**South Carolina General Assembly**

120th Session, 2013-2014

**A140, R139, S699**

**STATUS INFORMATION**

General Bill

Sponsors: Senator Verdin

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Introduced in the Senate on May 15, 2013

Introduced in the House on June 6, 2013

Passed by the General Assembly on March 5, 2014

Governor's Action: March 13, 2014, Signed

Summary: Inspection fee on the distribution or sale of commercial fertilizer

**HISTORY OF LEGISLATIVE ACTIONS**

Date Body Action Description with journal page number

5/15/2013 Senate Introduced and read first time ([Senate Journal‑page 4](file:///H:\SJ%20Archive\2013\05-15-13.docx))

5/15/2013 Senate Referred to Committee on **Agriculture and Natural Resources** ([Senate Journal‑page 4](file:///H:\SJ%20Archive\2013\05-15-13.docx))

5/15/2013 Senate Polled out of committee **Agriculture and Natural Resources** ([Senate Journal‑page 8](file:///H:\SJ%20Archive\2013\05-15-13.docx))

5/15/2013 Senate Committee report: Favorable **Agriculture and Natural Resources** ([Senate Journal‑page 8](file:///H:\SJ%20Archive\2013\05-15-13.docx))

5/16/2013 Scrivener's error corrected

5/16/2013 Senate Read second time ([Senate Journal‑page 8](file:///H:\SJ%20Archive\2013\05-16-13.docx))

5/16/2013 Senate Roll call Ayes‑25 Nays‑10 ([Senate Journal‑page 8](file:///H:\SJ%20Archive\2013\05-16-13.docx))

6/5/2013 Senate Read third time and sent to House ([Senate Journal‑page 31](file:///H:\SJ%20Archive\2013\06-05-13.docx))

6/6/2013 House Introduced and read first time ([House Journal‑page 13](file:///H:\HJ%20Archive\2013\06-06-13.docx))

6/6/2013 House Referred to Committee on **Agriculture, Natural Resources and Environmental Affairs** ([House Journal‑page 13](file:///H:\HJ%20Archive\2013\06-06-13.docx))

2/26/2014 House Committee report: Favorable **Agriculture, Natural Resources and Environmental Affairs** ([House Journal‑page 5](file:///H:\HJ%20Archive\2014\02-26-14.docx))

3/4/2014 House Read second time ([House Journal‑page 38](file:///H:\HJ%20Archive\2014\03-04-14.docx))

3/4/2014 House Roll call Yeas‑79 Nays‑26 ([House Journal‑page 38](file:///H:\HJ%20Archive\2014\03-04-14.docx))

3/5/2014 House Read third time and enrolled ([House Journal‑page 19](file:///H:\HJ%20Archive\2014\03-05-14.docx))

3/11/2014 Ratified R 139

3/13/2014 Signed By Governor

3/19/2014 Effective date 07/01/14

3/21/2014 Act No. 140

**VERSIONS OF THIS BILL**

[5/15/2013](file:///p:\pprever\2013-14\699_20130515.docx)

[5/15/2013-A](file:///p:\pprever\2013-14\699_20130515A.docx)

[5/16/2013](file:///p:\pprever\2013-14\699_20130516.docx)

[5/28/2013](file:///p:\pprever\2013-14\699_20130528.docx)

[2/26/2014](file:///p:\pprever\2013-14\699_20140226.docx)

(A140, R139, S699)

**AN ACT TO AMEND THE CODE OF LAWS OF SOUTH CAROLINA, 1976, BY ADDING SECTION 46‑25‑815 SO AS TO IMPOSE AN INSPECTION FEE OF ONE DOLLAR A TON ON THE DISTRIBUTION OR SALE OF COMMERCIAL FERTILIZER IN THIS STATE, TO PROVIDE THAT THIS FEE MUST BE REPORTED, PAID, AND ENFORCED IN THE SAME MANNER THAT THE EXISTING FIFTY CENTS A TON INSPECTION TAX ON THE SALE OF COMMERCIAL FERTILIZER IS REPORTED, PAID, AND ENFORCED, TO PROVIDE THAT THE REVENUES OF THIS INSPECTION FEE MUST BE RETAINED AND EXPENDED BY THE DIVISION OF REGULATORY AND PUBLIC SERVICE PROGRAMS OF CLEMSON UNIVERSITY (CLEMSON PSA) FOR THE SUPPORT OF THE DIVISION’S PROGRAMS, AND TO PROVIDE THAT UNEXPENDED FEE REVENUES AT THE END OF A FISCAL YEAR CARRY FORWARD TO THE SUCCEEDING FISCAL YEAR AND MUST BE USED FOR THE SAME PURPOSES.**

Be it enacted by the General Assembly of the State of South Carolina:

**Fertilizer inspection fee imposed**

SECTION 1. Article 11, Chapter 25, Title 46 of the 1976 Code is amended by adding:

“Section 46‑25‑815. In addition to the inspection tax on the distribution or sale of commercial fertilizer imposed pursuant to Section 46‑25‑810, there is imposed an inspection fee equal to one dollar a ton on the distribution or sale of commercial fertilizer in this State.

The provisions of Section 46‑25‑810 with respect to the liability for reporting, payment, collection, and enforcement of the fifty cents a ton inspection fee on the distribution or sale of commercial fertilizer in this State are deemed to apply to the additional one dollar a ton inspection fee imposed pursuant to this section. All revenues of the fee imposed pursuant to this section must be retained and expended by the Division of Regulatory and Public Service Programs of Clemson University (Clemson PSA) for Clemson PSA programs. Unexpended revenues of this fee at the end of a fiscal year carry forward to the succeeding fiscal year for Clemson PSA and must be used for the same purposes.”

**Time effective**

SECTION 2. This act takes effect July 1, 2014.

Ratified the 11th day of March, 2014.

Approved the 13th day of March, 2014.

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