENERAL ASSEMBLY..

05/19/17 Act 40

H.3516: Infrastructure funding bill. The proposal includes: (a) increasing the motor fuel user fee by 10 cents, phased in over five-years (2 cents per year); (b) increasing the sales tax cap on vehicle sales to \$500 from \$300; (c) enacting biennial fees on hybrid vehicles (\$60) and electric vehicles (\$120); (d) enacting a \$250 motor vehicle registration fee on vehicles from out of state that are registered in South Carolina; and (e) imposes a road use fee on motor carriers in lieu of property taxes. The bill is estimated to raise an additional \$600 million to the state highway fund at full implementation, with \$260 million of the total revenue being derived from out-of-state motorists (30% of the motor fuel user fee, out-of-state vehicle registration fee, and out of state motor carriers' road use fee).

H 3565 General Bill, By Fry, et.al. Similar (S 0112)

A BILL TO AMEND SECTION 1-23-600, AS AMENDED, CODE OF LAWS OF SOUTH CAROLINA, 1976, RELATING TO TIMELY REQUESTS FOR CONTESTED CASE HEARINGS UNDER THE ADMINISTRATIVE PROCEDURES ACT AND RELATED PROVISIONS, SO AS TO ESTABLISH AN AUTOMATIC STAY CONCERNING LICENSE ISSUANCES, RENEWALS AND THE LIKE, AND TO PROVIDE FOR THE CIRCUMSTANCES UNDER WHICH THE AUTOMATIC STAY MAY BE LIFTED.

01/24/17 House Introduced and read first time

01/24/17 House Referred to Committee on Judiciary HJ-28

02/15/17 House Com report: Fav with amendment Judiciary HJ-3

03/01/18 House Amended

03/01/18 House Read second time

03/01/18 House Unanimous consent for third reading on next legislative day

03/02/18 House Read third time and sent to Senate HJ-1

03/06/18 Senate Introduced and read first time SJ-15

03/06/18 Senate Referred to Committee on Judiciary SJ-15

H.3565: Delete the automatic stay provisions in contested permit cases. Transfers the burden for justification of the stay to the plaintiff.

H 3614 General Bill, By Atwater

A BILL TO AMEND THE CODE OF LAWS OF SOUTH CAROLINA, 1976, TO ENACT THE ‘REGULATORY REVIEW AND RESCISSION ACT’, BY ADDING ARTICLE 7 TO CHAPTER 23, TITLE 1 SO AS TO REQUIRE THE REVENUE AND FISCAL AFFAIRS OFFICE TO PERFORM A COST-BENEFIT ANALYSIS OF PROPOSED REGULATIONS, TO PROVIDE THAT THE COST-BENEFIT ANALYSIS IS A PUBLIC DOCUMENT, TO ESTABLISH WHEN A COST-BENEFIT ANALYSIS IS NOT REQUIRED, TO ALLOW FOR RETROSPECTIVE REVIEW AND COST-BENEFIT ANALYSIS OF REGULATIONS ADOPTED BEFORE DECEMBER 31, 2014, TO PROVIDE CERTAIN FACTORS THAT MUST BE CONSIDERED IN THE RETROSPECTIVE COST-BENEFIT ANALYSIS, AND TO AUTHORIZE THE GOVERNOR TO TAKE CERTAIN ACTIONS WITH RESPECT TO REGULATIONS.

01/31/17 House Introduced and read first time HJ-11

01/31/17 House Referred to Committee on Ways and Means HJ-11

H.3614: The bill requires a benefit/cost analysis for all regulations after December 31, 2015. The bill enumerates over 12 criteria for consideration by the Office of Revenue and Fiscal Affairs.

H 3644 General Bill, By Bernstein Similar (S 0071)

A BILL TO AMEND SECTION 11-35-1524, CODE OF LAWS OF SOUTH CAROLINA, 1976, RELATING TO RESIDENT VENDOR PREFERENCE, SO AS TO PROVIDE THAT, BEFORE MAKING A FINAL AWARD DETERMINATION, THE PROCUREMENT OFFICER SHALL PROVIDE RESIDENT BIDDERS WITH THE OPPORTUNITY TO MATCH THE LOWEST NONRESIDENT BID AND GIVE PREFERENCE TO A RESIDENT BIDDER WHO MATCHES THE LOWEST NONRESIDENT BID PRICE.

02/02/17 House Introduced and read first time HJ-15

02/02/17 House Ref to Com on Labor, Commerce and Industry HJ-15

H.3644: Amends the state procurement code to create a resident bidder preference. If the lowest bidder is from out of state, resident bidders are given the opportunity to match the bid.

H 3652 General Bill, By Forrester, et.al.

