**Thursday, May 29, 2014**

**(Statewide Session)**

~~Indicates Matter Stricken~~

## Indicates New Matter

 The Senate assembled at 11:00 A.M., the hour to which it stood adjourned, and was called to order by the PRESIDENT.

 A quorum being present, the proceedings were opened with a devotion by the Chaplain as follows:

Ezekiel tells us that the Lord God says:

“ ‘I will give them an undivided heart and put a new spirit in them...’ ”

 (Ezekiel 11:19a)

 Join me as we pray:

 With only days left now in this term, O God, we pray that You will keep these Senators focused upon those matters which still need to be addressed and hopefully resolved in positive ways. By Your grace, Lord, help this Body to remain on track and fill each servant’s heart with a renewed spirit to accomplish great good for this State we all love. We give thanks for the gifts each Senator and every staff member brings to his or her work day by day. Grant, dear God, that they each experience great satisfaction in knowing that they not only are serving the people of South Carolina, but they are also honoring You. We pray this in Your loving name, O Lord. Amen.

 The PRESIDENT called for Petitions, Memorials, Presentments of Grand Juries and such like papers.

**MESSAGE FROM THE GOVERNOR**

The following appointments were transmitted by the Honorable Nikki Randhawa Haley:

**Statewide Appointment**

Initial Appointment, Board of Trustees for the Veterans’ Trust Fund of South Carolina, with term coterminous with Governor

At-Large:

 Col. Ronald F. Taylor, 162 Howe Street, West Columbia, SC 29170 *VICE* John A. Stedman

Referred to the Committee on General.

**Local Appointments**

Reappointment, Abbeville County Magistrate, with the term to commence April 30, 2014, and to expire April 30, 2018

Robert N. Devore, 758 Haddon Rd., Donalds, SC 29638

Initial Appointment, Chester County Magistrate, with the term to commence April 30, 2011, and to expire April 30, 2015

 April P. Counterman, 912 Pineview Lakes Rd., Chester, SC 29706 *VICE* Lonnie Sloan

Reappointment, Clarendon County Magistrate, with the term to commence April 30, 2014, and to expire April 30, 2018

June C. Briggs, 1052 Perch Dr., Manning, SC 29102

Reappointment, Clarendon County Magistrate, with the term to commence April 30, 2014, and to expire April 30, 2018

Marcia N. Frye, 3775 Summerton Hwy., Summerton, SC 29148

Reappointment, Clarendon County Magistrate, with the term to commence April 30, 2014, and to expire April 30, 2018

Elease H. Fulton, 12647 Raccoon Rd., Manning, SC 29102

Reappointment, Clarendon County Magistrate, with the term to commence April 30, 2014, and to expire April 30, 2018

Percy B. Harvin, Jr., 18 North Church St., Summerton, SC 29148

Reappointment, Clarendon County Magistrate, with the term to commence April 30, 2014, and to expire April 30, 2018

Robin C. Locklear, Post Office Box 551, Manning, SC 29102

Reappointment, Clarendon County Magistrate, with the term to commence April 30, 2014, and to expire April 30, 2018

Robert S. McCord, 537 Sunset Dr., Manning, SC 29102

Reappointment, Clarendon County Magistrate, with the term to commence April 30, 2014, and to expire April 30, 2018

Phillip S. Stephens, 4133 Bloomville Rd., Manning, SC 29102

Reappointment, Edgefield County Magistrate, with the term to commence April 30, 2014, and to expire April 30, 2018

Brenda B. Carpenter, 225 McDaniel Dr., Trenton, SC 29847

Initial Appointment, Florence County Magistrate, with the term to commence April 30, 2014, and to expire April 30, 2018

 James Beard, Jr., 504 North Warren St., Timmonsville, SC 29161 *VICE* James M. Lynch

Reappointment, Florence County Magistrate, with the term to commence April 30, 2014, and to expire April 30, 2018

Peter E. Becker, 1011 Mockingbird Circle, Florence, SC 29501

Reappointment, Florence County Magistrate, with the term to commence April 30, 2014, and to expire April 30, 2018

Eugene Cooper, 205 East William Rd., Coward, SC 29530

Reappointment, Florence County Magistrate, with the term to commence April 30, 2014, and to expire April 30, 2018

Kimberly B. Cox, 215 West Coleman Ave., Pamplico, SC 29583

Reappointment, Florence County Magistrate, with the term to commence April 30, 2014, and to expire April 30, 2018

Sandra M. Grimsley, 345 South Ron McNair Blvd., Lake City, SC 29560

Reappointment, Florence County Magistrate, with the term to commence April 30, 2014, and to expire April 30, 2018

Roger N. Langley, Post Office Box 904, Johnsonville, SC 29555

Initial Appointment, Florence County Magistrate, with the term to commence April 30, 2014, and to expire April 30, 2018

 James D. McCutcheon, 755 East Hampton St., Olanta, SC 29114 *VICE* Jacob M. Thompson

Reappointment, Florence County Magistrate, with the term to commence April 30, 2014, and to expire April 30, 2018

Tommy G. Mourounas, 5719 East Old Marion Hwy., Florence, SC 29506

Reappointment, Florence County Magistrate, with the term to commence April 30, 2014, and to expire April 30, 2018

Belinda B. Timmons, 2717 Triple Crown Dr., Florence, SC 29505

Reappointment, Florence County Magistrate, with the term to commence April 30, 2014, and to expire April 30, 2018

Frank White, 3118 Devon Rd., Florence, SC 29505

Reappointment, McCormick County Magistrate, with the term to commence April 30, 2014, and to expire April 30, 2018

John C. Long, Post Office Box 399, McCormick, SC 29835

Initial Appointment, McCormick County Magistrate, with the term to commence April 30, 2014, and to expire April 30, 2018

Patty L. Smith, Post Office Box 1027, McCormick, SC 29835

Reappointment, Pickens County Magistrate, with the term to commence April 30, 2014, and to expire April 30, 2018

Bruce E. Anders, 114 Furman Rd., Pickens, SC 29671

Reappointment, Pickens County Magistrate, with the term to commence April 30, 2014, and to expire April 30, 2018

Michael A. Baker, 129 Faith Dr., Easley, SC 29640

Reappointment, Pickens County Magistrate, with the term to commence April 30, 2014, and to expire April 30, 2018

Benjamin A. Dow, 153 Gilliland Rd., Pickens, SC 29671

Reappointment, Pickens County Magistrate, with the term to commence April 30, 2014, and to expire April 30, 2018

Stanley M. Gillespie, 537 Brighton Court, Easley, SC 29642

Reappointment, Saluda County Magistrate, with the term to commence April 30, 2014, and to expire April 30, 2018

David Bruce Horne, 378 Butler Rd., Saluda, SC 29138

Reappointment, Saluda County Magistrate, with the term to commence April 30, 2014, and to expire April 30, 2018

Joyce B. Shults, 1737 Old Chappells Ferry Rd., Saluda, SC 29138

Reappointment, Williamsburg County Magistrate, with the term to commence April 30, 2014, and to expire April 30, 2018

William Clayton Driggers, 824 Thorntree Road, Salters, SC 29590

Reappointment, Williamsburg County Magistrate, with the term to commence April 30, 2014, and to expire April 30, 2018

Martin Ira Easler, 196 Richburg Rd., Greeleyville, SC 29056

Reappointment, Williamsburg County Magistrate, with the term to commence April 30, 2014, and to expire April 30, 2018

Randy Brice Foxworth, 97 Crestwood Dr., Andrews, SC 29510

Reappointment, Williamsburg County Magistrate, with the term to commence April 30, 2014, and to expire April 30, 2018

Wilmont E. McCutchen, 203 Sumter Hwy., Kingstree, SC 29556

Reappointment, Williamsburg County Magistrate, with the term to commence April 30, 2014, and to expire April 30, 2018

Brian Maurice McKnight, 4989 Thurgood Marshall Hwy., Kingstree, SC 29556

Reappointment, Williamsburg County Magistrate, with the term to commence April 30, 2014, and to expire April 30, 2018

Delores Franklin Williams, 4804 Nesmith Rd., Nesmith, SC 29580

**Leave of Absence**

 On motion of Senator HAYES, at 1:30 P.M., Senator ALEXANDER was granted a leave of absence for the balance of the day.

**Leave of Absence**

 At 2:55 P.M., Senator FAIR requested a leave of absence for the balance of the day.

**Leave of Absence**

 On motion of Senator KIMPSON, at 3:10 P.M., Senator MATTHEWS was granted a leave of absence for today.

**Leave of Absence**

 At 3:20 P.M., Senator TURNER requested a leave of absence for the balance of the day.

**RECALLED**

 H. 4665 -- Reps. H.A. Crawford, Erickson, Atwater, Allison, Clemmons, Gagnon, Goldfinch, Hardee, Hardwick, Harrell, Henderson, Horne, Nanney, Putnam, Quinn, Ryhal and Knight: A BILL TO AMEND THE CODE OF LAWS OF SOUTH CAROLINA, 1976, BY ADDING SECTION 63‑13‑185 SO AS TO PROHIBIT THE ADMINISTRATION OF MEDICATION TO A MINOR CHILD BY AN EMPLOYEE OR VOLUNTEER OF A CHILDCARE FACILITY WITHOUT PARENTAL PERMISSION, TO INCLUDE EXCEPTIONS IN CIRCUMSTANCES OF EMERGENCIES, TO REQUIRE CHILDCARE FACILITIES TO MAINTAIN RECORDS THAT DOCUMENT RECEIPT OF PARENTAL PERMISSION, AND TO PROVIDE CRIMINAL PENALTIES.

 Senator LARRY MARTIN asked unanimous consent to make a motion to recall the Bill from the Committee on Judiciary.

 The Bill was recalled from the Committee on Judiciary and ordered placed on the Calendar for consideration tomorrow.

**RECALLED**

 H. 4944 -- Rep. Skelton: A BILL TO AMEND SECTION 12‑43‑225, CODE OF LAWS OF SOUTH CAROLINA, 1976, RELATING TO THE MULTIPLE LOT DISCOUNT, SO AS TO DELETE THE PROVISION THAT REMOVES THE DISCOUNTED VALUE AFTER FIVE YEARS FOR A DEVELOPER, TO DELETE THE PROVISION THAT REMOVES THE DISCOUNTED VALUE AFTER ONE YEAR FOR A HOMEBUILDER, AND TO MAKE CONFORMING CHANGES.

 Senator LEATHERMAN asked unanimous consent to make a motion to recall the Bill from the Committee on Finance.

 The Bill was recalled from the Committee on Finance and ordered placed on the Calendar for consideration tomorrow.

**RECALLED**

 H. 5084 -- Reps. Bannister and Dillard: A JOINT RESOLUTION DIRECTING THE STATE BUDGET AND CONTROL BOARD TO TRANSFER FROM THE STATE OF SOUTH CAROLINA TO THE CITY OF GREENVILLE TWO PROPERTIES IN THE CITY OF GREENVILLE, ONE LOCATED AT THE CORNER OF NORTH CHURCH STREET AND EAST PARK AVENUE AND AN ADJACENT PROPERTY ON EAST PARK AVENUE, WHICH WERE PREVIOUSLY USED AS A STATE NATIONAL GUARD ARMORY.

 Senator FAIR asked unanimous consent to make a motion to recall the Joint Resolution from the Committee on Finance.

 The Joint Resolution was recalled from the Committee on Finance and ordered placed on the Calendar for consideration tomorrow.

**Expression of Personal Interest**

 Senator COLEMAN rose for an Expression of Personal Interest.

**Remarks by Senator SHEALY**

 Corporal Kyle Carpenter is an inspiring young man and marine, whose selfless service and heroic actions stand as a testament to the “uncommon valor” exhibited by marines and other branches of service throughout history.

 On November 21, 2010, Corporal Carpenter was severely wounded when he threw himself on top of a grenade to save the life of a friend and fellow marine.

 Kyle was only 20 years old at the time. He spent 2 1/2 years at Walter Reed National Military Medical Center in Bethesda, MD and had almost 40 surgeries.

 Kyle was nominated for the nation’s highest award for valor, the Medal of Honor, which he will receive on June 19, 2014, by President Obama. Corporal Carpenter, 24 years old, will be the tenth U.S. Service Member and the second marine to receive the Medal of Honor from the war in Afghanistan.

 Corporal Carpenter, we are honored you are here, we are proud of you and your service to our country. Most of all, we are proud to know you. It is a honor today to present you with this Senate Resolution. Corporal Carpenter, thank you for your sacrifice and all you mean to South Carolina. You are truly South Carolina’s hero!

 On motion of Senator CORBIN, with unanimous consent, the remarks of Senator SHEALY made on Wednesday, May 28, were ordered printed in the Journal.

**RATIFICATION OF ACTS**

 Pursuant to an invitation the Honorable Speaker and House of Representatives appeared in the Senate Chamber on May 29, 2014, at 1:00 P.M. and the following Acts and Joint Resolutions were ratified:

 (R205, S. 293) -- Senator Cleary: AN ACT TO AMEND SECTION 4‑23‑40, AS AMENDED, CODE OF LAWS OF SOUTH CAROLINA, 1976, RELATING TO LEVY AND COLLECTION OF TAXES IN THE MURRELL’S INLET‑GARDEN CITY FIRE DISTRICT, SO AS TO AUTHORIZE THE LEVY AND COLLECTION OF AN ADDITIONAL FOUR MILLS.

L:\COUNCIL\ACTS\293DG14.DOCX

 (R206, S. 294) -- Senators Cleary and Ford: AN ACT TO AMEND SECTION 6‑4‑10, AS AMENDED, CODE OF LAWS OF SOUTH CAROLINA, 1976, RELATING TO THE EXPENDITURE OF LOCAL ACCOMMODATIONS TAX REVENUES, SO AS TO CLARIFY THAT IN CERTAIN SITUATIONS, FUNDS MAY BE USED FOR BEACH RENOURISHMENT, AND TO ALLOW A MUNICIPALITY OR COUNTY, IN CERTAIN SITUATIONS, UPON A TWO‑THIRDS VOTE OF THE MEMBERSHIP OF THE LOCAL GOVERNING BODY, TO HOLD THE FUNDS FOR MORE THAN TWO YEARS IF THE FUNDS ARE COMMITTED FOR THE CONTROL AND REPAIR OF WATERFRONT EROSION, INCLUDING BEACH RENOURISHMENT.

L:\COUNCIL\ACTS\294DG14.DOCX

 (R207, S. 343) -- Senator Hayes: AN ACT TO AMEND CHAPTER 7, TITLE 36, CODE OF LAWS OF SOUTH CAROLINA, 1976, RELATING TO ARTICLE 7 OF THE UNIFORM COMMERCIAL CODE, SO AS TO REVISE THE CHAPTER IN ITS ENTIRETY IN ORDER TO PROVIDE FOR THE USE OF ELECTRONIC DOCUMENTS OF TITLE; AND TO AMEND CHAPTER 1, TITLE 36, SECTIONS 36‑2‑103, 36‑2‑104, 36‑2‑202, 36‑2‑310, 36‑2‑323, 36‑2‑401, 36‑2‑503, 36‑2‑505, 36‑2‑506, 36‑2‑509, 36‑2‑605, 36‑2‑705, 36‑2A‑103, 36‑2A‑501, 36‑2A‑514, 36‑2A‑518, 36‑2A‑519, 36‑2A‑527, 36‑2A‑528, 36‑3‑103, 36‑4‑104, 36‑4‑210, 36‑4A‑105, 36‑4A‑106, 36‑4A‑204, 36‑5‑103, 36‑8‑102, 36‑9‑102, 39-8-103, 36‑9‑203, 36‑9‑207, 36‑9‑208, 36‑9‑301, 36-9-310, 36‑9‑312, 36‑9‑313, 36‑9‑314, 36‑9‑317, 36‑9‑338, 36‑9‑601, ALL RELATING TO THE UNIFORM COMMERCIAL CODE, SO AS TO MAKE CONFORMING CHANGES; TO REPEAL SECTION 36-2-208 RELATING TO THE COMMERCIAL CODE GOVERNING CERTAIN SALES AND SECTION 36-2A-207 RELATING TO THE COMMERCIAL CODE GOVERNING LEASES; TO PROVIDE FINDINGS THAT THE PROVISIONS OF THIS ACT RELATE TO ONE SUBJECT; TO STATE THAT PROVISIONS OF THIS ACT ARE SEVERABLE; TO PROVIDE FOR THE PROSPECTIVE APPLICATION OF THIS ACT; AND TO PROVIDE FOR THE EFFECTIVE DATE OF THIS ACT.

L:\COUNCIL\ACTS\343AB14.DOCX

 (R208, S. 356) -- Senators Alexander and Reese: AN ACT TO AMEND CHAPTER 1, TITLE 26, CODE OF LAWS OF SOUTH CAROLINA, 1976, RELATING TO NOTARIES PUBLIC, SO AS TO DEFINE TERMS, TO MAKE GRAMMATICAL CORRECTIONS, TO PROVIDE THAT TO BE QUALIFIED FOR A NOTARIAL COMMISSION, A PERSON MUST BE REGISTERED TO VOTE AND READ AND WRITE IN THE ENGLISH LANGUAGE, TO AUTHORIZE AND PROHIBIT CERTAIN ACTS OF A NOTARY PUBLIC, TO PROVIDE THE MAXIMUM FEE A NOTARY MAY CHARGE, TO PROVIDE THE PROCESS FOR GIVING A NOTARIAL CERTIFICATE, TO SPECIFY CHANGES FOR WHICH A NOTARY MUST NOTIFY THE SECRETARY OF STATE, TO PROVIDE THE ELEMENTS AND PENALTIES OF CERTAIN CRIMES RELATING TO NOTARIAL ACTS, AND TO PROVIDE THE FORM FOR A NOTARIZED DOCUMENT SENT TO ANOTHER STATE, AMONG OTHER THINGS.

L:\COUNCIL\ACTS\356DG14.DOCX

 (R209, S. 440) -- Senators Fair, Hutto and Jackson: AN ACT TO AMEND THE CODE OF LAWS OF SOUTH CAROLINA, 1976, BY ADDING SECTION 63‑19‑1435 SO AS TO PROVIDE THAT THE USE OF RESTRAINTS ON JUVENILES APPEARING IN COURT ARE PROHIBITED UNLESS THE RESTRAINTS ARE NECESSARY TO PREVENT THE JUVENILE FROM HARMING HIMSELF OR OTHERS OR IF THE JUVENILE IS A FLIGHT RISK AND THERE ARE NO LESS RESTRICTIVE ALTERNATIVES AVAILABLE; TO GIVE A JUVENILE’S ATTORNEY THE RIGHT TO BE HEARD BEFORE THE COURT ORDERS THE USE OF RESTRAINTS; AND IF RESTRAINTS ARE ORDERED, TO REQUIRE THE COURT TO MAKE FINDINGS OF FACT IN SUPPORT OF THE ORDER; AND BY ADDING SECTION 24‑13‑425 SO AS TO PROVIDE THAT IT IS UNLAWFUL TO KNOWINGLY, WITHOUT AUTHORITY, TO REMOVE, DESTROY, OR CIRCUMVENT THE OPERATION OF AN ELECTRONIC MONITORING DEVICE USED FOR DETENTION, A CONDITION OF BOND, PRETRIAL RELEASE, PROBATION, OR PAROLE OR TO REQUEST ANOTHER PERSON TO REMOVE, DESTROY, OR CIRCUMVENT THE OPERATION OF SUCH DEVICES AND TO PROVIDE CRIMINAL PENALTIES FOR VIOLATIONS.

L:\COUNCIL\ACTS\440AC14.DOCX

 (R210, S. 446) -- Senators Massey and L. Martin: AN ACT TO RATIFY AN AMENDMENT TO SECTION 8, ARTICLE IV OF THE CONSTITUTION OF SOUTH CAROLINA, 1895, RELATING TO THE ELECTION, QUALIFICATIONS, AND TERM OF THE LIEUTENANT GOVERNOR, SO AS TO PROVIDE THAT THE LIEUTENANT GOVERNOR MUST BE ELECTED JOINTLY WITH THE GOVERNOR IN A MANNER PRESCRIBED BY LAW; BY ADDING SECTION 37 TO ARTICLE III SO AS TO PROVIDE THAT THE SENATE SHALL ELECT FROM AMONG ITS MEMBERS A PRESIDENT TO PRESIDE OVER THE SENATE AND TO PERFORM OTHER DUTIES AS PROVIDED BY LAW; TO AMEND ARTICLE IV, RELATING TO THE EXECUTIVE DEPARTMENT, BY DELETING SECTIONS 9 AND 10, SO AS TO ELIMINATE PROVISIONS RELATING TO THE PRESIDING OFFICER OF THE SENATE MADE OBSOLETE BY THE AMENDMENTS RATIFIED BY THIS ACT; TO AMEND SECTION 11, ARTICLE IV, RELATING TO THE REMOVAL OF THE LIEUTENANT GOVERNOR FROM OFFICE BY IMPEACHMENT, DEATH, RESIGNATION, DISQUALIFICATION, DISABILITY, OR REMOVAL FROM THE STATE, SO AS TO PROVIDE THAT THE GOVERNOR SHALL APPOINT, WITH THE ADVICE AND CONSENT OF THE SENATE, A SUCCESSOR TO FULFILL THE UNEXPIRED TERM; AND TO AMEND SECTION 12, ARTICLE IV, RELATING TO THE DISABILITY OF THE GOVERNOR, SO AS TO CHANGE REFERENCES TO THE PRESIDING OFFICER OF THE SENATE TO CONFORM TO AMENDMENTS RATIFIED BY THIS ACT.

L:\COUNCIL\ACTS\446HTC14.DOCX

 (R211, S. 495) -- Senators Lourie and Rankin: AN ACT TO AMEND SECTION 23‑3‑115, AS AMENDED, CODE OF LAWS OF SOUTH CAROLINA, 1976, RELATING TO FEES FOR CRIMINAL RECORD SEARCHES, SO AS TO CLARIFY THE DEFINITION OF CHARITABLE ORGANIZATIONS WHICH PAY A REDUCED FEE TO INCLUDE LOCAL PARK AND RECREATION VOLUNTEERS THROUGH A COMMISSION, MUNICIPALITY, COUNTY, OR THE SOUTH CAROLINA DEPARTMENT OF PARKS, RECREATION AND TOURISM.

L:\COUNCIL\ACTS\495AHB14.DOCX

 (R212, S. 503) -- Senators Thurmond, Hembree, Campsen, Cleary, Rankin and Ford: AN ACT TO AMEND THE CODE OF LAWS OF SOUTH CAROLINA, 1976, BY ADDING ARTICLE 6 TO CHAPTER 1, TITLE 6 SO AS TO ENACT THE “BEACH PRESERVATION ACT”, TO ALLOW A QUALIFIED COASTAL MUNICIPALITY TO IMPOSE A FEE NOT TO EXCEED ONE PERCENT ON THE GROSS PROCEEDS DERIVED FROM THE RENTAL OR CHARGES FOR ACCOMMODATIONS FURNISHED TO TRANSIENTS SUBJECT TO THE MUNICIPALITY’S LOCAL ACCOMMODATIONS TAX, TO PROVIDE THAT THE MUNICIPALITY MAY IMPOSE THE FEE ONLY AFTER ITS APPROVAL IN A REFERENDUM HELD IN THE MUNICIPALITY, TO PROVIDE THAT THE FEE IS IN ADDITION TO ALL OTHER LOCAL ACCOMMODATIONS TAXES IMPOSED AND MUST NOT BE DEEMED CUMULATIVE TO OTHER LOCAL ACCOMMODATIONS TAXES IMPOSED BY THE MUNICIPALITY, TO PROVIDE USES FOR WHICH THE FEE REVENUE MUST BE APPLIED, TO PROVIDE FOR REPORTING AND FOR REMITTANCE OF THESE FEES, AND TO PROVIDE DEFINITIONS.

L:\COUNCIL\ACTS\503ZW14.DOCX

 (R213, S. 560) -- Senator L. Martin: AN ACT TO AMEND SECTION 58‑15‑870, CODE OF LAWS OF SOUTH CAROLINA, 1976, RELATING TO THE WILFULL AND MALICIOUS INJURY TO A RAILROAD OR ELECTRIC RAILWAY, SO AS TO PROVIDE THAT IT IS UNLAWFUL FOR A PERSON TO WILFULLY AND MALICIOUSLY CUT, MUTILATE, DEFACE, OR OTHERWISE INJURE A RAILROAD OR ELECTRIC RAILWAY, INCLUDING ANYTHING APPERTAINING TO THE RAILROAD OR ELECTRIC RAILWAY OR ANY MATERIAL OR INSTRUMENT FOR THE CONSTRUCTION OF THE RAILROAD OR ELECTRIC RAILWAY, TO PROVIDE A TIER OF PENALTIES FOR VIOLATIONS INCLUDING THOSE VIOLATIONS WHERE SPECIFIED CIRCUMSTANCES ARE PRESENT, AND TO ALSO PROVIDE THAT EXCEPT IN THE CASE OF AN ELECTRIC RAILWAY, THE PERSON COMMITTING THE VIOLATION SHALL FORFEIT TO THE RAILROAD COMPANY FOR EACH OFFENSE TREBLE THE DAMAGES PROVED TO HAVE BEEN SUSTAINED TO BE RECOVERED IN A TORT ACTION IN THE RAILROAD COMPANY’S NAME; AND BY ADDING SECTION 58‑15‑875 SO AS TO PROVIDE THAT IT IS UNLAWFUL TO PURCHASE, SELL, OR TRANSPORT RAILROAD TRACK MATERIALS FOR THE PURPOSE OF RECYCLING, TO REQUIRE A SPECIFIED METHOD OF PAYMENT FOR RAILROAD TRACK MATERIALS, TO PROVIDE EXCEPTIONS, AND TO PROVIDE A TIER OF PENALTIES FOR VIOLATIONS.

L:\COUNCIL\ACTS\560SD14.DOCX

 (R214, S. 561) -- Senator L. Martin: AN ACT TO AMEND SECTION 16‑17‑680, AS AMENDED, CODE OF LAWS OF SOUTH CAROLINA, 1976, RELATING TO THE PURCHASING, SELLING, AND TRANSPORTING OF NONFERROUS METALS, SO AS TO DEFINE THE TERM “COIL”; TO PROVIDE THAT A SECONDARY METALS RECYCLER MUST NOT PURCHASE OR OTHERWISE ACQUIRE A COIL AND PROVIDE A PENALTY FOR PRESENTMENT OF A FALSIFIED BILL OF SALE; TO RESTRICT A SECONDARY METALS RECYCLER FROM ENTERING INTO CASH TRANSACTIONS IN PAYMENT FOR THE PURCHASE OF COPPER, CATALYTIC CONVERTERS, OR BEER KEGS WHICH TOTAL TWENTY-FIVE DOLLARS OR MORE AND PROHIBIT A SECONDARY METALS RECYCLER FROM ENTERING INTO MORE THAN ONE CASH TRANSACTION PER DAY PER SELLER FOR THESE PURCHASES; AND TO CLARIFY SELLERS FOR WHOM THE PROVISIONS OF THE SECTION DO NOT APPLY UNDER CERTAIN CIRCUMSTANCES.

L:\COUNCIL\ACTS\561AHB14.DOCX

 (R215, S. 569) -- Senators Davis, Turner, Campsen, Young, O’Dell, Cromer, Cleary, Hembree, Pinckney and Sheheen: AN ACT TO AMEND THE CODE OF LAWS OF SOUTH CAROLINA, 1976, SO AS TO ENACT THE “COMPETITIVE INSURANCE ACT”; TO AMEND SECTION 38‑3‑110, RELATING TO DUTIES OF THE CHIEF INSURANCE COMMISSIONER, SO AS TO PROVIDE THAT THE DIRECTOR MUST ENGAGE IN CERTAIN EFFORTS TO PROVIDE MARKET ASSISTANCE AND PROMOTE CONSUMER EDUCATION TO COASTAL RESIDENTIAL PROPERTY INSURANCE CONSUMERS, AND TO PROVIDE THE DIRECTOR ANNUALLY MUST SUBMIT A REPORT REGARDING THE STATUS OF THE COASTAL PROPERTY INSURANCE MARKET TO CERTAIN MEMBERS OF THE GENERAL ASSEMBLY AND POST THIS REPORT ON THE INTERNET WEBSITE OF THE DEPARTMENT OF INSURANCE; TO AMEND SECTION 38‑7‑200, RELATING TO CREDITS AGAINST A PREMIUM TAX, SO AS TO DELETE A PROVISION APPLYING THE SECTION TO ALL NEW POLICIES ISSUED WITH AN EFFECTIVE DATE AFTER DECEMBER 31, 2007; TO AMEND SECTION 38‑75‑755, RELATING TO NOTIFICATION OF APPLICANTS OR RENEWING POLICYHOLDERS OF AVAILABLE CREDITS, DISCOUNTS, AND DEDUCTIONS, SO AS TO PROVIDE THAT ALL INSURERS SHALL NOTIFY APPLICANTS OR POLICYHOLDERS OF CERTAIN DISCLOSURES AT THE ISSUANCE OF NEW PERSONAL LINES RESIDENTIAL PROPERTY INSURANCE POLICIES AND AT EACH RENEWAL OF THESE POLICIES, TO PROVIDE THE DIRECTOR OR HIS DESIGNEE SHALL PRESCRIBE THE FORM AND MANNER FOR INSURER NOTICES OR DISCLOSURES, TO PROVIDE THESE DISCLOSURES ARE FOR INFORMATIONAL PURPOSES ONLY AND ARE NOT ADMISSIBLE IN RELATED LITIGATION EXCEPT IN CERTAIN CIRCUMSTANCES, AND TO DELETE A PROVISION APPLYING THIS SECTION TO POLICIES ISSUED OR RENEWED AFTER DECEMBER 31, 2007; AND TO PROVIDE THE DEPARTMENT SHALL CONDUCT A STUDY TO ASSESS THE FEASIBILITY OF CREATING A HURRICANE MODEL BY THE STATE WITH EMPHASIS ON THE ASSOCIATED COSTS AND CERTAIN LOGISTICAL REQUIREMENTS, AMONG OTHER THINGS, AND TO REQUIRE THE DEPARTMENT SHALL PROVIDE A SUMMARY OF ITS FINDINGS TO CERTAIN COMMITTEES OF THE GENERAL ASSEMBLY BEFORE JANUARY 1, 2015.

L:\COUNCIL\ACTS\569AB14.DOCX

 (R216, S. 657) -- Senator L. Martin: AN ACT TO AMEND SECTION 22‑2‑190, AS AMENDED, CODE OF LAWS OF SOUTH CAROLINA, 1976, RELATING TO MAGISTRATES COURT JURY AREAS IN EACH COUNTY, SO AS TO REVISE AND UPDATE THE TERRITORIAL DESCRIPTIONS OF THE JURY AREAS AND PROVIDE REFERENCES TO PUBLIC MAPS SHOWING THE JURY AREAS.

L:\COUNCIL\ACTS\657AHB14.DOCX

 (R217, S. 687) -- Senator L. Martin: AN ACT TO AMEND THE CODE OF LAWS OF SOUTH CAROLINA, 1976, SO AS TO ENACT THE “SOUTH CAROLINA BLIND PERSON'S RIGHT TO PARENT ACT” BY ADDING ARTICLE 4 TO CHAPTER 15, TITLE 63 SO AS TO PROVIDE THAT A COURT MAY NOT MAKE A DECISION ON GUARDIANSHIP, CUSTODY, OR VISITATION BASED UPON A SOLE CONSIDERATION OF THE BLINDNESS OF A CHILD’S PARENT OR GUARDIAN, AND THAT A DECISION CONCERNING ADOPTION MAY NOT BE BASED UPON THE SOLE CONSIDERATION THAT THE PERSON SEEKING TO ADOPT A CHILD IS BLIND.

L:\COUNCIL\ACTS\687VR14.DOCX

 (R218, S. 779) -- Senator Davis: AN ACT TO AMEND THE CODE OF LAWS OF SOUTH CAROLINA, 1976, BY ADDING SECTION 16‑19‑60 SO AS TO PROVIDE THAT CERTAIN SOCIAL TILES, CARDS, AND DICE GAMES ARE NOT UNLAWFUL UNDER CERTAIN CIRCUMSTANCES.

L:\COUNCIL\ACTS\779AHB14.DOCX

 (R219, S. 812) -- Senator O’Dell: AN ACT TO AMEND SECTION 11‑50‑50, AS AMENDED, SECTIONS 11‑50‑60, 11‑50‑90, AND 11‑50‑160, CODE OF LAWS OF SOUTH CAROLINA, 1976, ALL RELATING TO THE SOUTH CAROLINA RURAL INFRASTRUCTURE AUTHORITY, SO AS TO UPDATE THE LIST OF COUNTIES IN WHICH A BOARD MEMBER MAY RESIDE OR REPRESENT, TO REMOVE THE AUTHORITY FROM THE JURISDICTION OF THE ADMINISTRATIVE PROCEDURES ACT, AND TO NO LONGER REQUIRE THE AUTHORITY TO OBTAIN REVIEW AND APPROVAL OF THE JOINT BOND REVIEW COMMITTEE BEFORE PROVIDING FINANCIAL ASSISTANCE, BUT TO REQUIRE THE AUTHORITY TO SUBMIT AN ANNUAL REPORT TO THE JOINT BOND REVIEW COMMITTEE REGARDING LOANS AND OTHER FINANCIAL ASSISTANCE.