A BILL TO AMEND THE CODE OF LAWS OF SOUTH CAROLINA, 1976, BY ADDING SECTION 11-35-3265 SO AS TO REQUIRE GOVERNMENTAL AGENCIES TO CONSIDER ALL PIPING MATERIALS FOR DETERMINING REQUIREMENTS FOR CERTAIN PROJECTS, TO PROVIDE PIPING MATERIALS THAT MEET SUCH REQUIREMENTS AND COMPLY WITH SOUND ENGINEERING PRACTICES MUST BE ALLOWED TO BE CONSIDERED IN RELATED PROCUREMENT BIDDING PROCESSES, AND TO PROVIDE THE PROVISIONS OF THIS SECTION DO NOT LIMIT THE DISCRETION OF GOVERNMENTAL AGENCIES FROM SELECTING PIPING MATERIALS FOR PROJECTS SUBJECT TO THE PROVISIONS OF THIS SECTION.

02/02/17 House Introduced and read first time HJ-19

02/02/17 House Ref to Com on Labor, Commerce and Industry HJ-19

02/14/17 House Committee report: Fav with amendment LCI HJ-35

03/09/17 House Amended HJ-17

03/09/17 House Read second time HJ-17

03/09/17 House Roll call Yeas-55 Nays-47 HJ-20

03/21/17 House Read third time and sent to Senate HJ-140

03/21/17 Senate Introduced and read first time SJ-11

03/21/17 Senate Referred to Committee on Finance SJ-11

H.3652: This bill is being pushed by the plastics industry. It requires public water and sewer utilities to consider all piping materials when public funds are used to finance a project. All piping materials that comply with sound engineering practices and meet project requirements as determined by an

LEGISLATIVE REPORT

SC PUBLIC WATER AND SEWER UTILITY COALITION

official or an engineer of the governmental agency must be allowed to participate in the bidding process when a governmental agency is procuring piping materials for a water supply, wastewater, stormwater, or storm drainage project for which public funds are used.

H 3703 General Bill, By Elliott, et.al. *Similar (S 0301)*

A BILL TO AMEND SECTION 1-30-10, AS AMENDED, CODE OF LAWS OF SOUTH CAROLINA, 1976, RELATING TO THE DEPARTMENTS OF STATE GOVERNMENT AND THEIR GOVERNING BODIES, SO AS TO DELETE A REFERENCE TO THE DEPARTMENT OF TRANSPORTATION COMMISSION; TO AMEND SECTIONS 57-1-10, AS AMENDED, 57-1-20, AS AMENDED, 57-1-40, AS AMENDED, 57-1-90, 57-1-410, AS AMENDED, 57-1-430, AS AMENDED, 57-1-460, 57-1-470, 57-1-490, AS AMENDED, 57-3-20, AS AMENDED, 57-3-50, 57-3-210, AND 57-3-700, ALL RELATING TO THE ESTABLISHMENT OF THE DEPARTMENT OF TRANSPORTATION AND ITS DUTIES AND RESPONSIBILITIES, SO AS TO ELIMINATE THE DEPARTMENT OF TRANSPORTATION COMMISSION AND ITS RESPONSIBILITIES, TO DEVOLVE THE COMMISSION'S RESPONSIBILITIES UPON THE SECRETARY OF TRANSPORTATION WHO WOULD BE APPOINTED BY THE GOVERNOR, TO PROVIDE THAT THE DEPARTMENT'S ANNUAL BUDGET MUST BE APPROVED BY THE GENERAL ASSEMBLY, TO DELETE THE TERMS ROUTINE OPERATION AND MAINTENANCE AND EMERGENCY REPAIRS AND THEIR DEFINITIONS, AND THE PROVISION THAT GRANTS THE SECRETARY AUTHORITY TO APPROVE REQUESTS REGARDING THESE MATTERS, TO DELETE THE PROVISION THAT REQUIRES THE COMMISSION TO APPROVE CERTAIN HIGHWAY PROJECTS, TO PROVIDE A PROCESS WHEREBY AUDITS OF THE DEPARTMENT SHALL BE CONDUCTED, TO PROVIDE FOR THE DEVELOPMENT OF A LONG-RANGE STATEWIDE TRANSPORTATION PLAN AND A STATEWIDE TRANSPORTATION IMPROVEMENT PROGRAM; TO REPEAL ARTICLE 3, CHAPTER 1, TITLE 57, RELATING TO THE COMMISSION OF THE DEPARTMENT OF TRANSPORTATION; AND TO REPEAL ARTICLE 7, CHAPTER 1, TITLE 57, RELATING TO THE JOINT TRANSPORTATION REVIEW COMMITTEE.

02/02/17 House Introduced and read first time HJ-30

02/02/17 House Ref to Com on Education & Pub Works HJ-30

H.3703: Revises the governance of DOT to make it a cabinet agency. Governor would appoint the DOT secretary. It eliminates the DOT Commission and devolves the duties to the secretary. It requires the development of a 25 year state transportation plan.

H 3726 General Bill, By Herbkersman, et.al. *Similar (S 0394)*

A BILL TO AMEND SECTION 9-1-1085, CODE OF LAWS OF SOUTH CAROLINA, 1976, RELATING TO THE SOUTH CAROLINA RETIREMENT SYSTEM EMPLOYER AND EMPLOYEE CONTRIBUTION RATES, SO AS TO CHANGE FUTURE EMPLOYER AND EMPLOYEE CONTRIBUTION RATES AND TO REQUIRE THAT THE UNFUNDED LIABILITIES OF THE SYSTEM MUST BE ON A CERTAIN AMORTIZATION SCHEDULE; TO AMEND SECTION 9-11-225, RELATING TO THE POLICE OFFICERS RETIREMENT SYSTEM EMPLOYER AND EMPLOYEE CONTRIBUTION RATES, SO AS TO CHANGE FUTURE EMPLOYER AND EMPLOYEE CONTRIBUTION RATES AND TO REQUIRE THAT THE UNFUNDED LIABILITIES OF THE SYSTEM MUST BE ON A CERTAIN AMORTIZATION SCHEDULE; TO AMEND SECTION 9-16-335, RELATING TO THE ASSUMED RATE OF RETURN, SO AS TO CHANGE THE ASSUMED RATE OF RETURN TO SEVEN PERCENT AND TO PROVIDE THAT THE ASSUMED RATE OF RETURN EXPIRES EVERY FOUR YEARS; TO AMEND SECTION 9-4-10, RELATING TO THE TERM OF MEMBERS OF THE BOARD OF DIRECTORS OF THE SOUTH CAROLINA PUBLIC EMPLOYEE BENEFIT AUTHORITY (PEBA), SO AS TO CHANGE THE TERM FROM TWO TO FIVE YEARS AND TO REQUIRE THE BOARD TO EMPLOY AN EXECUTIVE DIRECTOR; TO AMEND SECTION 9-4-40, RELATING TO THE AUDIT OF PEBA, SO AS TO REQUIRE PEBA TO BE AUDITED EVERY FOUR YEARS; TO AMEND SECTION 9-16-10, AS AMENDED, RELATING TO RETIREMENT SYSTEM FUNDS FIDUCIARY DEFINITION, SO AS TO ADD THE COMMISSION'S CHIEF EXECUTIVE OFFICER TO THE DEFINITION; TO AMEND SECTION 9-16-90, AS AMENDED, RELATING TO CERTAIN INVESTMENT REPORTS, SO AS TO PROVIDE THAT CERTAIN REPORTS MUST CONTAIN A SCHEDULE OF NET MANAGER FEES AND EXPENSES; TO AMEND SECTION 9-16-315, AS AMENDED, RELATING TO THE RETIREMENT SYSTEM INVESTMENT COMMISSION, SO AS TO CHANGE CERTAIN MEMBERS OF THE COMMISSION, TO ADD

QUALIFICATIONS, AND TO REQUIRE THE COMMISSION TO EMPLOY AN EXECUTIVE DIRECTOR; TO AMEND SECTION 9-16-330, AS AMENDED, RELATING TO CERTAIN STATEMENTS OF ACTUARIAL ASSUMPTIONS AND INVESTMENT OBJECTIVES, SO AS TO ALLOW FOR CERTAIN DELEGATIONS TO THE CHIEF INVESTMENT OFFICER, AND TO REQUIRE THE INVESTMENT PLAN TO INCLUDE THE FINAL AUTHORITY TO INVEST MADE BY THE COMMISSION; TO AMEND SECTION 9-16-380, RELATING TO THE AUDIT OF THE RETIREMENT SYSTEM INVESTMENT COMMISSION, SO AS TO PROVIDE THAT THE RETIREMENT SYSTEM INVESTMENT COMMISSION BE AUDITED EVERY FOUR YEARS; BY ADDING SECTION 9-16-100 SO AS TO PLACE CERTAIN RESTRICTIONS ON LOBBYISTS AND TO PROHIBIT THE COMMISSION FROM MAKING CERTAIN INVESTMENTS; TO AMEND SECTION 9-1-1310, AS AMENDED, RELATING TO THE TRUSTEE OF THE RETIREMENT SYSTEM, SO AS TO CHANGE A TRUSTEE FROM THE STATE FISCAL ACCOUNTABILITY AUTHORITY TO THE RETIREMENT SYSTEM INVESTMENT COMMISSION; TO AMEND SECTION 9-1-1320, RELATING TO THE CUSTODY OF THE ASSETS OF THE RETIREMENT SYSTEM, SO AS TO CHANGE THE CUSTODIAN OF THE ASSETS FROM THE STATE TREASURER TO THE BOARD OF DIRECTORS OF PEBA; TO AMEND SECTION 1-3-240, AS AMENDED, RELATING TO THE REMOVAL OF OFFICERS BY THE GOVERNOR, SO AS TO ADD THE SOUTH CAROLINA RETIREMENT INVESTMENT COMMISSION MEMBERS AND THE SOUTH CAROLINA PUBLIC BENEFIT AUTHORITY MEMBERS; AND TO REPEAL SECTIONS 9-4-45, 9-8-170, 9-9-160, 9-10-80, AND 9-11-250 RELATING TO POLICY DETERMINATIONS AND THE CUSTODY OF FUNDS FOR THE RETIREMENT SYSTEM FOR JUDGES AND SOLICITORS, THE RETIREMENT SYSTEM FOR MEMBERS OF THE GENERAL ASSEMBLY, THE NATIONAL GUARD RETIREMENT SYSTEM, AND THE POLICE OFFICERS RETIREMENT SYSTEM.