L:\COUNCIL\ACTS\812DG14.DOCX

 (R220, S. 815) -- Senators L. Martin and Campsen: AN ACT TO AMEND SECTION 7‑3‑20, AS AMENDED, CODE OF LAWS OF SOUTH CAROLINA, 1976, RELATING TO THE SELECTION AND DUTIES OF THE EXECUTIVE DIRECTOR OF THE STATE ELECTION COMMISSION, SO AS TO REQUIRE THE EXECUTIVE DIRECTOR OF THE STATE ELECTION COMMISSION TO SUPERVISE, REVIEW, AND AUDIT THE CONDUCT AND PERFORMANCE OF THE COUNTY BOARDS OF VOTER REGISTRATION AND ELECTIONS; BY ADDING SECTION 7‑3‑25 SO AS TO PROVIDE REMEDIAL PROCEDURES WHEN THE STATE ELECTION COMMISSION DETERMINES THAT A COUNTY BOARD OF VOTER REGISTRATION AND ELECTIONS HAS FAILED TO COMPLY WITH APPLICABLE STATE OR FEDERAL LAW; TO AMEND SECTION 7‑5‑10, AS AMENDED, RELATING TO THE APPOINTMENT AND REMOVAL OF MEMBERS OF COUNTY BOARDS OF REGISTRATION, SO AS TO ESTABLISH COUNTY BOARDS OF VOTER REGISTRATION AND ELECTIONS AND TO PROVIDE FOR THEIR COMPOSITION, TERMS, AND DUTIES; TO AMEND SECTION 7‑5‑20, RELATING TO DEPUTY MEMBERS OF COUNTY BOARDS OF REGISTRATION, SO AS TO PROVIDE THAT COUNTY BOARDS OF VOTER REGISTRATION AND ELECTIONS MAY APPOINT DEPUTY MEMBERS; TO AMEND SECTION 7‑5‑30, RELATING TO THE DUTIES AND TERMS OF MEMBERS OF COUNTY BOARDS OF REGISTRATION, SO AS TO DELETE REFERENCES TO THE MEMBERS’ TERMS; TO AMEND SECTION 7‑11‑30, AS AMENDED, RELATING TO PARTY CONVENTION NOMINATION OF CANDIDATES, SO AS TO PROVIDE THAT A PARTY MAY CHOOSE TO CHANGE FROM NOMINATION OF CANDIDATES BY PRIMARY TO A METHOD TO NOMINATE CANDIDATES BY CONVENTION AND TO CLARIFY THAT A POLITICAL PARTY THAT HAS NOMINATED CANDIDATES BY CONVENTION IN THE PREVIOUS ELECTION CYCLE IS NOT REQUIRED TO HOLD A PRIMARY IN ORDER TO CONTINUE USING THE CONVENTION METHOD TO NOMINATE CANDIDATES; TO REPEAL SECTION 7‑5‑35 RELATING TO COMBINED COUNTY ELECTION AND REGISTRATION COMMISSIONS, SECTION 7‑13‑70 RELATING TO THE APPOINTMENT, REMOVAL, AND TRAINING OF COUNTY ELECTION COMMISSIONERS, AND CHAPTER 27, TITLE 7 RELATING TO COUNTY BOARDS OF REGISTRATION AND ELECTION COMMISSIONS; AND TO AMEND SECTION 7‑3‑20, AS AMENDED, RELATING TO THE SELECTION AND DUTIES OF THE EXECUTIVE DIRECTOR OF THE STATE ELECTION COMMISSION, SO AS TO REQUIRE THE STATE ELECTION COMMISSION TO PUBLISH ON THE COMMISSION’S WEBSITE CERTAIN CHANGES TO VOTING PROCEDURES ENACTED BY STATE OR LOCAL GOVERNMENTS.

L:\COUNCIL\ACTS\815ZW14.DOCX

 (R221, S. 826) -- Senator Rankin: AN ACT TO AMEND SECTION 38‑73‑500, CODE OF LAWS OF SOUTH CAROLINA, 1976, RELATING TO RANDOM DRUG AND ALCOHOL TESTING PROCEDURES CONCERNING MERIT RATING FOR WORKERS’ COMPENSATION INSURANCE, SO AS TO PROVIDE THAT A SINGLE SAMPLE MAY BE USED FOR THE FIRST AND SECOND TESTS IF A SECOND TEST IS ADMINISTERED.

L:\COUNCIL\ACTS\826AB14.DOCX

 (R222, S. 828) -- Senators Fair and Turner: AN ACT TO AMEND THE CODE OF LAWS OF SOUTH CAROLINA, 1976, BY ADDING SECTION 11‑41‑75 SO AS TO EXEMPT CERTAIN BOND REIMBURSEMENT REQUIREMENTS IF A CONVENTION AND TRADE SHOW CENTER IS SOLD AND IS TO BE REPLACED WITH A NEW CONVENTION AND TRADE SHOW CENTER, AND TO SET FORTH EXEMPTION REQUIREMENTS; AND TO AMEND SECTION 11‑41‑70, AS AMENDED, RELATING TO REQUIREMENTS FOR ECONOMIC DEVELOPMENT BONDS, SO AS TO MAKE A CONFORMING CHANGE.

L:\COUNCIL\ACTS\828DG14.DOCX

 (R223, S. 839) -- Senators Bryant, Bright and Davis: AN ACT TO AMEND THE CODE OF LAWS OF SOUTH CAROLINA, 1976, BY ADDING CHAPTER 55 TO TITLE 46 SO AS TO PROVIDE THAT IT IS LAWFUL TO GROW INDUSTRIAL HEMP IN THIS STATE, THAT INDUSTRIAL HEMP IS EXCLUDED FROM THE DEFINITION OF MARIJUANA, TO PROHIBIT THE GROWING OF INDUSTRIAL HEMP AND MARIJUANA ON THE SAME PROPERTY OR OTHERWISE GROWING MARIJUANA IN CLOSE PROXIMITY TO INDUSTRIAL HEMP TO DISGUISE THE MARIJUANA GROWTH, TO DEFINE CERTAIN TERMS, AND TO PROVIDE PENALTIES.

L:\COUNCIL\ACTS\839CM14.DOCX

 (R224, S. 998) -- Senators Shealy, Malloy, Turner, Massey and Corbin: AN ACT TO AMEND SECTION 56‑16‑140, CODE OF LAWS OF SOUTH CAROLINA, 1976, RELATING TO THE ISSUANCE OF MOTORCYCLE DEALER AND WHOLESALER LICENSES BY THE DEPARTMENT OF MOTOR VEHICLES, SO AS TO PROVIDE FOR THE ISSUANCE OF A DEALER’S EXHIBITION LICENSE THAT ALLOWS A HOLDER TO EXHIBIT MOTORCYCLES AND THEIR RELATED PRODUCTS AT FAIRS, RECREATIONAL OR SPORTS SHOWS, VACATION SHOWS, AND OTHER SIMILAR EVENTS OR SHOWS.

L:\COUNCIL\ACTS\998CM14.DOCX

 (R225, S. 1000) -- Senators Peeler and Reese: A JOINT RESOLUTION TO PROVIDE THAT IN 2015 AND 2016, THE ANNUAL FEE FOR THE AUTOMOBILE MANUFACTURER STANDARD LICENSE PLATE FOR VEHICLES IN THE MANUFACTURER’S EMPLOYEE BENEFIT PROGRAM AND FOR THE TESTING, DISTRIBUTION, EVALUATION, AND PROMOTION OF ITS VEHICLES IS SEVEN HUNDRED FIFTY‑FOUR DOLLARS, TO PROVIDE THAT TWENTY DOLLARS OF EACH FEE IS CREDITED TO THE GENERAL FUND OF THE STATE AND THE BALANCE TO LOCAL GOVERNMENTS, AND TO PROVIDE THAT THE ENTIRE FEE AMOUNT BE CREDITED TO THE GENERAL FUND OF THE STATE FOR NONRESIDENT PARTICIPANTS IN THE EMPLOYEE BENEFIT PROGRAM.

L:\COUNCIL\ACTS\1000HTC14.DOCX

 (R226, S. 1007) -- Senators Campbell and O’Dell: AN ACT TO AMEND THE CODE OF LAWS OF SOUTH CAROLINA, 1976, BY ADDING SECTION 29‑3‑625 SO AS TO PROVIDE A PROCESS FOR EXPEDITING MORTGAGE FORECLOSURES AND TO DEFINE NECESSARY TERMINOLOGY.

L:\COUNCIL\ACTS\1007AB14.DOCX

 (R227, S. 1032) -- Senators Campsen, Verdin and Reese: AN ACT TO AMEND SECTION 48‑39‑320, CODE OF LAWS OF SOUTH CAROLINA, 1976, RELATING TO THE STATE’S COMPREHENSIVE BEACH MANAGEMENT PLAN, SO AS TO AUTHORIZE THE BOARD OR THE OFFICE OF OCEAN AND COASTAL RESOURCE MANAGEMENT OF THE DEPARTMENT OF HEALTH AND ENVIRONMENTAL CONTROL TO ALLOW THE USE OF PILOT PROJECTS TO ADDRESS BEACH OR DUNE EROSION AND TO ALLOW CONTINUED USE OF THESE PROJECTS UNDER CERTAIN CIRCUMSTANCES.

L:\COUNCIL\ACTS\1032VR14.DOCX

 (R228, S. 1033) -- Senators Campbell, Leatherman, Setzler, O’Dell and Alexander: AN ACT TO AMEND THE CODE OF LAWS OF SOUTH CAROLINA, 1976, BY ADDING SECTION 12‑2‑110 SO AS TO PROVIDE THAT AN OUT‑OF‑STATE BUSINESS OR EMPLOYEE THAT PERFORMS DISASTER OR EMERGENCY‑RELATED WORK IN THIS STATE IS EXEMPT FROM CERTAIN LICENSING AND TAXING PROVISIONS DURING THE DISASTER PERIOD, TO DEFINE TERMS, AND TO PROVIDE NOTICE REQUIREMENTS.

L:\COUNCIL\ACTS\1033DG14.DOCX

 (R229, S. 1035) -- Senators Davis, Rankin, Shealy, Cleary, L. Martin, Grooms, Bright, Pinckney, Coleman, Bryant, Verdin and Campbell: AN ACT TO AMEND SECTION 44‑53‑110, AS AMENDED, CODE OF LAWS OF SOUTH CAROLINA, 1976, RELATING TO DEFINITIONS APPLICABLE TO NARCOTICS AND CONTROLLED SUBSTANCES, SO AS TO CHANGE THE DEFINITION FOR “MARIJUANA” AND TO MAKE TECHNICAL CHANGES TO EXISTING DEFINITIONS; BY ADDING ARTICLE 18 TO CHAPTER 53, TITLE 44 SO AS TO CREATE JULIAN’S LAW, TO AUTHORIZE THE ESTABLISHMENT OF STATEWIDE INVESTIGATION OF NEW DRUG APPLICATIONS APPROVED BY THE FEDERAL DRUG ADMINISTRATION THAT ALLOW TREATMENT OF PATIENTS WITH CERTAIN FORMS OF EPILEPSY WITH CANNABIDIOL AS PART OF CLINICAL TRIALS, TO PROVIDE IMMUNITY FROM ARREST, PROSECUTION, AND OTHER PENALTIES; TO REPEAL SECTION 44‑53‑150 RELATING TO A REVIEW OF CRIMINAL PENALTIES FOR SALE AND USE OF MARIJUANA; AND TO CREATE A STUDY COMMITTEE TO DEVELOP A PLAN FOR THE SALE AND USE OF MEDICAL MARIJUANA.

L:\COUNCIL\ACTS\1035VR14.DOCX

 (R230, S. 1036) -- Senator Cleary: AN ACT TO AMEND THE CODE OF LAWS OF SOUTH CAROLINA, 1976, BY ADDING ARTICLE 3 TO CHAPTER 15, TITLE 40 SO AS TO ENACT THE “DENTAL SEDATION ACT”, TO PROVIDE REQUIREMENTS CONCERNING THE PROVISION OF VARYING LEVELS OF SEDATION TO DENTAL PATIENTS; TO AMEND SECTION 40‑15‑85, RELATING TO DEFINITIONS IN THE DENTISTRY PRACTICE ACT, SO AS TO ADD NECESSARY DEFINITIONS; AND TO DESIGNATE THE EXISTING SECTIONS OF CHAPTER 15, TITLE 40 AS ARTICLE 1 “GENERAL PROVISIONS”.

L:\COUNCIL\ACTS\1036AB14.DOCX

 (R231, S. 1065) -- Senator Hayes: AN ACT TO AMEND THE CODE OF LAWS OF SOUTH CAROLINA, 1976, BY ADDING ARTICLE 5 TO CHAPTER 43, TITLE 38 SO AS TO PROVIDE FOR THE LIMITED LICENSING OF SELF‑STORAGE FACILITIES TO SELL OR OFFER INSURANCE.

L:\COUNCIL\ACTS\1065AB14.DOCX

 (R232, S. 1071) -- Senator Campsen: AN ACT TO AMEND SECTION 50‑1‑60, AS AMENDED, CODE OF LAWS OF SOUTH CAROLINA, 1976, SECTIONS 50‑11‑120, 50‑11‑150, AND SECTIONS 50‑11‑310, 50‑11‑335, AND 50‑11‑430, ALL AS AMENDED, RELATING TO THE DIVISION OF THE STATE INTO GAME ZONES, SMALL GAME SEASONS, SMALL GAME BAG LIMITS, THE OPEN SEASON FOR ANTLERED DEER, THE BAG LIMIT ON ANTLERED DEER, AND BEAR HUNTING, SO AS TO DECREASE THE NUMBER OF GAME ZONES, REVISE THE DATES FOR THE VARIOUS SMALL GAME SEASONS, TO REVISE THE SMALL GAME BAG LIMITS FOR THE VARIOUS GAME ZONES, AND TO REVISE THE DATES FOR THE VARIOUS ANTLERED DEER OPEN SEASONS; AND TO REPEAL SECTION 50‑11‑2110 RELATING TO FIELD TRIALS IN AND PERMITS FOR GAME ZONE NINE.

L:\COUNCIL\ACTS\1071CM14.DOCX

 (R233, S. 1076) -- Senators Shealy and Hembree: AN ACT TO AMEND SECTION 23‑31‑600, CODE OF LAWS OF SOUTH CAROLINA, 1976, RELATING TO IDENTIFICATION CARDS ISSUED TO AND FIREARM QUALIFICATION PROVIDED FOR RETIRED LAW ENFORCEMENT PERSONNEL, SO AS TO REVISE THE DEFINITION OF THE TERMS “IDENTIFICATION CARD” AND “QUALIFIED RETIRED LAW ENFORCEMENT OFFICER”, TO MAKE TECHNICAL CHANGES, TO PROVIDE THAT AN AGENCY OR DEPARTMENT OF THIS STATE MAY ISSUE IDENTIFICATION CARDS, AND TO ELIMINATE THE FEE IMPOSED TO OBTAIN AN IDENTIFICATION CARD.

L:\COUNCIL\ACTS\1076CM14.DOCX

 (R234, S. 1085) -- Senators Campbell, Grooms, Matthews, McGill, O’Dell and Bennett: AN ACT TO AMEND SECTION 4‑37‑30, AS AMENDED, CODE OF LAWS OF SOUTH CAROLINA, 1976, RELATING TO THE USE OF LOCAL SALES AND USE TAX OR TOLL REVENUES TO FINANCE TRANSPORTATION INFRASTRUCTURE IN A COUNTY, SO AS TO PROVIDE A PROCEDURE FOR THE GOVERNING BODY OF A COUNTY IN WHICH THE TRANSPORTATION INFRASTRUCTURE LOCAL SALES AND USE TAX IS CURRENTLY IMPOSED FOR LESS THAN THE TWENTY‑FIVE YEAR MAXIMUM IMPOSITION PERIOD, UPON REFERENDUM APPROVAL, MAY EXTEND WITHOUT INTERRUPTION THE INITIAL IMPOSITION PERIOD FOR UP TO SEVEN YEARS FOR NOT MORE THAN TWENTY‑FIVE YEARS IN THE AGGREGATE, INCLUDING THE ORIGINAL IMPOSITION PERIOD, TO PROVIDE WHAT QUESTIONS MUST APPEAR ON THE REFERENDUM BALLOT FOR THE EXTENSION, AND TO PROVIDE THAT REFERENDUMS TO IMPOSE OR EXTEND THE TRANSPORTATION INFRASTRUCTURE SALES AND USE TAX MUST BE HELD AT THE TIME OF THE GENERAL ELECTION.

L:\COUNCIL\ACTS\1085HTC14.DOCX

 (R235, S. 1089) -- Senators Davis, Campsen, Grooms and Pinckney: AN ACT TO AMEND SECTION 54‑3‑700, CODE OF LAWS OF SOUTH CAROLINA, 1976, RELATING TO THE CESSATION OF MARINE TERMINAL OPERATIONS AND THE SALE OF PROPERTY AT PORT ROYAL, SO AS TO RECOGNIZE THAT THE STATE PORTS AUTHORITY HAS CEASED OPERATIONS AT PORT ROYAL, TO DIRECT THE STATE PORTS AUTHORITY TO SELL THE PORT ROYAL PROPERTY AS SOON AS PRACTICABLE ON OR BEFORE JUNE 30, 2015, TO PROVIDE THE CONDITIONS AND REQUIREMENTS FOR THE SALE, TO PROVIDE FOR CERTAIN CIRCUMSTANCES WHERE THE SALE MAY BE CLOSED AFTER JUNE 30, 2015, BUT NOT LATER THAN DECEMBER 31, 2015, TO PROVIDE THAT IF THE PROPERTY IS NOT SOLD BY JUNE 30, 2015, SUBJECT TO CERTAIN CIRCUMSTANCES, OR NOT CLOSED BY DECEMBER 31, 2015, THE AUTHORITY MUST IRREVOCABLY TRANSFER THE PROPERTY ON JULY 1, 2015, TO THE DIVISION OF GENERAL SERVICES TO BE SOLD AT PUBLIC AUCTION; TO PROVIDE FOR AN APPRAISAL OF THE PROPERTY PRIOR TO SALE, TO PROVIDE THAT THE PROPERTY MAY BE SOLD BY THE STATE PORTS AUTHORITY OR GENERAL SERVICES FOR EIGHTY PERCENT OR MORE OF THE APPRAISED VALUE; TO PROVIDE THAT ALL SALES MUST BE MADE ACCORDING TO STATE PROCEDURES, TO PROVIDE FOR THE DISTRIBUTION OF SALES PROCEEDS, AND TO PROVIDE THAT A SALE OF THE PROPERTY PURSUANT TO THIS ACT SATISFIES THE STATE PORTS AUTHORITY BOARD’S FIDUCIARY DUTIES TO THE AUTHORITY AND TO THE AUTHORITY’S BOND HOLDERS.

L:\COUNCIL\ACTS\1089SD14.DOCX

 (R236, S. 1136) -- Senators Shealy, Hembree, Bennett, Johnson, Campbell, Cleary, Turner, Cromer and McElveen: AN ACT TO AMEND THE CODE OF LAWS OF SOUTH CAROLINA, 1976, BY ADDING SECTION 1‑1‑683 SO AS TO DESIGNATE BARBECUE AS THE OFFICIAL STATE PICNIC CUISINE.