04/28/17 Act No. 13

H.3726: Comprehensive bill to address the state retirement deficit. Changes employer and employee contribution rates. Changes the statutory rate of return to 7% but requires that the rate be reset every 4 years. Mandates the establishment of an amortization schedule for reducing the deficit. It does not close the existing defined benefit plan.

H 3739 General Bill, By Loftis, et.al *Similar (S 0343)*

A BILL TO AMEND THE CODE OF LAWS OF SOUTH CAROLINA, 1976, BY ADDING SECTION 57-5-880 SO AS TO DEFINE NECESSARY TERMS, TO PROVIDE THAT THE DEPARTMENT OF TRANSPORTATION SHALL BEAR COSTS, NOT TO EXCEED SEVEN AND ONE-HALF PERCENT OF THE TOTAL PROJECT COSTS, FOR CONSTRUCTION PROJECTS OR IMPROVEMENTS, TO PROVIDE THAT THIS SECTION DOES NOT GRANT THE DEPARTMENT THE AUTHORITY TO PREVENT OR MATERIALLY LIMIT A PUBLIC WATER SYSTEM'S UTILIZATION OF PROPERTY LOCATED WITHIN A STATE TRANSPORTATION IMPROVEMENT PROJECT'S RIGHT OF WAY, AND TO PROVIDE THAT THE DEPARTMENT MAY ACQUIRE ADDITIONAL RIGHTS OF WAY TO FACILITATE THE LOCATION OF UTILITIES OUTSIDE OF RIGHTS OF WAY CURRENTLY CONTAINED IN THE PUBLIC HIGHWAY SYSTEM.

02/14/17 House Introduced and read first time HJ-43

02/14/17 House Ref to Com on Education & Public Works HJ-43

02/20/18 House Com report: Fav with amdt Com on Educ & Pub Work HJ-22

02/22/18 House Requests for debate - Rep(s). White, GM Smith, B Newton, Finlay, Fry, Clemons, Thayer, Caskey, Erickson, M Rivers, Davis, Kirby, Hosey, Cogswell, Crosby, Knight, Hewitt, Douglas, McEachern, GR Smith HJ-22

04/04/18 House Recommitted to Com on Educ & Pub Works HJ-56

H.3739: Requires DOT to pay, up to 7.5% of total project costs, for the relocation of public water and sewer lines situated in the DOT ROW when the lines must be moved because of the transportation project. Counties and cities would be similarly liable for their projects. DOT has softened their opposition to paying relocation costs but has suggested that a sliding scale be applied to the costs. The scale would use water taps and sewer connections.

H 3780 General Bill, By Putnam

LEGISLATIVE REPORT

SC PUBLIC WATER AND SEWER UTILITY COALITION

A BILL TO AMEND THE CODE OF LAWS OF SOUTH CAROLINA, 1976, BY REPEALING SECTION 12-36-2120 RELATING TO EXEMPTIONS FROM THE STATE SALES TAX.

02/16/17 House Introduced and read first time

02/16/17 House Ref to Committee on Ways and Means

H.3780: Repeals all sales and use tax exemptions.

H 3890 General Bill, By J.E. Smith

A BILL TO AMEND SECTION 49-4-35, AS AMENDED, CODE OF LAWS OF SOUTH CAROLINA, 1976, RELATING TO THE REGISTRATION OF WITHDRAWAL OF SURFACE WATER FOR AGRICULTURAL USES, SO AS TO REQUIRE PERMITTING FOR NEW WITHDRAWALS AND FOR EXPANSION OF EXISTING REGISTRATIONS; TO AMEND SECTION 49-4-55, RELATING TO THE RIGHT OF REGISTERED SURFACE WATER WITHDRAWERS TO APPLY FOR A PERMIT AND EXEMPT WITHDRAWERS TO APPLY FOR A PERMIT OR REGISTER AN EXEMPT USE, SO AS TO CHANGE THE OPTION OF A WITHDRAWER OF SURFACE WATER FOR AGRICULTURAL USES TO OBTAIN A PERMIT INTO A REQUIREMENT AND ELIMINATE THE RIGHT OF AN EXEMPT WITHDRAWER TO REGISTER THE USE; TO AMEND SECTION 49-4-70, RELATING TO APPLICATIONS FOR SURFACE WATER WITHDRAWAL PERMITS AND OPERATIONAL AND CONTINGENCY PLANS, SO AS TO PROHIBIT APPLICATION TO WITHDRAWERS WHO ARE REGISTERED TO WITHDRAW SURFACE WATER FOR AGRICULTURAL USES, EXCEPT IF THE WITHDRAWER EXPANDS AN EXISTING REGISTERED USE; AND FOR OTHER PURPOSES.