L:\COUNCIL\ACTS\1136ZW14.DOCX

 (R237, S. 1172) -- Senators Nicholson, Hayes, Turner, Sheheen, L. Martin, McGill, Alexander, O’Dell, Johnson, Scott and Williams: AN ACT TO AMEND THE CODE OF LAWS OF SOUTH CAROLINA, 1976, BY ADDING SECTION 60‑15‑75 SO AS TO PROVIDE FOR THE ESTABLISHMENT OF CRITERIA AND GUIDELINES FOR STATE‑DESIGNATED CULTURAL DISTRICTS BY THE SOUTH CAROLINA ARTS COMMISSION, TO STATE THE INTENDED PURPOSE OF THE CULTURAL DISTRICTS, AND TO PROVIDE RELATED POWERS AND DUTIES OF THE COMMISSION WITH RESPECT TO THE CULTURAL DISTRICTS.

L:\COUNCIL\ACTS\1172AB14.DOCX

 (R238, S. 1173) -- Senator Hayes: AN ACT TO AMEND THE CODE OF LAWS OF SOUTH CAROLINA, 1976, BY ADDING ARTICLE 5 TO CHAPTER 11, TITLE 25 SO AS TO CREATE THE SOUTH CAROLINA PRISONER OF WAR MEDAL, TO PROVIDE THAT THE GOVERNOR MAY PRESENT THE MEDAL ON BEHALF OF THE PEOPLE OF THE STATE OF SOUTH CAROLINA, TO SET FORTH ELIGIBILITY, AND TO ALLOW THE MEDAL TO BE AWARDED TO A DECEASED OR ABSENT PERSON.

L:\COUNCIL\ACTS\1173DG14.DOCX

 (R239, S. 1177) -- Senator Gregory: AN ACT TO AMEND SECTION 50‑11‑2200, AS AMENDED, CODE OF LAWS OF SOUTH CAROLINA, 1976, RELATING TO THE ESTABLISHMENT, OPERATION, AND MAINTENANCE OF WILDLIFE MANAGEMENT AREAS, SO AS TO PROVIDE THAT CERTAIN ACTS OR CONDUCT ARE PROHIBITED ON STATE LAKES AND PONDS THAT ARE OWNED OR LEASED BY THE DEPARTMENT AND HERITAGE PRESERVES OWNED BY THE DEPARTMENT, TO MAKE TECHNICAL CHANGES, AND TO REVISE THE LIST OF ACTS OR CONDUCT THAT ARE PROHIBITED; AND TO REPEAL SECTION 50-13-2011 RELATING TO THE DEPARTMENT OF NATURAL RESOURCES MANAGEMENT AUTHORITY OVER THE LAKES AND PONDS THAT IT OWNS OR LEASES.

L:\COUNCIL\ACTS\1177CM14.DOCX

 (R240, S. 1178) -- Senators Hembree and Campsen: AN ACT TO AMEND THE CODE OF LAWS OF SOUTH CAROLINA, 1976, BY ADDING SECTION 50‑11‑2240 SO AS TO PROVIDE THE CIRCUMSTANCES UPON WHICH A HUNTER’S PRIVILEGE TO PARTICIPATE IN A WILDLIFE MANAGEMENT AREA LOTTERY HUNT MAY BE REVOKED AND TO PROVIDE A REMEDY FOR A HUNTER WHO IS NOT CONVICTED OF A VIOLATION ARISING FROM THE OCCURRENCE PRECIPITATING THE REVOCATION OF HIS PRIVILEGE TO PARTICIPATE IN THE LOTTERY HUNT.

L:\COUNCIL\ACTS\1178CM14.DOCX

 (R241, S. 1189) -- Senators Gregory, Reese, McElveen, Hembree, Hutto, Lourie, Campsen, Cleary, Allen, Shealy, O’Dell, Campbell, Cromer, Hayes, Verdin, Sheheen, L. Martin, Kimpson, Scott and Alexander: AN ACT TO AMEND SECTION 58-27-865, AS AMENDED, CODE OF LAWS OF SOUTH CAROLINA, 1976, RELATING TO THE DEFINITION OF “FUEL COST” AND RELATED PROVISIONS IN REGARD TO ELECTRIC UTILITY RATE DETERMINATIONS, SO AS TO REVISE THE DEFINITION AND FURTHER PROVIDE FOR RELATED PROVISIONS; BY ADDING CHAPTER 39 TO TITLE 58 SO AS TO PROVIDE FOR A SOUTH CAROLINA DISTRIBUTED ENERGY RESOURCE PROGRAM, TO DEFINE CERTAIN TERMS, TO SET GOALS FOR THE PROGRAM, AND TO PROVIDE FOR THE PROCESS AND IMPLEMENTATION OF THE PROGRAM, INCLUDING THE APPLICATION AND APPROVAL PROCESS FOR THE PROGRAM AND COST RECOVERY; BY ADDING CHAPTER 40 TO TITLE 58 SO AS TO PROVIDE FOR A NET ENERGY METERING PROGRAM, TO DEFINE CERTAIN TERMS, TO PROVIDE FOR THE REQUIREMENTS FOR THE NET ENERGY METERING PROGRAM, INCLUDING COSTS AND THE RESPONSIBILITIES OF THE PUBLIC SERVICE COMMISSION AND THE OFFICE OF REGULATORY STAFF PURSUANT TO THIS PROGRAM; BY ADDING ARTICLE 23 TO CHAPTER 27, TITLE 58 SO AS TO PROVIDE FOR THE LEASE OF RENEWABLE ELECTRIC GENERATION FACILITIES PROGRAM, TO DEFINE CERTAIN TERMS, TO PROVIDE FOR THE REQUIREMENTS OF THE LEASE PROGRAM, INCLUDING AN APPLICATION PROCESS AND REGISTRATION WITH THE OFFICE OF REGULATORY STAFF AND PENALTIES FOR VIOLATIONS OF THE LEASE PROGRAM; BY ADDING SECTION 58-27-1050 SO AS TO PROVIDE THAT THE OFFICE OF REGULATORY STAFF SHALL INVESTIGATE AND REPORT TO THE PUBLIC SERVICE COMMISSION ON FIXED COSTS, FIXED CHARGES, AND THE EXTENT OF COST SHIFTING THAT IS ATTRIBUTABLE TO DISTRIBUTED ENERGY RESOURCES WITHIN CURRENT UTILITY COST OF SERVICE RATEMAKING METHODOLOGIES, COST ALLOCATIONS, AND RATE DESIGNS; BY ADDING SECTION 58-27-460 SO AS TO PROVIDE THAT THE PUBLIC SERVICE COMMISSION SHALL PROMULGATE STANDARDS FOR INTERCONNECTION OF RENEWABLE ENERGY FACILITIES AND OTHER NONUTILITY‑OWNED GENERATION WITH A GENERATION CAPACITY OF TWO THOUSAND KILOWATTS OR LESS TO AN ELECTRICAL UTILITY’S DISTRIBUTION SYSTEM AND TO PROVIDE THAT NO CUSTOMER‑GENERATOR OR CUSTOMER‑GENERATOR LESSEE SHALL CONNECT OR OPERATE AN ELECTRIC GENERATION UNIT IN PARALLEL PHASE AND SYNCHRONIZATION WITH ANY ELECTRICAL UTILITY WITHOUT WRITTEN APPROVAL BY THE ELECTRICAL UTILITY THAT ALL OF THE COMMISSION’S REQUIREMENTS HAVE BEEN MET; TO PROVIDE THAT EACH DISTRIBUTION ELECTRIC COOPERATIVE BOARD SHALL CONSIDER CERTAIN GENERAL OBJECTIVES AND METHODOLOGY IN ADOPTING A NET ENERGY METERING POLICY, AND TO PROVIDE THAT EACH DISTRIBUTION ELECTRIC COOPERATIVE SHALL ADOPT A NET ENERGY METERING POLICY AND SHALL REPORT THEIR POLICY TO THE OFFICE OF REGULATORY STAFF WITHIN ONE YEAR; TO PROVIDE THAT EACH ELECTRIC COOPERATIVE SHALL INVESTIGATE THE RELATIONSHIP BETWEEN FIXED COSTS, FIXED CHARGES, AND THE EXTENT OF COST SHIFTING THAT IS ATTRIBUTABLE TO DISTRIBUTED ENERGY RESOURCES WITHIN CURRENT COST OF SERVICE RATEMAKING METHODOLOGIES, COST ALLOCATIONS, AND RATE DESIGNS, WITH A FOCUS ON THE IMPLICATIONS DISTRIBUTED ENERGY RESOURCES COULD HAVE FOR THEIR BUSINESS MODELS IN THE FUTURE; TO PROVIDE THAT IF THE APPLICATION OF THE PROVISIONS OF THIS ACT TO ANY WHOLESALE ELECTRICAL CONTRACT EXISTING ON THE DATE OF ITS ADOPTION IS DETERMINED TO IMPAIR UNLAWFULLY ANY TERM OF SUCH CONTRACT OR TO ADD MATERIAL COSTS TO EITHER PARTY, THEN THAT CONTRACT IS EXEMPT FROM THE PROVISIONS OF THIS ACT UNDER CERTAIN CONDITIONS; AND TO PROVIDE HOW CERTAIN PROVISIONS OF THE ACT MUST BE CONSTRUED.

L:\COUNCIL\ACTS\1189SD14.DOCX

 (R242, S. 1214) -- Senators S. Martin, Peeler, Reese, Bright and Corbin: AN ACT TO AMEND SECTION 7‑7‑490, AS AMENDED, CODE OF LAWS OF SOUTH CAROLINA, 1976, RELATING TO THE DESIGNATION OF VOTING PRECINCTS IN SPARTANBURG COUNTY, SO AS TO CHANGE THE NAMES OF FOUR PRECINCTS.

L:\COUNCIL\ACTS\1214ZW14.DOCX

 (R243, S. 1219) -- Education Committee: AN ACT TO AMEND THE CODE OF LAWS OF SOUTH CAROLINA, 1976, BY ADDING SECTION 59‑25‑57 SO AS TO PROVIDE THAT NOTWITHSTANDING ANOTHER PROVISION OF LAW, SCHOOL DISTRICTS UNIFORMLY MAY NEGOTIATE SALARIES BELOW THE SCHOOL DISTRICT SALARY SCHEDULE FOR THE 2014‑2015 SCHOOL YEAR FOR RETIRED TEACHERS WHO ARE NOT PARTICIPANTS IN THE TEACHER AND EMPLOYEE RETENTION INCENTIVE PROGRAM, AND TO EXTEND THIS NEGOTIATION OPTION TO SCHOOL DISTRICTS THROUGH JULY 1, 2020.

L:\COUNCIL\ACTS\1219AB14.DOCX

 (R244, S. 1233) -- Banking and Insurance Committee: A JOINT RESOLUTION TO APPROVE REGULATIONS OF THE DEPARTMENT OF INSURANCE, RELATING TO ANNUITY MORTALITY TABLES FOR USE IN DETERMINING RESERVE LIABILITIES FOR ANNUITIES, DESIGNATED AS REGULATION DOCUMENT NUMBER 4453, PURSUANT TO THE PROVISIONS OF ARTICLE 1, CHAPTER 23, TITLE 1 OF THE 1976 CODE.

L:\COUNCIL\ACTS\1233AC14.DOCX

 (R245, S. 1295) -- Senator Coleman: AN ACT TO AMEND SECTION 59‑53‑1710, AS AMENDED, CODE OF LAW OF SOUTH CAROLINA, 1976, RELATING TO THE MIDLANDS TECHNICAL COLLEGE COMMISSION, SO AS TO ADD ONE MEMBER FROM FAIRFIELD COUNTY, AND TO REVISE THE MANNER OF APPOINTING THE CHAIRMAN OF THE COMMISSION; AND TO AMEND SECTIONS 59‑53‑1720, 59‑53‑1730, 59‑53‑1740, AND 59‑53‑1750, ALL RELATING TO THE MIDLANDS TECHNICAL COLLEGE COMMISSION, SO AS TO MAKE CONFORMING CHANGES.

L:\COUNCIL\ACTS\1295AB14.DOCX

 (R246, S. 1307) -- Senator Verdin: AN ACT TO AMEND SECTION 7‑7‑360, AS AMENDED, CODE OF LAWS OF SOUTH CAROLINA, 1976, RELATING TO THE DESIGNATION OF VOTING PRECINCTS IN LAURENS COUNTY, SO AS TO REVISE BOUNDARIES OF EXISTING PRECINCTS AND TO DESIGNATE THE MAP NUMBER ON WHICH THE BOUNDARIES OF LAURENS COUNTY VOTING PRECINCTS AS REVISED BY THIS ACT MAY BE FOUND AND MAINTAINED BY THE OFFICE OF RESEARCH AND STATISTICS OF THE STATE BUDGET AND CONTROL BOARD.

L:\COUNCIL\ACTS\1307ZW14.DOCX

 (R247, H. 3134) -- Reps. Nanney and Taylor: AN ACT TO AMEND SECTION 29‑3‑330, AS AMENDED, CODE OF LAWS OF SOUTH CAROLINA, 1976, RELATING TO METHODS by which certain parties may cancel, discharge, or satisfy a mortgage, so as to define necessary terms, to expand applicability to include written instruments securing the payment of money and being a lien upon real property, to revise related procedures and forms, and to make conforming changes.

L:\COUNCIL\ACTS\3134AB14.DOCX

 (R248, H. 3512) -- Reps. Quinn and J.E. Smith: AN ACT TO AMEND SECTION 61‑6‑1560, CODE OF LAWS OF SOUTH CAROLINA, 1976, RELATING TO DISCOUNTS ON ALCOHOLIC LIQUORS OR NONALCOHOLIC ITEMS, SO AS TO AUTHORIZE A RETAIL DEALER TO OFFER A DISCOUNT ON SUCH PRODUCTS AT THE REGISTER SO LONG AS ALL THE COSTS OF THE DISCOUNT ARE BORNE BY THE RETAIL DEALER; TO AMEND SECTION 61‑6‑1500, RELATING TO RESTRICTIONS ON RETAIL DEALERS OF ALCOHOLIC LIQUORS, SO AS TO PROHIBIT TRANSACTIONS INVOLVING ALCOHOLIC LIQUORS AMONGST RETAIL DEALERS AND TO PROVIDE PENALTIES; BY ADDING SECTION 61‑6‑195 SO AS TO PROVIDE THAT BEFORE A RETAIL DEALER LICENSE IS ISSUED, THE RETAIL DEALER MUST CERTIFY THAT HE HAS NOT AND WILL NOT PURCHASE ALCOHOLIC LIQUORS FROM A PERSON WHO DOES NOT HOLD A WHOLESALER’S LICENSE; TO AMEND SECTION 61‑6‑1530, RELATING TO REQUIRED POSTING OF SIGNS, SO AS TO REQUIRE A RETAIL DEALER TO POST A SIGN STATING THAT THE PURCHASE OF ALCOHOLIC LIQUOR FROM THE RETAIL DEALER BY ANOTHER RETAIL DEALER IS UNLAWFUL; TO AMEND SECTION 61‑4‑1515, AS AMENDED, RELATING TO BREWERIES, SO AS TO AUTHORIZE A BREWERY TO SELL BEER PRODUCED ON ITS PREMISES FOR ON‑SITE CONSUMPTION AT AN EATING AREA WITHIN THE BREWERY, TO AUTHORIZE THE BREWERY TO APPLY FOR AN ON‑PREMISES CONSUMPTION PERMIT TO SELL BEER AND WINE PURCHASED FROM A WHOLESALER THROUGH THE THREE‑TIER DISTRIBUTION CHAIN, AND TO SET FORTH CERTAIN CRITERIA; AND TO AMEND SECTION 61‑6‑4160, RELATING TO THE SALE OF ALCOHOLIC LIQUORS ON CERTAIN DAYS, SO AS TO ALLOW FOR THE SALE ON STATEWIDE ELECTION DAYS AND TO PROHIBIT THE SALE ON CHRISTMAS DAY.

L:\COUNCIL\ACTS\3512DG14.DOCX

 (R249, H. 3540) -- Reps. Harrell, J.E. Smith, Bales, Hosey, Cobb‑Hunter, Bannister, J.R. Smith, Patrick, Brannon, Erickson, Taylor, Huggins, Kennedy, Ballentine, Bernstein, Sellers, Williams, Jefferson, M.S. McLeod, Atwater, Bowers, R.L. Brown, Cole, Douglas, George, Hixon, Long, McCoy, Mitchell, Pitts, Pope, G.R. Smith, Tallon, Wood, Weeks, Knight and Hart: AN ACT TO AMEND SECTION 1‑3‑240, AS AMENDED, CODE OF LAWS OF SOUTH CAROLINA, 1976, RELATING TO THE REMOVAL OF OFFICERS BY THE GOVERNOR, SO AS TO ADD THE ADJUTANT GENERAL TO THE LIST OF OFFICERS OR ENTITIES THE GOVERNING BOARD OF WHICH MAY BE REMOVED BY THE GOVERNOR ONLY FOR CERTAIN REASONS CONSTITUTING CAUSE; TO AMEND SECTION 25‑1‑320, RELATING TO THE STATE ADJUTANT GENERAL, SO AS TO PROVIDE THAT THE ADJUTANT GENERAL MUST BE APPOINTED BY THE GOVERNOR UPON THE ADVICE AND CONSENT OF THE SENATE FOR A TERM NOT COTERMINOUS WITH THE GOVERNOR, AND TO ESTABLISH CERTAIN QUALIFICATIONS FOR THE OFFICE OF ADJUTANT GENERAL; TO AMEND SECTION 25‑1‑340, AS AMENDED, RELATING TO VACANCIES IN THE OFFICE OF ADJUTANT GENERAL, SO AS TO DELETE A REFERENCE TO THE ELIGIBILITY REQUIREMENTS OF CONSTITUTIONAL OFFICERS, AND TO AUTHORIZE THE GOVERNOR TO MAKE A TEMPORARY APPOINTMENT TO THE OFFICE OF ADJUTANT GENERAL PURSUANT TO SECTION 1‑3‑210 SHOULD A VACANCY OCCUR AT A TIME WHEN THE SENATE IS NOT IN SESSION; AND TO PROVIDE THAT THE ABOVE PROVISIONS ARE EFFECTIVE UPON THE RATIFICATION OF AMENDMENTS TO SECTION 7, ARTICLE VI, AND SECTION 4, ARTICLE XIII OF THE CONSTITUTION OF THIS STATE DELETING THE REQUIREMENT THAT THE STATE ADJUTANT GENERAL BE ELECTED BY THE QUALIFIED ELECTORS OF THIS STATE.

L:\COUNCIL\ACTS\3540ZW14.DOCX

 (R250, H. 3541) -- Reps. Harrell, J.E. Smith, Bales, Williams, Bannister, J.R. Smith, Patrick, Brannon, Erickson, Huggins, Kennedy, Ballentine, M.S. McLeod, Bernstein, Atwater, Cole, Funderburk, George, Hixon, Long, McCoy, W.J. McLeod, Pitts, Pope, G.R. Smith, Tallon, Taylor, Wood and Knight: A JOINT RESOLUTION PROPOSING AN AMENDMENT TO SECTION 7, ARTICLE VI OF THE CONSTITUTION OF SOUTH CAROLINA, 1895, RELATING TO THE CONSTITUTIONAL OFFICERS OF THIS STATE, TO PROVIDE THAT UPON THE EXPIRATION OF THE TERM OF THE ADJUTANT GENERAL SERVING IN OFFICE ON THE DATE OF THE RATIFICATION OF THIS PROVISION THE ADJUTANT GENERAL MUST BE APPOINTED BY THE GOVERNOR UPON THE ADVICE AND CONSENT OF THE SENATE FOR A TERM NOT COTERMINOUS WITH THE GOVERNOR, MAY BE REMOVED ONLY FOR CAUSE, AND THE GENERAL ASSEMBLY SHALL PROVIDE BY LAW FOR THE TERM, DUTIES, COMPENSATION, AND QUALIFICATIONS FOR OFFICE, THE PROCEDURES BY WHICH THE APPOINTMENT IS MADE, AND THE PROCEDURES BY WHICH THE ADJUTANT GENERAL MAY BE REMOVED FROM OFFICE; AND PROPOSING AN AMENDMENT TO SECTION 4, ARTICLE XIII, RELATING TO THE ADJUTANT GENERAL AND HIS STAFF OFFICERS, TO UPDATE REFERENCES TO HIS TITLE AND PROVIDE THAT THE ADJUTANT GENERAL’S MILITARY RANK IS MAJOR GENERAL AS OPPOSED TO BRIGADIER GENERAL, AND TO PROVIDE THAT UPON THE EXPIRATION OF THE TERM OF THE ADJUTANT GENERAL SERVING IN OFFICE ON THE DATE OF THE RATIFICATION OF THIS PROVISION, HE MUST BE APPOINTED BY THE GOVERNOR IN THE MANNER REQUIRED BY SECTION 7, ARTICLE VI.

L:\COUNCIL\ACTS\3541ZW14.DOCX

 (R251, H. 3626) -- Reps. Lucas, Williams, Munnerlyn, Lowe, Bannister, Finlay and Weeks: AN ACT TO AMEND THE CODE OF LAWS OF SOUTH CAROLINA, 1976, BY ADDING SECTION 61‑4‑515 SO AS TO PROVIDE THAT THE OWNER OF A “MOTORSPORTS ENTERTAINMENT COMPLEX” OR A “TENNIS SPECIFIC COMPLEX” LOCATED IN THIS STATE OR HIS DESIGNEE MAY APPLY FOR AND BE ISSUED A BIENNIAL LICENSE WHICH AUTHORIZES THE PURCHASE, SALE, AND CONSUMPTION OF BEER AND WINE AT ANY OCCASION HELD ON THE GROUNDS OF THE COMPLEX YEAR ROUND ON ANY DAY OF THE WEEK, TO PROVIDE FOR THE TERMS AND CONDITIONS FOR THIS BIENNIAL LICENSE, INCLUDING THE FEE, AND TO PROVIDE FOR OTHER MATTERS RELATING TO THE ADMINISTRATION OF AND QUALIFICATIONS FOR THIS LICENSE AND APPLICABLE ALCOHOLIC BEVERAGE CONTROL LAWS IN CONNECTION WITH THE USE OF THIS LICENSE; AND BY ADDING SECTION 61‑6‑2016 SO AS TO PROVIDE THAT THE OWNER OF A “MOTORSPORTS ENTERTAINMENT COMPLEX” OR A “TENNIS SPECIFIC COMPLEX”, OR HIS DESIGNEE, ALSO MAY BE ISSUED, UPON APPLICATION, AN ANNUAL LICENSE THAT AUTHORIZES THE PURCHASE, SALE, AND CONSUMPTION OF ALCOHOLIC LIQUORS BY THE DRINK AT ANY OCCASION HELD ON THE GROUNDS OF THE COMPLEX UNDER THE SAME SPECIFIED TERMS AND CONDITIONS AS PROVIDED FOR BEER AND WINE PERMITS.

L:\COUNCIL\ACTS\3626SD14.DOCX

 (R252, H. 3893) -- Reps. Bedingfield, G.R. Smith, Loftis, Stringer, Burns, Hamilton, Erickson, Taylor, Clemmons, Delleney, Pitts, Willis, Chumley, Henderson, Rivers, Crosby, McCoy and Wood: AN ACT TO AMEND THE CODE OF LAWS OF SOUTH CAROLINA, 1976, BY ADDING SECTION 59‑1‑490 SO AS TO CREATE THE SOUTH CAROLINA DEPARTMENT OF EDUCATION USE AND GOVERNANCE POLICY; BY ADDING SECTION 59‑18‑355 SO AS TO PROVIDE STATE CONTENT STANDARDS MAY NOT BE REVISED, ADOPTED, OR IMPLEMENTED WITHOUT APPROVAL BY THE EDUCATION OVERSIGHT COMMITTEE AND THE GENERAL ASSEMBLY, AND TO PROVIDE EXCEPTIONS AND REQUIRE NOTIFICATION BE GIVEN TO THE GOVERNOR; TO AMEND SECTION 59‑18‑325, RELATING TO ASSESSMENTS REQUIRED OF HIGH SCHOOL STUDENTS, SO AS TO REQUIRE PROCUREMENT OF A SUMMATIVE ASSESSMENT, TO REQUIRE THE SUMMATIVE ASSESSMENT OF CERTAIN GRADE LEVELS, TO SPECIFY CONTENT AND OTHER REQUIREMENTS, TO REQUIRE PROCUREMENT OF A COLLEGE AND CAREER READINESS ASSESSMENT, TO REQUIRE THE ASSESSMENT OF CERTAIN STUDENTS, TO PROVIDE FOR A SPECIAL ASSESSMENT PANEL AND FOR ITS COMPOSITION AND FUNCTIONS; TO AMEND SECTION 59‑18‑350, AS AMENDED, RELATING TO CYCLICAL REVIEW BY ACADEMIC AREAS OF STATE STANDARDS AND ASSESSMENTS, SO AS TO MAKE A CONFORMING CHANGE AND MANDATE A SPECIFIC REVIEW; AND TO PROVIDE THAT ON THE EFFECTIVE DATE OF THIS ACT, SOUTH CAROLINA WILL NO LONGER BE A GOVERNING OR ADVISORY STATE IN THE SMARTER BALANCE CONSORTIUM AND MAY NOT ADOPT OR ADMINISTER THE SMARTER BALANCE ASSESSMENT.

L:\COUNCIL\ACTS\3893AB14.DOCX

 (R253, H. 3904) -- Reps. Daning, Crosby, Merrill, Simrill and Lucas: AN ACT TO AMEND SECTION 56‑3‑2340, CODE OF LAWS OF SOUTH CAROLINA, 1976, RELATING TO THE DEPARTMENT OF MOTOR VEHICLES ALLOWING LICENSED MOTOR VEHICLE DEALERS TO ISSUE FIRST TIME MOTOR VEHICLE REGISTRATION AND LICENSE TAGS DIRECTLY FROM THEIR DEALERSHIPS, SO AS TO MAKE A TECHNICAL CHANGE, TO PROVIDE THAT THE DEPARTMENT MAY CERTIFY THIRD‑PARTY PROVIDERS TO PROCESS TITLES, LICENSE PLATES, TEMPORARY LICENSE PLATES, AND VEHICLE REGISTRATION TRANSACTIONS ON BEHALF OF THE DEPARTMENT, TO PROVIDE THAT THE DEPARTMENT AND THIRD‑PARTY PROVIDERS MAY COLLECT TRANSACTION FEES FROM ENTITIES WHO TRANSMIT OR RETRIEVE CERTAIN DATA FROM THE DEPARTMENT; AND TO AMEND SECTION 56‑19‑265, AS AMENDED, RELATING TO LIENS RECORDED AGAINST MOTOR VEHICLES AND MOBILE HOMES BY THE DEPARTMENT OF MOTOR VEHICLES, SO AS TO MAKE TECHNICAL CHANGES, TO PROVIDE THAT LIEN RECORDINGS MAY BE ELECTRONICALLY TRANSMITTED TO THE DEPARTMENT, TO PROVIDE THAT THE OWNERS OF MOTOR VEHICLES OR MOBILE HOMES MAY RETAIN THE ELECTRONIC COPY OF THE VEHICLE’S TITLE WITH THE DEPARTMENT ONCE ALL LIENS ARE SATISFIED, TO PROVIDE THAT THE DEPARTMENT MAY CONVENE A WORKING GROUP TO DEVELOP PROGRAM SPECIFICATIONS RELATING TO GOVERNING THE TRANSMISSION OF ELECTRONIC LIEN INFORMATION, AND TO SUBSTITUTE THE TERM “STATE TREASURER” FOR THE TERM “COMPTROLLER GENERAL”.

L:\COUNCIL\ACTS\3904CM14.DOCX

 (R254, H. 3958) -- Rep. Quinn: AN ACT TO AMEND CHAPTER 23, TITLE 23, CODE OF LAWS OF SOUTH CAROLINA, 1976, RELATING TO THE LAW ENFORCEMENT TRAINING COUNCIL, SO AS TO PROVIDE THAT THIS CHAPTER ALSO RELATES TO THE CRIMINAL JUSTICE ACADEMY, TO PROVIDE DEFINITIONS FOR THE TERMS “ACADEMY” AND “DIRECTOR”, TO CORRECT CERTAIN REFERENCES, AND TO MAKE TECHNICAL CHANGES; TO AMEND SECTION 17‑5‑130, RELATING TO THE QUALIFICATIONS FOR THE ELECTION OF AND TRAINING FOR CORONERS, SO AS TO SUBSTITUTE THE TERM “SOUTH CAROLINA CRIMINAL JUSTICE ACADEMY” FOR THE TERM “DEPARTMENT OF PUBLIC SAFETY”; TO AMEND SECTION 24‑5‑340, RELATING TO RESERVE DETENTION OFFICERS, SO AS TO SUBSTITUTE THE TERM “SOUTH CAROLINA CRIMINAL JUSTICE ACADEMY” FOR THE TERM “DEPARTMENT OF PUBLIC SAFETY”; TO AMEND SECTIONS 63‑19‑1860 AND 63‑19‑1880, BOTH RELATING TO THE CONDITIONAL RELEASE OF A JUVENILE AND THE EMPLOYMENT OF PROBATION COUNSELORS, SO AS TO SUBSTITUTE THE TERM “SOUTH CAROLINA LAW ENFORCEMENT TRAINING COUNCIL” FOR THE TERM “DEPARTMENT OF PUBLIC SAFETY”, AND TO CORRECT CERTAIN REFERENCES TO THE CODE OF LAWS.

L:\COUNCIL\ACTS\3958CM14.DOCX

 (R255, H. 4383) -- Reps. Clemmons, Harrell, Sellers and Bernstein: AN ACT TO AMEND THE CODE OF LAWS OF SOUTH CAROLINA, 1976, BY ADDING ARTICLE 136 TO CHAPTER 3, TITLE 56 SO AS TO PROVIDE THAT THE DEPARTMENT OF MOTOR VEHICLES MAY ISSUE “SOUTH CAROLINA STANDS WITH ISRAEL” SPECIAL LICENSE PLATES.

L:\COUNCIL\ACTS\4383CM14.DOCX

 (R256, H. 4408) -- Reps. Horne and Weeks: AN ACT TO AMEND SECTION 63‑11‑1930, CODE OF LAWS OF SOUTH CAROLINA, 1976, RELATING TO THE STATE CHILD FATALITY ADVISORY COMMITTEE, SO AS TO ADD THREE MEMBERS TO THE COMMITTEE, TO CHANGE QUORUM REQUIREMENTS, AND TO MAKE TECHNICAL CORRECTIONS.

L:\COUNCIL\ACTS\4408VR14.DOCX

 (R257, H. 4527) -- Reps. Felder, D.C. Moss, Brannon, Allison, Daning, Crosby, V.S. Moss, Hosey, Sottile, Clyburn, Kennedy, Spires, Quinn, R.L. Brown, Cole, Forrester, Pope, Rivers, Wood and Gilliard: AN ACT TO AMEND THE CODE OF LAWS OF SOUTH CAROLINA, 1976, BY ADDING SECTION 53‑3‑195 SO AS TO ESTABLISH “A DAY OF RECOGNITION FOR VETERANS’ SPOUSES AND FAMILIES” ON THE DAY AFTER THANKSGIVING DAY EACH YEAR.

L:\COUNCIL\ACTS\4527AHB14.DOCX

 (R258, H. 4551) -- Reps. Limehouse, Sottile and Hardwick: AN ACT TO AMEND SECTION 50‑5‑1705, AS AMENDED, CODE OF LAWS OF SOUTH CAROLINA, 1976, RELATING TO CATCH LIMITS FOR CERTAIN SPECIES OF FISH, SO AS TO PROVIDE THAT IT IS UNLAWFUL TO TAKE OR POSSESS A GREAT WHITE SHARK (CARCHARODON CARCHARIAS), AND TO PROVIDE THAT ANY GREAT WHITE SHARK THAT IS CAUGHT MUST BE RELEASED IMMEDIATELY AND MUST REMAIN COMPLETELY IN THE WATER AT ALL TIMES WHILE BEING RELEASED.

L:\COUNCIL\ACTS\4551AHB14.DOCX

 (R259, H. 4630) -- Reps. Funderburk, Pitts and Weeks: AN ACT TO AMEND SECTION 23‑23‑60, CODE OF LAWS OF SOUTH CAROLINA, 1976, RELATING TO THE EXPIRATION OR LAPSE OF THE LAW ENFORCEMENT CERTIFICATION OF AN OFFICER UPON HIS DISCONTINUANCE OF EMPLOYMENT, SO AS TO PROVIDE AN EXEMPTION WHEN THE EMPLOYMENT IS DISCONTINUED BECAUSE OF HIS ABSENCE FROM WORK DUE TO A DISABILITY HE SUSTAINED IN THAT EMPLOYMENT FOR WHICH HE RECEIVES WORKERS’ COMPENSATION BENEFITS AND FROM WHICH HE HAS NOT BEEN AUTHORIZED TO RETURN TO WORK WITHOUT RESTRICTION TO REQUIRE HE SATISFY CONTINUING EDUCATION REQUIREMENTS OF THIS PERIOD; AND TO MAKE THESE PROVISIONS RETROACTIVE TO JANUARY 1, 2013.

L:\COUNCIL\ACTS\4630AB14.DOCX

 (R260, H. 4643) -- Rep. Sandifer: AN ACT TO AMEND THE CODE OF LAWS OF SOUTH CAROLINA, 1976, BY REPEALING SECTIONS 40‑11‑50 AND 40‑67‑50 RELATING TO CERTAIN PROFESSIONAL LICENSING FEES.

L:\COUNCIL\ACTS\4643AB14.DOCX

 (R261, H. 4775) -- Reps. Gambrell, Bowen, Gagnon, Putnam, Thayer and White: AN ACT TO AMEND ACT 509 OF 1982, AS AMENDED, RELATING TO THE BOARDS OF TRUSTEES OF THE SCHOOL DISTRICTS OF ANDERSON COUNTY BY DELETING PROVISIONS ALTERING THE MEMBERSHIP OF DISTRICT BOARDS BASED ON DISTRICT ENROLLMENT AND TO DELETE PROVISIONS RELATING TO THE ROLE OF THE ANDERSON COUNTY BOARD OF EDUCATION IN REDISTRICTING SINGLE‑MEMBER DISTRICTS and to provide the number of the official map defining the election districts of Anderson County School District 5 as maintained by the Office of Research and Statistics of the State Budget and Control Board.

L:\COUNCIL\ACTS\4775HTC14.DOCX

 (R262, H. 4871) -- Reps. Harrell, Owens, Bannister, Erickson, Forrester, Rutherford, Cobb‑Hunter, Hayes, White and Mitchell: AN ACT TO AMEND SECTION 59‑40‑140, AS AMENDED, CODE OF LAWS OF SOUTH CAROLINA, 1976, RELATING TO VARIOUS PROVISIONS PERTAINING TO CHARTER SCHOOLS INCLUDING A PROVISION EXEMPTING ALL EARNINGS OR PROPERTY OF CHARTER SCHOOLS FROM STATE OR LOCAL TAXATION, EXCEPT FOR THE SALES TAX, SO AS TO CLARIFY THAT PROPERTY OF CHARTER SCHOOLS EXEMPT FROM SUCH TAXATION INCLUDES OWNED OR LEASED PROPERTY.