03/02/17 House Introduced and read first time HJ-22

03/02/17 House Ref to Com on Agric, Nat Res & Env Affairs HJ-22

H.3890: Require all future agricultural withdrawals or expansions to obtain a surface water withdrawal permit. It does the same to withdrawals, such as instream mining operations, etc., that are exempted from the permitting process.

H 3929 General Bill, By Hiott, et.al.

A BILL TO AMEND THE CODE OF LAWS OF SOUTH CAROLINA, 1976, BY ADDING SECTION 44-1-65 SO AS TO ESTABLISH SPECIFIC REQUIREMENTS FOR THE REVIEW AND APPEAL OF DECISIONS BY THE SOUTH CAROLINA DEPARTMENT OF HEALTH AND ENVIRONMENTAL CONTROL (DHEC) REGARDING THE PERMITTING OF CERTAIN AGRICULTURAL ANIMAL FACILITIES; TO AMEND SECTION 44-1-60, AS AMENDED, RELATING TO APPEALS FROM DHEC DECISIONS GIVING RISE TO CONTESTED CASES, SO AS TO REVISE AND CLARIFY PROCEDURES FOR REVIEWING PERMITS FOR CERTAIN AGRICULTURAL ANIMAL FACILITIES; TO AMEND SECTION 46-45-60, RELATING TO APPLICABILITY OF LOCAL ORDINANCES TO AGRICULTURAL OPERATIONS, SO AS TO CHANGE CERTAIN EXCEPTIONS; AND TO AMEND SECTION 46-45-80, RELATING TO SETBACK DISTANCES FOR CERTAIN AGRICULTURAL ANIMAL FACILITIES, SO AS TO PROHIBIT DHEC FROM REQUIRING ADDITIONAL SETBACK DISTANCES IF ESTABLISHED DISTANCES ARE ACHIEVED, TO PROHIBIT THE WAIVER OR REDUCTION OF SETBACK DISTANCES IF THEY ARE ACHIEVED, WITH EXCEPTIONS, WITHOUT WRITTEN CONSENT OF ADJOINING PROPERTY OWNERS, AND TO ALLOW DHEC TO REQUIRE CERTAIN BUFFERS.

03/20/18 Act No. 139

H.3929: The bill seeks to limit who has standing to challenge certain agricultural animal facility permits issued by DHEC. In general, SC does little to limit standing.

H 4014 General Bill, By Pitts and White

A BILL TO AMEND THE CODE OF LAWS OF SOUTH CAROLINA, 1976, BY ADDING ARTICLE 3 TO CHAPTER 4, TITLE 48 SO AS TO PLACE THE SOUTH CAROLINA CONSERVATION BANK UNDER THE DEPARTMENT OF NATURAL RESOURCES, TO PROVIDE THAT THE BOARD OF THE DEPARTMENT OF NATURAL RESOURCES WILL SERVE AS THE BOARD FOR THE CONSERVATION BANK, TO CREATE THE SOUTH CAROLINA CONSERVATION BANK ADVISORY BOARD AND TO ESTABLISH CERTAIN POWERS AND DUTIES FOR THE ADVISORY BOARD, TO AUTHORIZE THE CONSERVATION BANK TO UNDERTAKE CERTAIN ACTIONS TO

PRESERVE AND PROTECT NATURAL RESOURCES, TO ESTABLISH CERTAIN CONSERVATION CRITERIA, TO PROHIBIT THE USE OF CONSERVATION BANK FUNDS TO ACQUIRE INTERESTS THROUGH EMINENT DOMAIN OR CONDEMNATION, AND TO ESTABLISH THAT THE CONSERVATION BANK MAY NOT BE USED TO ELIMINATE OR UNREASONABLY RESTRICT HUNTING, FISHING, FARMING, FORESTRY, TIMBER MANAGEMENT, OR WILDLIFE HABITAT MANAGEMENT; TO REPEAL SECTION 12-24-95, RELATING TO DEED RECORDING FEES; TO REPEAL CHAPTER 59, TITLE 48 RELATING TO THE SOUTH CAROLINA CONSERVATION BBANK; AND TO DESIGNATE SECTIONS 48-4-10 THROUGH 48-4-80 AS ARTICLE 1, ENTITLED "GENERAL PROVISIONS".

03/21/17 House Introduced and read first time HJ-121

03/21/17 House Referred to Committee on Ways and Means HJ-121

H.4014: Reauthorizes the SC Conservation Bank. The bill places the Bank under DNR; deletes funding from documentary stamps; limits project participation to no more than \$250,000 per project; and requires that 75% of the projects must allow public access.