L:\COUNCIL\ACTS\4871AB14.DOCX

 (R263, H. 4916) -- Reps. Long, Sandifer, Felder, Erickson, Southard, Allison, Spires, McCoy, Whipper, R.L. Brown, Limehouse, Bedingfield, Burns, Chumley, Gagnon, George, Hamilton, Hayes, Horne, Loftis, V.S. Moss, Munnerlyn, Murphy, Norrell, Pitts, Pope, Ryhal, Simrill, G.R. Smith, Sottile, Stringer, Willis and Wood: AN ACT TO AMEND THE CODE OF LAWS OF SOUTH CAROLINA, 1976, BY ADDING SECTION 38‑72‑66 SO AS TO PROVIDE SPECIFIC NOTICE REQUIREMENTS OF AN INSURER BEFORE IT MAY CONSIDER A LONG‑TERM CARE INSURANCE POLICY THAT IT HAS WRITTEN TO BE TERMINATED AT THE REQUEST OF THE POLICYHOLDER OR CERTIFICATE HOLDER OR LAPSED OR TERMINATED FOR NONPAYMENT OF PREMIUM, AND TO PROVIDE FOR REINSTATEMENTS.

L:\COUNCIL\ACTS\4916AB14.DOCX

 (R264, H. 4922) -- Reps. G.M. Smith, Rutherford, Cobb‑Hunter, Sandifer, Weeks, Delleney, White, Gilliard, Anderson and Hosey: AN ACT TO AMEND SECTION 1‑13‑80, CODE OF LAWS OF SOUTH CAROLINA, 1976, RELATING TO UNLAWFUL EMPLOYMENT PRACTICES AND EXCEPTIONS, SO AS TO PROVIDE THAT IT IS NOT AN UNLAWFUL EMPLOYMENT PRACTICE FOR A PRIVATE EMPLOYER TO GIVE HIRING PREFERENCES TO A VETERAN, AND TO EXTEND THE PREFERENCE TO THE VETERAN’S SPOUSE IF THE VETERAN HAS A SERVICE‑CONNECTED PERMANENT AND TOTAL DISABILITY.

L:\COUNCIL\ACTS\4922DG14.DOCX

 (R265, H. 4945) -- Rep. Goldfinch: AN ACT TO AMEND SECTION 50‑5‑1705, AS AMENDED, CODE OF LAWS OF SOUTH CAROLINA, 1976, RELATING TO CATCH LIMITS IMPOSED ON THE TAKING OF CERTAIN FISH, SO AS TO IMPOSE CATCH LIMITS FOR TAKING OR POSSESSING IN ANY ONE DAY A COMBINATION OF SPOT, WHITING, AND ATLANTIC CROAKER TAKEN BY HOOK AND LINE.

L:\COUNCIL\ACTS\4945CM14.DOCX

 (R266, H. 5159) -- Rep. Delleney: AN ACT TO AMEND SECTION 7‑7‑170, AS AMENDED, CODE OF LAWS OF SOUTH CAROLINA, 1976, RELATING TO THE DESIGNATION OF PRECINCTS IN CHESTER COUNTY, SO AS TO CONSOLIDATE CERTAIN PRECINCTS, AND TO DESIGNATE A MAP NUMBER ON WHICH THE NAMES OF THESE PRECINCTS MAY BE FOUND AND MAINTAINED BY THE OFFICE OF RESEARCH AND STATISTICS OF THE STATE BUDGET AND CONTROL BOARD.

L:\COUNCIL\ACTS\5159ZW14.DOCX

**INTRODUCTION OF BILLS AND RESOLUTIONS**

 The following were introduced:

 S. 1349 -- Senator McGill: A CONCURRENT RESOLUTION TO CONGRATULATE THE TOWN OF HEMINGWAY ON ITS ONE HUNDREDTH ANNIVERSARY.

l:\s-res\jym\013town.mrh.jym.docx

 The Concurrent Resolution was adopted, ordered sent to the House.

 S. 1350 -- Senators McElveen and Johnson: A SENATE RESOLUTION TO RECOGNIZE AND HONOR THE SUMTER HIGH SCHOOL VARSITY BASEBALL TEAM, COACHES, AND SCHOOL OFFICIALS FOR AN OUTSTANDING SEASON AND TO CONGRATULATE THEM FOR WINNING THE 2014 CLASS AAAA STATE CHAMPIONSHIP TITLE.

l:\council\bills\nbd\11357ac14.docx

 The Senate Resolution was adopted.

 S. 1351 -- Senators L. Martin, Alexander, Allen, Bennett, Bright, Bryant, Campbell, Campsen, Cleary, Coleman, Corbin, Courson, Cromer, Davis, Fair, Gregory, Grooms, Hayes, Hembree, Hutto, Jackson, Johnson, Kimpson, Leatherman, Lourie, Malloy, S. Martin, Massey, Matthews, McElveen, McGill, Nicholson, O'Dell, Peeler, Pinckney, Rankin, Reese, Scott, Setzler, Shealy, Sheheen, Thurmond, Turner, Verdin, Williams and Young: A CONCURRENT RESOLUTION TO RECOGNIZE AND COMMEND JEFFREY B. "JEFF" MOORE FOR HIS MANY YEARS OF OUTSTANDING SERVICE TO THE SOUTH CAROLINA SHERIFFS' ASSOCIATION, TO CONGRATULATE HIM UPON THE OCCASION OF HIS RETIREMENT, AND TO WISH HIM MUCH SUCCESS AND HAPPINESS IN ALL HIS FUTURE ENDEAVORS.

l:\s-res\lam\016jeff.mrh.lam.docx

 The Concurrent Resolution was adopted, ordered sent to the House.

**Privilege of the Chamber**

    On motion of Senator BRYANT, on behalf of Senator LARRY MARTIN, the Privilege of the Chamber, to that area behind the rail, was extended to Mr. Jeffrey Moore with the South Carolina Sheriff’s Association to recognize his outstanding work upon his retirement.

 S. 1352 -- Senators Nicholson and O'Dell: A CONCURRENT RESOLUTION TO CONGRATULATE THE GREENWOOD CHAMBER OF COMMERCE UPON THE OCCASION OF THEIR ONE HUNDREDTH ANNIVERSARY IN 2014, TO COMMEND THEM FOR THEIR DEDICATED WORK FOR THE COMMUNITY OF GREENWOOD, AND TO WISH THEM MUCH SUCCESS IN THEIR FUTURE ENDEAVORS.

l:\s-res\fn\014gree.mrh.fn.docx

 The Concurrent Resolution was adopted, ordered sent to the House.

 S. 1353 -- Senators Nicholson and O'Dell: A CONCURRENT RESOLUTION TO CONGRATULATE DAVIS & FLOYD, INC. ON THE OCCASION OF THE SIXTIETH ANNIVERSARY OF THEIR FOUNDING, TO COMMEND THEM FOR THEIR MANY YEARS OF DEDICATED SERVICE TO THE STATE OF SOUTH CAROLINA AND THE SOUTHEAST, AND TO WISH THEM MUCH SUCCESS IN THEIR FUTURE ENDEAVORS.

l:\s-res\fn\013davi.mrh.fn.docx

 The Concurrent Resolution was adopted, ordered sent to the House.

 S. 1354 -- Senator Johnson: A CONCURRENT RESOLUTION TO REQUEST THAT THE DEPARTMENT OF TRANSPORTATION NAME FOURTH STREET IN THE TOWN OF SUMMERTON "B. O. BUTLER STREET" AND ERECT APPROPRIATE MARKERS OR SIGNS ALONG THIS STREET THAT CONTAIN THIS DESIGNATION.

l:\council\bills\swb\5141cm14.docx

 The Concurrent Resolution was adopted, ordered sent to the House.

 S. 1355 -- Senator Fair: A SENATE RESOLUTION TO RECOGNIZE ANNE WALLICE ON HER OUTSTANDING WORK AS AN EMPLOYEE OF THE SOUTH CAROLINA SENATE AND TO WISH HER WELL IN ALL HER FUTURE ENDEAVORS.

l:\s-res\mlf\011ann .mrh.mlf.docx

 The Senate Resolution was adopted.

 S. 1356 -- Senators Coleman, Shealy, S. Martin, Bryant, Bright, McElveen and Kimpson: A SENATE RESOLUTION TO DECLARE THAT THE SOUTH CAROLINA SENATE HAS NO CONFIDENCE IN LILLIAN B. KOLLER'S LEADERSHIP OF THE DEPARTMENT OF SOCIAL SERVICES AND THAT DURING HER TENURE IN OFFICE THE DEPARTMENT HAS FAILED IN ITS MISSION TO PROVIDE PROTECTION FOR OUR STATE'S ABUSED AND NEGLECTED CHILDREN.

l:\council\bills\nbd\11358ac14.docx

 The Senate Resolution was introduced and ordered placed on the Calendar without reference.

 H. 3075 -- Reps. Rutherford, Gilliard, Knight and Mitchell: A BILL TO AMEND SECTION 14-7-1730, AS AMENDED, CODE OF LAWS OF SOUTH CAROLINA, 1976, RELATING TO THE AUTHORITY OF THE PRESIDING JUDGE TO HEAR MATTERS ARISING FROM THE PROCEEDINGS OF THE STATE GRAND JURY, SO AS TO PROVIDE THAT A PERSON INDICTED BY A STATE GRAND JURY FOR A BAILABLE OFFENSE MUST HAVE A BOND HEARING WITHIN TWENTY-FOUR HOURS AND BE RELEASED WITHIN A REASONABLE TIME.

 Read the first time and referred to the Committee on Judiciary.

 H. 4520 -- Reps. Herbkersman and Bowers: A BILL TO AMEND SECTION 12-43-220, AS AMENDED, CODE OF LAWS OF SOUTH CAROLINA, 1976, SO AS TO ENACT "UNCLE PRESTON'S LAW" TO ALLOW A TAXPAYER TO CLAIM THE FOUR PERCENT ASSESSMENT RATIO ON A RESIDENTIAL PROPERTY OTHER THAN THEIR LEGAL RESIDENCE IF THE ADDITIONAL RESIDENCE IS USED AS A RESIDENCE BY A FAMILY MEMBER WHO IS OVER THE AGE OF SIXTY-FIVE.

 Read the first time and referred to the Committee on Finance.

 H. 5312 -- Rep. Cobb-Hunter: A CONCURRENT RESOLUTION TO REQUEST THAT THE DEPARTMENT OF TRANSPORTATION NAME THE PORTION OF UNITED STATES HIGHWAY 178 IN ORANGEBURG COUNTY FROM THE BOWMAN NATURE PARK TO ITS INTERSECTION WITH INTERSTATE HIGHWAY 95 "ARTHUR R. GLOVER MEMORIAL HIGHWAY" AND ERECT APPROPRIATE MARKERS OR SIGNS ALONG THIS PORTION OF HIGHWAY THAT CONTAIN THIS DESIGNATION.

 The Concurrent Resolution was introduced and referred to the Committee on Transportation.

 H. 5313 -- Reps. Knight, Murphy, Horne, Whipper, Jefferson and Harrell: A JOINT RESOLUTION TO PROVIDE THAT NOTWITHSTANDING THE PROVISIONS OF A JOINT RESOLUTION OF 2014 BEARING RATIFICATION NUMBER 150 AND THE PROVISIONS OF SECTION 59-1-425, THE GOVERNING BODY OF DORCHESTER SCHOOL DISTRICT FOUR MAY WAIVE THE REQUIREMENT THAT SCHOOLS MAKE UP FULL DAYS MISSED DUE TO INCLEMENT WEATHER FOR FIVE OR FEWER FULL SCHOOL DAYS THAT STUDENTS WHO ATTEND SCHOOLS OR CHARTER SCHOOLS IN THE DISTRICT MISSED DUE TO INCLEMENT WEATHER DURING THE 2013-2014 SCHOOL YEAR REGARDLESS OF WHETHER THE DISTRICT HAS EXHAUSTED ALL STATUTORILY REQUIRED MAKE-UP DAYS REMAINING ON THE 2013-2014 SCHOOL CALENDAR.

 Read the first time and referred to the Committee on Education.

 H. 5314 -- Reps. Hixon, Clyburn, J. R. Smith, Taylor and Wells: A BILL TO AMEND ACT 588 OF 1986, AS AMENDED, RELATING TO THE ESTABLISHMENT OF SINGLE-MEMBER ELECTION DISTRICTS FOR THE SCHOOL BOARD OF AIKEN COUNTY, SO AS TO REAPPORTION THE DISTRICTS BEGINNING WITH THE SCHOOL BOARD ELECTIONS IN 2014, TO REDESIGNATE THE MAP NUMBER ON WHICH THESE DISTRICTS MAY BE FOUND, AND TO PROVIDE DEMOGRAPHIC INFORMATION REGARDING THE REAPPORTIONED ELECTION DISTRICTS.

 Read the first time and ordered placed on the Local and Uncontested Calendar.

 H. 5316 -- Reps. Limehouse and Stavrinakis: A JOINT RESOLUTION TO PROVIDE THAT NOTWITHSTANDING THE PROVISIONS OF A JOINT RESOLUTION OF 2014 BEARING RATIFICATION NUMBER 150 AND THE PROVISIONS OF SECTION 59-1-425, THE GOVERNING BODY OF THE CHARLESTON COUNTY SCHOOL DISTRICT MAY WAIVE THE REQUIREMENT THAT SCHOOLS MAKE UP FULL DAYS MISSED DUE TO INCLEMENT WEATHER FOR FIVE OR FEWER FULL SCHOOL DAYS THAT STUDENTS WHO ATTEND SCHOOLS OR CHARTER SCHOOLS IN THE DISTRICT MISSED DUE TO INCLEMENT WEATHER DURING THE 2013-2014 SCHOOL YEAR REGARDLESS OF WHETHER THE DISTRICT EXHAUSTS OR PLANS TO EXHAUST ALL STATUTORILY REQUIRED MAKE-UP DAYS REMAINING ON THE 2013-2014 SCHOOL CALENDAR.

 Read the first time and ordered placed on the Calendar without reference.

 H. 5327 -- Reps. Quinn, Atwater, Ballentine, Bingham, Huggins, Kennedy, R. L. Ott, Spires, Toole, Alexander, Allison, Anderson, Anthony, Bales, Bannister, Barfield, Bedingfield, Bernstein, Bowen, Bowers, Branham, Brannon, G. A. Brown, R. L. Brown, Burns, Chumley, Clemmons, Clyburn, Cobb-Hunter, Cole, H. A. Crawford, K. R. Crawford, Crosby, Daning, Delleney, Dillard, Douglas, Edge, Erickson, Felder, Finlay, Forrester, Funderburk, Gagnon, Gambrell, George, Gilliard, Goldfinch, Govan, Hamilton, Hardee, Hardwick, Harrell, Hart, Hayes, Henderson, Herbkersman, Hiott, Hixon, Hodges, Horne, Hosey, Howard, Jefferson, King, Knight, Limehouse, Loftis, Long, Lowe, Lucas, Mack, McCoy, McEachern, M. S. McLeod, W. J. McLeod, Merrill, Mitchell, D. C. Moss, V. S. Moss, Munnerlyn, Murphy, Nanney, Neal, Newton, Norman, Owens, Parks, Patrick, Pitts, Norrell, Pope, Putnam, Ridgeway, Riley, Rivers, Robinson-Simpson, Rutherford, Ryhal, Sabb, Sandifer, Sellers, Simrill, Skelton, G. M. Smith, G. R. Smith, J. E. Smith, J. R. Smith, Sottile, Southard, Stavrinakis, Stringer, Tallon, Taylor, Thayer, Vick, Weeks, Wells, Whipper, White, Whitmire, Williams, Willis and Wood: A CONCURRENT RESOLUTION TO EXTEND THE WARMEST THANKS OF THE GENERAL ASSEMBLY TO HARRY THOMPSON "TOM" CONE OF LEXINGTON UPON HIS RETIREMENT FROM THE SOUTH CAROLINA LEGISLATIVE COUNCIL AFTER AN EXEMPLARY CAREER SPANNING MORE THAN FOUR DECADES AND TO EXPRESS GRATITUDE FOR HIS CONTRIBUTIONS TO THE LEGISLATIVE PROCESS, WHICH HAVE BROUGHT DESERVED CREDIT NOT ONLY UPON HIMSELF BUT ALSO UPON THE GENERAL ASSEMBLY.

 The Concurrent Resolution was adopted, ordered returned to the House.