H 4033 General Bill, By Hixon, Taylor, Blackwell, Clyburn, Allison, Daning, Yow, Erickson, B. Newton, Bennett and Arrington Similar (S 0565)
A BILL TO AMEND SECTION 56-5-1535, CODE OF LAWS OF SOUTH CAROLINA, 1976, RELATING TO SPEEDING IN WORK ZONES AND PENALTIES ASSOCIATED WITH SPEEDING IN WORK ZONES, SO AS TO DELETE THIS PROVISION AND PROVIDE A DEFINITION FOR THE TERMS "HIGHWAY WORK ZONE" AND "HIGHWAY WORKER", TO CREATE THE OFFENSE OF "ENDANGERMENT OF A HIGHWAY WORKER", AND TO PROVIDE A PENALTY FOR THIS OFFENSE; TO AMEND SECTION 56-1-720, RELATING TO THE POINT SYSTEM ESTABLISHED FOR THE EVALUATION OF THE DRIVING RECORD OF PERSONS OPERATING MOTOR VEHICLES, SO AS TO PROVIDE THAT THE OFFENSE OF ENDANGERMENT OF A HIGHWAY WORKER RESULTING IN NO INJURY IS A TWO POINT VIOLATION, THE OFFENSE OF ENDANGERMENT OF A HIGHWAY WORKER IN WHICH INJURY OCCURS IS A FOUR POINT VIOLATION, AND THE OFFENSE OF ENDANGERMENT OF A HIGHWAY WORKER IN WHICH GREAT BODILY INJURY OCCURS IS A SIX POINT VIOLATION; AND TO REPEAL SECTION 56-5-1536 RELATING TO DRIVING IN TEMPORARY WORK ZONES AND PENALTIES FOR UNLAWFUL DRIVING IN TEMPORARY WORK ZONES.

05/31/17 Act No. 81

H.4033: Increases the penalties for a driver that injures a highway worker in a highway work zone. The bill applies to work on utility lines.

H 4091 General Bill, By Sandifer

A BILL TO AMEND SECTION 6-13-230, AS AMENDED, CODE OF LAWS OF SOUTH CAROLINA, 1976, RELATING TO THE BOARD OF DIRECTORS OF THE PIONEER RURAL WATER DISTRICT OF OCONEE AND ANDERSON COUNTIES, SO AS TO ABOLISH THE EXISTING FIVE-MEMBER BOARD AND TERMINATE THE TERMS OF ITS MEMBERS, TO RECONSTITUTE THE BOARD TO CONSIST OF SEVEN MEMBERS APPOINTED BY THE GOVERNOR, TO PROVIDE THREE OF THE MEMBERS MUST RESIDE IN OCONEE COUNTY AND TWO MEMBERS MUST RESIDE IN ANDERSON COUNTY, TO PROVIDE ALL MEMBERS MUST RESIDE IN THE SERVICE AREA OF THE DISTRICT, TO PROVIDE THE MEMBERS SERVE SIX-YEAR TERMS AND UNTIL THEIR SUCCESSORS ARE APPOINTED AND QUALIFIED, TO PROVIDE FOR THE STAGGERING OF TERMS, TO REQUIRE THE RECONSTITUTED BOARD TO IMMEDIATELY MEET AFTER APPOINTMENT TO ORGANIZE AND ELECT OFFICERS, AND TO PROVIDE THE MANNER OF FILLING VACANCIES; AND TO AMEND SECTION 6-13-240, AS AMENDED, RELATING TO POWERS AND DUTIES OF THE BOARD, SO AS TO PROVIDE THE DISTRICT MAY NOT CONSTRUCT A WATER TREATMENT FACILITY UNLESS IT CAN PROVE BY CLEAR AND CONVINCING EVIDENCE THAT NO OTHER FEASIBLE OPTION IS AVAILABLE THAT IS ABLE TO MEET THE DEMANDS OF ITS SERVICE AREA.

04/04/17 House Introduced and read first time HJ-85

04/04/17 House Ref to Com on Labor, Commerce and Industry HJ-85

LEGISLATIVE REPORT

SC PUBLIC WATER AND SEWER UTILITY COALITION

H.4091: Replaces and restructures the board of directors for the Pioneer Rural Water District. Adds a requirement that Pioneer may construct a water treatment facility unless it can prove by clear and convincing evidence that no other feasible option is available to meet the demands of its service area. The legislation is triggered by Pioneer's interest in construction of a new water facility. See S.639 related to Pioneer.

H 4411 General Bill, By Henderson

A BILL TO AMEND THE CODE OF LAWS OF SOUTH CAROLINA, 1976, BY REPEALING SECTION 48-39-40 RELATING TO THE COASTAL ZONEMANAGEMENT APPELLATE PANEL.

01/09/18 House Introduced and read first time HJ-99
01/09/18 House Ref to Com on Agr, Nat Res & Env Affairs HJ-100
02/13/18 House Com rept: Fav Agr, Nat Res & Env Affairs HJ-10
02/14/18 House Read second time HJ-11
02/14/18 House Roll call Yeas-103 Nays-0 HJ-11
02/15/18 House Read third time and sent to Senate HJ-6
02/15/18 Senate Introduced and read first time SJ-7
02/15/18 Senate Ref to Com on Agriculture and Natural Resources SJ-7
03/29/18 Senate Com report: Favorable Agric and Nat Resources SJ-6

H.4411: H.4411 is a non-controversial recommendation by the House Legislative Oversight Committee. It repeals the dormant OCRM appellate board.

H 4632 Resolution, By Henderson, Allison, Hamilton and Stringer

A HOUSE RESOLUTION TO RECOGNIZE AND HONOR GREER COMMISSION OF PUBLIC WORKS FOR THE VALUABLE RESOURCE IT PROVIDES TO GREER AND TO CONGRATULATE THE ORGANIZATION FOR ITS TENTH CONSECUTIVE AREA-WIDE OPTIMIZATION PROGRAM EXCELLENCE AWARD GIVEN BY THE SOUTH CAROLINA DEPARTMENT OF HEALTH AND ENVIRONMENTAL CONTROL (DHEC) FOR ACHIEVEMENTS IN MEETING WATER QUALITY GOALS.

01/23/18 House Introduced and adopted HJ-15

H.4632: House resolution to congratulate the Greer Commission of Public Works.

H 4645 General Bill, By Allison

A BILL TO AMEND THE CODE OF LAWS OF SOUTH CAROLINA, 1976, BY ADDING SECTION 10-1-220 SO AS TO REQUIRE THE DEPARTMENT OF ADMINISTRATION TO POST VISUAL NOTIFICATION MARKERS AT LEAST FORTY-EIGHT HOURS PRIOR TO THE OUTDOOR APPLICATION OF CHEMICALS ON PUBLIC PROPERTY AND TO REQUIRE THE OWNER OF A PUBLIC BUILDING TO POST A VISUAL NOTIFICATION MARKER AT EVERY ENTRANCE INTO THE BUILDING THAT INFORMS A PERSON ENTERING THE BUILDING OF ANY CHEMICALS USED WITHIN THE BUILDING.

01/23/18 House Introduced and read first time HJ-28
01/23/18 House Referred to Committee on Educ & Pub Works HJ-28
01/25/18 House Recalled from Com on Educ & Pub Works HJ-51
01/25/18 House Referred to Com on Ag, Nat Res & Env Affairs HJ-51

H.4645: Requires the placement of signs 48 hours before a state agency applies chemicals (pesticides, herbicides, fertilizer, etc.) to public property. Places a similar notification when certain chemicals are applied inside a public building.

H 4704 General Bill, By Loftis, Burns, Erickson, Chumley, Yow, Herbkersman, Hiott, Hixon, McCravy and Pitts

A BILL TO AMEND SECTION 48-39-130, AS AMENDED, CODE OF LAWS OF SOUTH CAROLINA, 1976, RELATING TO PERMITS TO UTILIZE CRITICAL AREAS, SO AS TO AUTHORIZE THE DEPARTMENT OF HEALTH AND ENVIRONMENTAL CONTROL TO ISSUE GENERAL PERMITS UNDER CERTAIN CIRCUMSTANCES.

01/24/18 House Introduced and read first time HJ-74
01/24/18 House Referred to Com on Ag, Nat Res & Env Affairs HJ-74
02/22/18 House Read second time HJ-13
02/22/18 House Roll call Yeas-89 Nays-1 HJ-13
02/22/18 House Unanimous consent for third reading on next legislative day HJ-15

02/23/18 House Read third time and sent to Senate HJ-1
02/27/18 Senate Introduced and read first time SJ-9
02/27/18 Senate Ref to Com on Agriculture and Nat Resources SJ-9
03/29/18 Senate Com report: Favorable Agric and Natural Resources SJ-6

H.4704: Directs DHEC to use general permits for activities in the critical areas under the Coastal Zone Management Act.

H 4727 General Bill, By White, Hardee, Yow, Huggins, Jefferson, Hosey, Anderson, West, Hewitt, Finlay, Ott, Duckworth and Sandifer

A BILL TO AMEND SECTION 48-59-40, AS AMENDED, CODE OF LAWS OF SOUTH CAROLINA, 1976, RELATING TO THE BOARD OF THE SOUTH CAROLINA CONSERVATION BANK, SO AS TO EXTEND VOTING PRIVILEGES TO CERTAIN MEMBERS AND TO PROHIBIT CERTAIN MEMBERS FROM SERVING AS CHAIRMAN; TO AMEND SECTION 48-59-50, RELATING TO THE POWERS AND DUTIES OF THE SOUTH CAROLINA CONSERVATION BANK, SO AS TO REQUIRE THE BANK TO DEVELOP CRITERIA AND A CONSERVATION PRIORITIZATION MAP, AND TO PROHIBIT THE AWARD OF A GRANT OR LOAN UNLESS THE FUNDS ARE PRESENTLY AVAILABLE IN THE TRUST FUND; TO AMEND SECTION 48-59-70, RELATING TO GRANTS OR LOANS FOR LAND INTERESTS, SO AS TO EXPAND THE CONSERVATION CRITERIA TO INCLUDE THE VALUE OF THE PROPOSAL FOR ACCESS TO THE PUBLIC, TO REQUIRE CERTAIN ACCESS DISCLOSURES ON A GRANT OR LOAN APPLICATION, AND TO PROHIBIT THE PURCHASE OF A CONSERVATION EASEMENT FOR MORE THAN FIVE HUNDRED THOUSAND DOLLARS; TO REPEAL SECTION 12-24-95 RELATING TO THE PORTION OF THE DEED RECORDING FEE CREDITED TO THE SOUTH CAROLINA CONSERVATION BBANK TRUST FUND; AND TO REPEAL SECTION 7 OF ACT 200 OF 2002 RELATING TO THE REQUIREMENT TO PERIODICALLY REAUTHORIZE THE SOUTH CAROLINA CONSERVATION BANK TRUSTFUND.