 H. 5328 -- Reps. H. A. Crawford, Clemmons, Alexander, Allison, Anderson, Anthony, Atwater, Bales, Ballentine, Bannister, Barfield, Bedingfield, Bernstein, Bingham, Bowen, Bowers, Branham, Brannon, G. A. Brown, R. L. Brown, Burns, Chumley, Clyburn, Cobb-Hunter, Cole, K. R. Crawford, Crosby, Daning, Delleney, Dillard, Douglas, Edge, Erickson, Felder, Finlay, Forrester, Funderburk, Gagnon, Gambrell, George, Gilliard, Goldfinch, Govan, Hamilton, Hardee, Hardwick, Harrell, Hart, Hayes, Henderson, Herbkersman, Hiott, Hixon, Hodges, Horne, Hosey, Howard, Huggins, Jefferson, Kennedy, King, Knight, Limehouse, Loftis, Long, Lowe, Lucas, Mack, McCoy, McEachern, M. S. McLeod, W. J. McLeod, Merrill, Mitchell, D. C. Moss, V. S. Moss, Munnerlyn, Murphy, Nanney, Neal, Newton, Norman, Norrell, R. L. Ott, Owens, Parks, Patrick, Pitts, Pope, Putnam, Quinn, Ridgeway, Riley, Rivers, Robinson-Simpson, Rutherford, Ryhal, Sabb, Sandifer, Sellers, Simrill, Skelton, G. M. Smith, G. R. Smith, J. E. Smith, J. R. Smith, Sottile, Southard, Spires, Stavrinakis, Stringer, Tallon, Taylor, Thayer, Toole, Vick, Weeks, Wells, Whipper, White, Whitmire, Williams, Willis and Wood: A CONCURRENT RESOLUTION TO RECOGNIZE AND HONOR THE WORK OF THE VETERANS CAFÉ AND GRILLE IN HORRY COUNTY AND TO COMMEND THE OUTSTANDING SERVICE THAT LOU "MASH" MASCHERINO AND RHONDA MASCHERINO PROVIDE TO ASSIST VETERANS IN THE PALMETTO STATE AND TO PROMOTE THE HISTORY OF OUR MILITARY.

 The Concurrent Resolution was adopted, ordered returned to the House.

 H. 5333 -- Reps. Funderburk, Alexander, Allison, Anderson, Anthony, Atwater, Bales, Ballentine, Bannister, Barfield, Bedingfield, Bernstein, Bingham, Bowen, Bowers, Branham, Brannon, G. A. Brown, R. L. Brown, Burns, Chumley, Clemmons, Clyburn, Cobb-Hunter, Cole, H. A. Crawford, K. R. Crawford, Crosby, Daning, Delleney, Dillard, Douglas, Edge, Erickson, Felder, Finlay, Forrester, Gagnon, Gambrell, George, Gilliard, Goldfinch, Govan, Hamilton, Hardee, Hardwick, Harrell, Hart, Hayes, Henderson, Herbkersman, Hiott, Hixon, Hodges, Horne, Hosey, Howard, Huggins, Jefferson, Kennedy, King, Knight, Limehouse, Loftis, Long, Lowe, Lucas, Mack, McCoy, McEachern, M. S. McLeod, W. J. McLeod, Merrill, Mitchell, D. C. Moss, V. S. Moss, Munnerlyn, Murphy, Nanney, Neal, Newton, Norman, Norrell, R. L. Ott, Owens, Parks, Patrick, Pitts, Pope, Putnam, Quinn, Ridgeway, Riley, Rivers, Robinson-Simpson, Rutherford, Ryhal, Sabb, Sandifer, Sellers, Simrill, Skelton, G. M. Smith, G. R. Smith, J. E. Smith, J. R. Smith, Sottile, Southard, Spires, Stavrinakis, Stringer, Tallon, Taylor, Thayer, Toole, Vick, Weeks, Wells, Whipper, White, Whitmire, Williams, Willis and Wood: A CONCURRENT RESOLUTION TO HONOR AND RECOGNIZE ROSALIND WATSON FOR HER SERVICE AS DIRECTOR OF KERSHAW COUNTY VOTER REGISTRATION AND ELECTIONS, TO CONGRATULATE HER ON THE OCCASION OF HER RETIREMENT, AND TO WISH HER WELL IN HER FUTURE ENDEAVORS.

 The Concurrent Resolution was adopted, ordered returned to the House.

 H. 5338 -- Reps. D. C. Moss, Tallon and V. S. Moss: A CONCURRENT RESOLUTION TO RECOGNIZE AND HONOR THE LIMESTONE COLLEGE MEN'S LACROSSE TEAM, COACHES, AND COLLEGE OFFICIALS FOR AN OUTSTANDING SEASON AND TO CONGRATULATE THEM FOR WINNING THE 2014 NCAA DIVISION II CHAMPIONSHIP TITLE.

 The Concurrent Resolution was adopted, ordered returned to the House.

**REPORTS OF STANDING COMMITTEES**

Senator ALEXANDER from the Committee on Labor, Commerce and Industry polled out S. 1306 favorable:

S. 1306 -- Senators Campbell and Grooms: A CONCURRENT RESOLUTION TO URGE MEMBERS OF THE SOUTH CAROLINA CONGRESSIONAL DELEGATION TO SUPPORT LEGISLATION REAUTHORIZING THE EXPORT‑IMPORT BANK FOR AN ADDITIONAL FOUR YEARS; FAILURE TO DO SO WOULD CREATE AN ADVERSE IMPACT ON THE FUTURE ECONOMIC GROWTH OF SOUTH CAROLINA AND THE UNITED STATES OF AMERICA.

**Poll of the Labor, Commerce and Industry Committee**

**Polled 17; Ayes 13; Nays 4; Not Voting 0**

**AYES**

Alexander Setzler O’Dell

Reese Leatherman Massey

Williams Nicholson Scott

Johnson Bennett Turner

Allen

**Total--13**

**NAYS**

 Bryant Bright Davis

Corbin

**Total--4**

 Ordered for consideration tomorrow.

 Senator COURSON from the Committee on Education submitted a majority favorable and Senator FAIR a minority unfavorable report on:

 H. 3435 -- Reps. Skelton, Horne, J.E. Smith, Cobb‑Hunter, K.R. Crawford and Knight: A BILL TO AMEND SECTION 59‑32‑10, CODE OF LAWS OF SOUTH CAROLINA, 1976, RELATING TO DEFINITIONS CONCERNING THE COMPREHENSIVE HEALTH EDUCATION ACT, SO AS TO AMEND EXISTING DEFINITIONS; TO AMEND SECTION 59‑32‑20, RELATING TO THE REQUIREMENT THAT THE STATE BOARD OF EDUCATION PROVIDE AN INSTRUCTIONAL UNIT IN COMPREHENSIVE HEALTH EDUCATION TO LOCAL SCHOOL DISTRICTS, SO AS TO REQUIRE THIS UNIT BE PROVIDED BIENNIALLY; TO AMEND SECTION 59‑32‑30, RELATING TO THE REQUIREMENT THAT LOCAL SCHOOL DISTRICTS IMPLEMENT COMPREHENSIVE HEALTH EDUCATION PROGRAMS, SO AS TO PROVIDE REPRODUCTIVE HEALTH INSTRUCTION BE MEDICALLY ACCURATE IN ADDITION TO EXISTING REQUIREMENTS, TO CHANGE THE GRADE LEVELS IN WHICH THE INSTRUCTION MUST BE OFFERED, TO PROVIDE A DEFINITION, TO PROVIDE THAT IF A LOCAL SCHOOL BOARD DOES NOT REVIEW AND SELECT AN INSTRUCTIONAL UNIT IN COMPREHENSIVE HEALTH EDUCATION IN A CERTAIN MANNER, THEY MUST USE THE UNIT OFFERED BY THE STATE BOARD, AND TO DELETE THE REQUIREMENT THAT INSTRUCTION IN PREGNANCY PREVENTION EDUCATION BE PRESENTED SEPARATELY TO MALE AND FEMALE STUDENTS; TO AMEND SECTION 59‑32‑40, RELATING TO STAFF DEVELOPMENT, SO AS TO PROVIDE CERTIFICATION REQUIREMENTS FOR TEACHERS OF COMPREHENSIVE HEALTH EDUCATION AND REPRODUCTIVE HEALTH AND PREGNANCY PREVENTION INSTRUCTION; AND TO AMEND SECTION 59‑32‑60, RELATING TO THE REQUIREMENT THAT THE DEPARTMENT OF EDUCATION REPORT COMPLY WITH THE REQUIREMENTS OF THE ACT, SO AS TO REQUIRE EACH DISTRICT REPORT ITS COMPLIANCE IN A CERTAIN MANNER AND THAT THE DEPARTMENT SHALL COMPILE AND PROVIDE A SUMMARY OF THESE REPORTS TO SPECIFIC RECIPIENTS.

 Ordered for consideration tomorrow.

 Senator COURSON from the Committee on Education submitted a majority favorable with amendment and Senator PINCKNEY a minority unfavorable report on:

 H. 3905 -- Reps. Loftis, H.A. Crawford, Brannon, Daning, Crosby, Munnerlyn, J.R. Smith, Burns, Dillard, V.S. Moss, Pope, Powers Norrell, Ridgeway, Rivers, Simrill, Toole, Wood, W.J. McLeod and Cobb‑Hunter: A BILL TO AMEND THE CODE OF LAWS OF SOUTH CAROLINA, 1976, SO AS TO ENACT THE “BACK TO BASICS IN EDUCATION ACT OF 2013” BY ADDING SECTION 59‑29‑15 SO AS TO ADD CURSIVE WRITING AND MEMORIZATION OF MULTIPLICATION TABLES TO THE REQUIRED SUBJECTS OF INSTRUCTION IN PUBLIC SCHOOLS, TO REQUIRE STUDENTS DEMONSTRATE COMPETENCE IN EACH SUBJECT BEFORE COMPLETION OF THE FIFTH GRADE, TO PROVIDE THE STATE DEPARTMENT OF EDUCATION TO ASSIST THE SCHOOL DISTRICTS IN IDENTIFYING THE MOST APPROPRIATE MEANS FOR INTEGRATING THIS REQUIREMENT INTO THEIR EXISTING CURRICULUMS, AND TO MAKE THE PROVISIONS OF THIS ACT APPLICABLE BEGINNING WITH THE 2013-2014 SCHOOL YEAR.

 Ordered for consideration tomorrow.

**Message from the House**

Columbia, S.C., May 29, 2014

Mr. President and Senators:

 The House respectfully informs your Honorable Body that it concurs in the amendments proposed by the Senate to:

 S. 75 -- Senator Cromer: A BILL TO AMEND SECTION 40‑57‑130, CODE OF LAWS OF SOUTH CAROLINA, 1976, RELATING TO LICENSE RENEWALS FOR REAL ESTATE BROKERS AND SALESMEN, SO AS TO REQUIRE A CRIMINAL BACKGROUND CHECK FROM A SOURCE APPROVED BY THE DEPARTMENT OF LABOR, LICENSING AND REGULATION; AND BY ADDING SECTION 40‑57‑245 SO AS TO REQUIRE THAT THE DEPARTMENT ASSIGN ONE INVESTIGATOR FOR EVERY TWO THOUSAND FIVE HUNDRED LICENSEES TO ENSURE COMPLAINTS ARE PROCESSED AND CONSIDERED IN AN EXPEDITIOUS MANNER.

and has ordered the Bill enrolled for Ratification.

Very respectfully,

Speaker of the House

 Received as information.

**Message from the House**

Columbia, S.C., May 29, 2014

Mr. President and Senators:

 The House respectfully informs your Honorable Body that it concurs in the amendments proposed by the Senate to:

 H. 5014 -- Reps. Willis, Owens and Daning: A BILL TO AMEND SECTION 56‑1‑2100, AS AMENDED, CODE OF LAWS OF SOUTH CAROLINA, 1976, RELATING TO A COMMERCIAL DRIVER LICENSE, SO AS TO DELETE THE VARIOUS ENDORSEMENTS AND RESTRICTIONS THAT MAY BE ATTACHED TO A COMMERCIAL DRIVER LICENSE, AND THAT ENDORSEMENTS AND RESTRICTIONS MAY BE ADDED TO A COMMERCIAL DRIVER LICENSE AS REQUIRED UNDER THE FEDERAL MOTOR CARRIER SAFETY REGULATIONS.

and has ordered the Bill enrolled for Ratification.

Very respectfully,

Speaker of the House

 Received as information.

**Message from the House**

Columbia, S.C., May 29, 2014

Mr. President and Senators:

 The House respectfully informs your Honorable Body that it concurs in the amendments proposed by the Senate to:

 H. 3626 -- Reps. Lucas, Williams, Munnerlyn, Lowe, Bannister, Finlay and Weeks: A BILL TO AMEND THE CODE OF LAWS OF SOUTH CAROLINA, 1976, BY ADDING SECTION 61‑4‑515 SO AS TO PROVIDE THAT THE OWNER OF A “MOTORSPORTS ENTERTAINMENT COMPLEX” LOCATED IN THIS STATE OR HIS DESIGNEE MAY APPLY FOR AND BE ISSUED AN ANNUAL LICENSE WHICH AUTHORIZES THE PURCHASE, SALE, AND CONSUMPTION OF BEER AND WINE AT ANY OCCASION HELD ON THE GROUNDS OF THE COMPLEX YEAR ROUND ON ANY DAY OF THE WEEK, TO PROVIDE FOR THE TERMS AND CONDITIONS FOR THIS ANNUAL LICENSE, INCLUDING THE FEE, AND TO PROVIDE FOR OTHER MATTERS RELATING TO THE ADMINISTRATION OF THIS LICENSE AND APPLICABLE ALCOHOLIC BEVERAGE CONTROL LAWS IN CONNECTION WITH THE USE OF THIS LICENSE; AND BY ADDING SECTION 61‑6‑2016 SO AS TO PROVIDE THAT THE OWNER OF A “MOTORSPORTS ENTERTAINMENT COMPLEX”, OR HIS DESIGNEE, ALSO MAY BE ISSUED, UPON APPLICATION, AN ANNUAL LICENSE THAT AUTHORIZES THE PURCHASE, SALE, AND CONSUMPTION OF ALCOHOLIC LIQUORS BY THE DRINK AT ANY OCCASION HELD ON THE GROUNDS OF THE COMPLEX UNDER THE SAME SPECIFIED TERMS AND CONDITIONS AS PROVIDED FOR BEER AND WINE PERMITS.

and has ordered the Bill enrolled for Ratification.

Very respectfully,

Speaker of the House

 Received as information.

**Message from the House**

Columbia, S.C., May 29, 2014

Mr. President and Senators:

 The House respectfully informs your Honorable Body that it concurs in the amendments proposed by the Senate to:

 H. 5159 -- Rep. Delleney: A BILL TO AMEND SECTION 7‑7‑170, AS AMENDED, CODE OF LAWS OF SOUTH CAROLINA, 1976, RELATING TO THE DESIGNATION OF PRECINCTS IN CHESTER COUNTY, SO AS TO CONSOLIDATE CERTAIN PRECINCTS, AND TO DESIGNATE A MAP NUMBER ON WHICH THE NAMES OF THESE PRECINCTS MAY BE FOUND AND MAINTAINED BY THE OFFICE OF RESEARCH AND STATISTICS OF THE STATE BUDGET AND CONTROL BOARD.

and has ordered the Bill enrolled for Ratification.

Very respectfully,

Speaker of the House

 Received as information.

**HOUSE CONCURRENCE**

 S. 1296 -- Senator S. Martin: A CONCURRENT RESOLUTION TO REQUEST THAT THE DEPARTMENT OF TRANSPORTATION NAME THE INTERSECTION LOCATED AT THE JUNCTION OF UNITED STATES HIGHWAY 176 AND NEW HOPE CHURCH ROAD IN UNION COUNTY “JOAN BURGESS INTERSECTION” AND ERECT APPROPRIATE MARKERS OR SIGNS AT EACH ENTRANCE OF THIS INTERSECTION THAT CONTAIN THIS DESIGNATION.

 Returned with concurrence.

 Received as information.

**THE SENATE PROCEEDED TO A CALL OF THE UNCONTESTED LOCAL AND STATEWIDE CALENDAR**

**ORDERED ENROLLED FOR RATIFICATION**

 The following Bills were read the third time and, having received three readings in both Houses, it was ordered that the titles be changed to that of Acts and enrolled for Ratification:

 H. 3411 -- Reps. R.L. Brown, G.A. Brown, Cobb‑Hunter, Mitchell, Neal, Weeks, Whipper, Williams and Gilliard: A BILL TO AMEND SECTION 40‑7‑20, CODE OF LAWS OF SOUTH CAROLINA, 1976, RELATING TO THE DEFINITION OF “HAIR BRAIDING” ASSOCIATED WITH THE LICENSURE AND REGULATION OF BARBERS, SO AS TO PERMIT THE USE OF HAIR EXTENSIONS IN HAIR BRAIDING, EXCEPT IN PUBLIC PLACES.

 H. 4732 -- Reps. J.E. Smith and Clemmons: A BILL TO AMEND SECTIONS 7‑11‑20, 7‑11‑25, AND 7‑13-15, ALL AS AMENDED, CODE OF LAWS OF SOUTH CAROLINA, 1976, RELATING, RESPECTIVELY, TO THE CONDUCT BY THE STATE ELECTION COMMISSION OF PARTY CONVENTIONS OR PARTY PRIMARY ELECTIONS, THE AUTHORITY OF POLITICAL PARTIES TO CONDUCT ADVISORY PRIMARY ELECTIONS AT PARTY EXPENSE, AND THE DATE PROVIDED BY LAW FOR HOLDING PRIMARY ELECTIONS AND THE PRIMARIES NOT SUBJECT TO THAT DATE, SO AS TO DELETE OBSOLETE DATE REFERENCES, TO CLARIFY THE AUTHORITY OF A POLITICAL PARTY TO CONDUCT AN ADVISORY PRIMARY AT PARTY EXPENSE, TO CLARIFY THAT THE DATE OF A PRESIDENTIAL PREFERENCE PRIMARY CONDUCTED BY THE STATE ELECTION COMMISSION MUST BE SET BY THE PARTY RATHER THAN THE GENERAL STATE LAW DATE FOR PRIMARIES AND TO ALLOW THE STATE ELECTION COMMISSION TO CARRY FORWARD ANY YEAR END BALANCES IN ITS FILING FEE AND PRIMARY AND GENERAL ELECTION ACCOUNTS TO THE SUCCEEDING FISCAL YEAR, AND TO PROVIDE THAT THESE CARRIED FORWARD FUNDS MUST BE EXPENDED FOR THE SAME PURPOSE.