01/25/18 House Introduced and read first time HJ-65
01/25/18 House Referred to Committee on Ways and Means HJ-6
02/13/18 House Com report: Fav with amendment W&M's HJ-22
02/14/18 House Amended HJ-30
02/14/18 House Read second time HJ-30
02/14/18 House Roll call Yeas-107 Nays-3 HJ-33
02/15/18 House Read third time and sent to Senate HJ-9
02/15/18 Senate Introduced and read first time SJ-9
02/15/18 Senate Referred to Committee on Finance SJ-9
03/14/18 Senate Com report: Favorable with amendment Finance SJ-12
03/20/18 Senate Committee Amendment Adopted SJ-18
03/21/18 Scrivener's error corrected
03/22/18 Senate Amended SJ-28
03/22/18 Senate Read second time SJ-28
03/22/18 Senate Roll call Ayes-38 Nays-0 SJ-28
03/28/18 Senate Read 3rd time and returned to House with amds SJ-9

H.4727: Revamps the governance of the SC Conservation Bank and removes the requirement of periodic reauthorization of the bank. With the chair of the House Ways and Means Committee as the chief sponsor, the bill should have enhanced chances of passage.

H 4889 General Bill, By Delleney and D.C. Moss Similar (S 0981)

A BILL TO AMEND THE CODE OF LAWS OF SOUTH CAROLINA, 1976, BY ADDING SECTION 27-8-85 SO AS TO ALLOW FOR THE HOLDER OF A CONSERVATION EASEMENT TO CONTEST AN ACTION TO CONDEMN PROPERTY ENCUMBERED BY A CONSERVATION EASEMENT UNDER CERTAIN CIRCUMSTANCES, TO PROVIDE THE PROCEDURE FOR A CONTESTED ACTION, AND TO PROVIDE EXCEPTIONS UNDER CERTAIN CIRCUMSTANCES.

02/08/18 House Introduced and read first time
02/08/18 House Ref to Com on Ag, Nat Resources and Env Affs HJ-8
02/08/18 House Recalled from Com on Ag, Nat Res and Env Affs HJ-8
02/08/18 House Committed to Committee on Judiciary HJ-21
02/13/18 House Com report: Fav with amendment Ways and Means HJ-22
02/14/18 House Amended HJ-30
02/14/18 House Read second time HJ-30

LEGISLATIVE REPORT

SC PUBLIC WATER AND SEWER UTILITY COALITION

02/14/18 House Roll call Yeas-107 Nays-3 HJ-33
02/15/18 House Read third time and sent to Senate HJ-9
02/15/18 Senate Introduced and read first time SJ-9
02/15/18 Senate Referred to Committee on Finance SJ-9
03/14/18 Senate Com report: Fav with amendment Finance SJ-12

H.4889: Allows the holder of a conservation easement additional ways to contest efforts to condemn the property. The condemning entity must prove no other feasible alternative exists. The genesis of this bill comes from the effort by an electric cooperative trying to condemn part of a multi-generation farm that had been placed under a conservation easement.

H 4980 General Bill, By Tallon, Allison, Long and Forrester

A BILL TO AMEND ACT 745 OF 1967, AS AMENDED, RELATING TO RENEWABLE WATER RESOURCES (REWA) FORMERLY KNOWN AS THE WESTERN CAROLINA REGIONAL SEWER AUTHORITY, SO AS TO REVISE THE MEMBERSHIP OF ITS GOVERNING COMMISSION TO PROVIDE A MEMBER FROM SPARTANBURG COUNTY, AND TO ADD THE "ENOREE BASIN" OF SPARTANBURG COUNTY TO REWA'S SERVICE AREA.

02/21/18 House Introduced and read first time HJ-14
02/21/18 House Referred to Spartanburg Delegation HJ-14

H.4980: Expand the service area of REWA and modify its governing body account for the new service area.

LEGISLATIVE REPORT

SC PUBLIC WATER AND SEWER UTILITY COALITION

SPECIAL LIST - Session 122 (2017-2018)

	GENERAL BILLS	JOINT RESOLUTIONS	CONCURRENT RESOLUTIONS	RESOLUTIONS	TOTAL
PASSED	5	1	0	1	7
NOT PASSED	57	6	0	1	64
TOTAL	62	7	0	2	71