**HOUSE BILLS RETURNED**

 The following House Bills were read the third time and ordered returned to the House with amendments:

 H. 3021 -- Reps. Clemmons, Sellers, R.L. Brown, Putnam, Kennedy, Gilliard, Toole, Branham, Rutherford, King and Cobb‑Hunter: A BILL TO AMEND THE CODE OF LAWS OF SOUTH CAROLINA, 1976, BY ADDING CHAPTER 55 TO TITLE 11 SO AS TO ENACT THE IRAN DIVESTMENT ACT OF 2013 AND TO PROHIBIT CERTAIN INVESTMENTS AND CONTRACTS WITH PERSONS DEEMED TO BE ENGAGING IN INVESTMENT ACTIVITIES IN IRAN.

 H. 4997 -- Reps. Herbkersman, Bowers, Owens, Simrill, Branham, G.M. Smith, Burns, Alexander, Hiott, Whipper, Douglas, Allison, Limehouse, Lowe, George, Bales, R.L. Brown, Gagnon, Hayes, Hodges, Hosey, W.J. McLeod, Murphy, Sabb, Sandifer and Sellers: A BILL TO AMEND THE CODE OF LAWS OF SOUTH CAROLINA, 1976, BY ADDING SECTION 56‑15‑415 SO AS TO PROVIDE THAT AN APPLICANT FOR AN INITIAL NONFRANCHISE AUTOMOBILE DEALER LICENSE ISSUED AFTER JANUARY 1, 2015, MUST COMPLETE PRELICENSING EDUCATION COURSES BEFORE HE MAY BE ISSUED A LICENSE, TO PROVIDE THAT CERTAIN EDUCATIONAL REQUIREMENTS MUST BE SATISFIED BEFORE A LICENSE MAY BE RENEWED, AND TO PROVIDE THAT A PERSON WHO PROVIDES EDUCATION COURSES MUST BE AFFILIATED WITH A NATIONAL OR STATE INDUSTRY TRADE ASSOCIATION; AND TO AMEND SECTIONS 56‑15‑430, 56‑15‑440, AND 56‑15‑450, RELATING TO THE NONAPPLICABILITY OF THE PROVISIONS THAT REGULATE NONFRANCHISE AUTOMOBILE DEALER PRELICENSING TO FRANCHISED AUTOMOBILE DEALERS, NONFRANCHISED AUTOMOBILE DEALERS OWNED AND OPERATED BY A FRANCHISED AUTOMOBILE DEALER, NONFRANCHISED AUTOMOBILE DEALERS WHOSE PRIMARY BUSINESS IS SALVAGE MOTOR VEHICLES, AND NONFRANCHISED AUTOMOBILE DEALERS WHOSE PRIMARY BUSINESS OBJECTIVE AND SUBSTANTIAL BUSINESS ACTIVITY IS IN THE RENTAL OF MOTOR VEHICLES, SO AS TO PROVIDE THAT THE PROVISIONS THAT REQUIRE AN APPLICANT FOR AN INITIAL NONFRANCHISE AUTOMOBILE DEALER LICENSE TO COMPLETE CERTAIN EDUCATION REQUIREMENTS ALSO DO NOT APPLY TO THESE AUTOMOBILE DEALERS.

 H. 5159 -- Rep. Delleney: TO AMEND SECTION 7‑7‑170, AS AMENDED, CODE OF LAWS OF SOUTH CAROLINA, 1976, RELATING TO THE DESIGNATION OF PRECINCTS IN CHESTER COUNTY, SO AS TO CONSOLIDATE CERTAIN PRECINCTS, AND TO DESIGNATE A MAP NUMBER ON WHICH THE NAMES OF THESE PRECINCTS MAY BE FOUND AND MAINTAINED BY THE OFFICE OF RESEARCH AND STATISTICS OF THE STATE BUDGET AND CONTROL BOARD.

 H. 4543 -- Reps. Southard, R.L. Ott, Jefferson, H.A. Crawford, M.S. McLeod, Vick, Hardwick, Williams, Robinson‑Simpson, George, Daning, Munnerlyn, Long, Crosby, Felder, Gagnon, Hayes, Hixon, Howard, Norman, Stavrinakis, V.S. Moss and Knight: A BILL TO AMEND SECTION 50‑13‑640, CODE OF LAWS OF SOUTH CAROLINA, 1976, RELATING TO THE UNLAWFUL POSSESSION OF BLUE CATFISH, SO AS TO DECREASE THE MAXIMUM LENGTH OF A BLUE CATFISH THAT MAY BE TAKEN ON CERTAIN BODIES OF WATER, TO MAKE A TECHNICAL CHANGE, AND TO ESTABLISH THE DAILY POSSESSION LIMIT FOR BLUE CATFISH TAKEN FROM LAKE MARION AND LAKE MOULTRIE; AND TO AMEND SECTION 50‑9‑1120, AS AMENDED, RELATING TO THE ESTABLISHMENT OF THE POINT SYSTEM FOR VIOLATING CERTAIN PROVISIONS THAT REGULATE FISHING AND HUNTING, SO AS TO PROVIDE THAT TAKING OR POSSESSING MORE THAN THE LEGAL CREEL OR SIZE LIMIT OF BLUE CATFISH IS A FOURTEEN POINT VIOLATION.

 H. 4399 -- Rep. Cobb‑Hunter: A BILL TO AMEND SECTION 61‑6‑120, CODE OF LAWS OF SOUTH CAROLINA, 1976, RELATING TO CERTAIN ALCOHOL PERMITS IN THE PROXIMITY OF SCHOOLS, PLAYGROUNDS, AND CHURCHES, SO AS TO ALLOW THE ISSUANCE OF A LICENSE FOR THE ON‑PREMISES CONSUMPTION OF ALCOHOLIC LIQUOR IF ALL PLAYGROUNDS AND CHURCHES IN THE PROXIMITY AFFIRMATIVELY STATE THAT THEY DO NOT OBJECT TO THE ISSUANCE.

 H. 4673 -- Reps. Simrill, Limehouse, Sottile and Gagnon: A BILL TO AMEND SECTION 27‑3‑20, CODE OF LAWS OF SOUTH CAROLINA, 1976, RELATING TO DEFINITIONS REGARDING THE LIMITATION ON LIABILITY OF LANDOWNERS, SO AS TO INCLUDE RECREATIONAL NONCOMMERCIAL AIRSTRIPS AND ASSOCIATED AIRCRAFT OPERATIONS WITHIN THE DEFINITION OF “RECREATIONAL PURPOSE”.

**AMENDED, READ THE THIRD TIME**

**RETURNED TO THE HOUSE**

 H. 3102 -- Reps. Forrester, V.S. Moss, Allison, Atwater and Bingham: A BILL TO AMEND THE CODE OF LAWS OF SOUTH CAROLINA, 1976, SO AS TO ENACT “JAIDON’S LAW”; TO AMEND SECTION 63‑7‑1680, AS AMENDED, RELATING TO THE CONTENTS, APPROVAL, AND AMENDMENT OF A PLACEMENT PLAN DEVELOPED BY THE DEPARTMENT OF SOCIAL SERVICES FOR A CHILD REMOVED FROM THE CUSTODY OF HIS OR HER PARENTS, SO AS TO FURTHER PROVIDE FOR THE VISITATION RIGHTS AND OBLIGATIONS OF THE PARENTS UNDER THE PLACEMENT PLAN; TO AMEND SECTION 63‑7‑1690, RELATING TO CONTENTS OF A PLACEMENT PLAN WHEN THE CONDITIONS FOR REMOVAL OF A CHILD FROM THE CUSTODY OF HIS OR HER PARENTS INCLUDE CONTROLLED SUBSTANCE ABUSE BY THE PARENTS, SO AS TO MAKE THE CONTENTS OF THE PLAN MANDATORY, RATHER THAN IN THE DISCRETION OF THE COURT; TO AMEND SECTION 63‑7‑1710, RELATING TO CIRCUMSTANCES UNDER WHICH THE DEPARTMENT OF SOCIAL SERVICES SHALL FILE A PETITION TO TERMINATE PARENTAL RIGHTS, SO AS TO PROVIDE THAT THE DEPARTMENT SHALL FILE THIS PETITION IF THE PARENT IS CONVICTED OF HOMICIDE BY CHILD ABUSE, OR AIDING OR ABETTING TO COMMIT HOMICIDE BY CHILD ABUSE, OF ANOTHER CHILD OF THE PARENT; TO PROVIDE THAT THE DEPARTMENT SHALL FILE THIS PETITION IF A PARENT FAILED THREE HAIR‑STRAND DRUG TESTS OVER A NINE‑MONTH PERIOD; AND TO PROVIDE THAT THE DEPARTMENT SHALL FILE SUCH A PETITION IF A PARENT FAILED TWICE IN A TWELVE‑MONTH PERIOD TO COMPLY WITH THE TERMS OF A TREATMENT PLAN OR PLACEMENT PLAN; TO AMEND SECTION 63‑7‑1940, RELATING TO COURT‑ORDERED PLACEMENT OF A PERSON IN THE CENTRAL REGISTRY FOR CHILD ABUSE AND NEGLECT, SO AS TO PROVIDE THAT THE COURT SHALL ORDER THAT A PERSON BE PLACED IN THE REGISTRY IF THE PERSON GAVE BIRTH TO THE CHILD AND THE CHILD TESTED POSITIVE FOR DRUGS; AND TO AMEND SECTION 63‑7‑2570, AS AMENDED, RELATING TO GROUNDS FOR TERMINATING PARENTAL RIGHTS, SO AS TO PROVIDE THAT TERMINATING THESE RIGHTS ON THE GROUNDS OF SEVERE AND REPETITIVE ABUSE OR NEGLECT INCLUDES HOSPITALIZATION OF A CHILD FOR MORE THAN FOURTEEN DAYS DUE TO ABUSE OR NEGLECT; TO INCLUDE IN THE GROUNDS FOR TERMINATING THESE RIGHTS A PARENT’S ADDICTION TO ALCOHOL OR ILLEGAL DRUGS OR PRESCRIPTION MEDICATION ABUSE WHEN THE PARENT’S ADDICTION IS UNLIKELY TO CHANGE WITHIN A REASONABLE TIME; AND TO PROVIDE AS A GROUND FOR TERMINATING THESE RIGHTS A PARENT BEING CONVICTED OF MURDER, VOLUNTARY MANSLAUGHTER, OR HOMICIDE BY CHILD ABUSE OF ANOTHER CHILD OF THE PARENT.

 The Senate proceeded to a consideration of the Bill, the question being the third reading of the Bill.

**Motion Under Rule 26B**

 Senator LOURIE asked unanimous consent to make a motion to take up further amendments pursuant to the provisions of Rule 26B.

 There was no objection.

 Senators LOURIE, JACKSON, SHEALY and YOUNG proposed the following amendment (JUD3102.003), which was adopted:

 Amend the bill, as and if amended, page 11, line 32, by inserting appropriately numbered new section to read:

 / SECTION \_\_. Section 43-1-210 of the 1976 Code is amended to read:

 “The director shall prepare and submit to the Governor and the General Assembly a full and detailed report of its activities and expenditures annually, including a statement of its personnel and the salaries paid, and shall likewise make such recommendations and suggestions as it shall deem advisable in the execution of its duties to the General Assembly. In addition, this report must include, but is not limited to, the following information:

 (1) the monthly total number of cases assigned, as of the last business day of every month, to each case worker in the Department of Social Services Child Protective Services Division;

 (2) the monthly total number of children assigned, as of the last business day of every month, to each case worker in the Department of Social Services Child Protective Services Division;

 (3) the monthly total number of children seen by the Department of Social Services within twenty-four hours of a report of abuse or neglect that were accepted for intake;

 (4) the monthly total number of children that were not seen by the Department of Social Services within twenty-four hours of a report of abuse or neglect;

 (5) the total number of children in foster care that were seen by the Department of Social Services each month; and

 (6) the total number of children in foster care that were not seen by the Department of Social Services each month.

 The Department of Social Services shall prepare and submit this report no later than March 1 of each year.” /

 Renumber sections to conform.

 Amend title to conform.

 Senator LOURIE explained the amendment.

 The amendment was adopted.

 The question then was third reading of the Bill.

 The "ayes" and "nays" were demanded and taken, resulting as follows:

**Ayes 40; Nays 0**

**AYES**

Alexander Allen Bennett

Bright Bryant Campbell

Campsen Cleary Coleman

Corbin Courson Cromer

Davis Fair Gregory

Grooms Hayes Hembree

Hutto Johnson Kimpson

Leatherman Lourie Malloy

*Martin, Larry Martin, Shane* Massey

McElveen McGill O'Dell

Peeler Pinckney Reese

Setzler Shealy Thurmond

Turner Verdin Williams

Young

**Total--40**

**NAYS**

**Total--0**

 There being no further amendments, the Bill was read the third time, passed and ordered returned to the House of Representatives with amendments.

**THIRD READING BILLS**

 The following Bill and Joint Resolution was read the third time and ordered sent to the House of Representatives:

 S. 1251 -- Senators Bryant, Campsen, Lourie, Cleary, Leatherman, Bennett, Alexander, Cromer, Campbell, Grooms, Hembree, Young, Turner, S. Martin, Fair and Corbin: A JOINT RESOLUTION PROPOSING AN AMENDMENT TO SECTION 16, ARTICLE X OF THE CONSTITUTION OF SOUTH CAROLINA, 1895, RELATING TO BENEFITS AND FUNDING OF PUBLIC EMPLOYEE PENSION PLANS IN THIS STATE AND THE INVESTMENTS ALLOWED FOR FUNDS OF THE VARIOUS STATE‑OPERATED RETIREMENT SYSTEMS, SO AS TO PROVIDE THAT THE FUNDS OF ANY TRUST FUND ESTABLISHED BY LAW FOR THE FUNDING OF POST‑EMPLOYMENT BENEFITS FOR STATE EMPLOYEES AND PUBLIC SCHOOL TEACHERS MAY BE INVESTED AND REINVESTED IN EQUITY SECURITIES SUBJECT TO THE SAME LIMITATIONS ON SUCH INVESTMENTS APPLICABLE FOR THE FUNDS OF THE VARIOUS STATE‑OPERATED RETIREMENT SYSTEMS AND TO PROVIDE THAT FUNDS OF A POLITICAL SUBDIVISION OF THIS STATE SET ASIDE FOR THE FUNDING OF POST‑EMPLOYMENT BENEFITS OF EMPLOYEES OF THE POLITICAL SUBDIVISION, INCLUDING FUNDS INVESTED IN AN INDEPENDENT TRUST ESTABLISHED FOR THAT PURPOSE, MAY BE SIMILARLY INVESTED.

 By prior motion of Senator BRYANT, with unanimous consent.

 S. 1329 -- Senator Massey: A BILL TO AMEND ACT 595 OF 1992, AS AMENDED, RELATING TO THE BOARD OF TRUSTEES OF THE EDGEFIELD COUNTY SCHOOL DISTRICT, SO AS TO REVISE THE SEVEN SINGLE‑MEMBER DISTRICTS FROM WHICH THE TRUSTEES ARE ELECTED BEGINNING WITH THE SCHOOL DISTRICT ELECTIONS IN 2014, TO DESIGNATE A MAP NUMBER ON WHICH THESE ELECTION DISTRICTS ARE DELINEATED, AND TO PROVIDE DEMOGRAPHIC INFORMATION PERTAINING TO THE NEWLY DRAWN ELECTION DISTRICTS.

 By prior motion of Senator MASSEY

 **THIRD READING RECONSIDERED**

**AMENDED, READ THE THIRD TIME**

**SENT TO THE HOUSE**

 S. 1328 -- Senator Grooms: A JOINT RESOLUTION TO PROVIDE FOR LEGISLATIVE DELEGATION REVIEW AND COMMENT PRIOR TO THE ISSUANCE OF CERTAIN BUILDING PERMITS IN BERKELEY COUNTY.

 Senator GROOMS asked unanimous consent to make a motion to reconsider the vote whereby the Senate gave third reading to the Joint Resolution.

 There was no objection.

 Senator GROOMS asked unanimous consent to take the Joint Resolution up for immediate consideration.

 There was no objection.

 The Senate proceeded to a consideration of the Joint Resolution, the question being the third reading of the Joint Resolution.

 Senator GROOMS proposed the following amendment (1328R001.LKG), which was adopted:

 Amend the bill, as and if amended, by striking all after the enacting words and inserting:

 / SECTION 1. Before Berkeley County, or any political subdivision within Berkeley County, may issue a building permit for a housing project that qualifies for, is approved, awarded, or issued credits from the South Carolina Housing Authority, the issuing entity must submit an economic impact study related to the project to the Berkeley County Legislative Delegation for review and comment.

 SECTION 2. This joint resolution takes effect upon approval by the Governor. /

 Renumber sections to conform.

 Amend title to conform.

 Senator GROOMS explained the amendment.

 The amendment was adopted.

 There being no further amendments, the Joint Resolution was read the third time and ordered sent to the House of Representatives.

**SECOND READING BILLS**

The following Bill and Joint Resolution, having been read the second time, were ordered placed on the Third Reading Calendar:

H. 5195 -- Reps. Williams and Lucas: A BILL TO REVISE THE MEMBERSHIP OF THE GOVERNING BOARD OF THE PALMETTO RURAL FIRE DISTRICT, SO AS TO PROVIDE THAT BOARD MEMBERS MUST BE APPOINTED BY THE DARLINGTON COUNTY LEGISLATIVE DELEGATION, TO DEFINE THE BOARD’S TERMS, POWERS, DUTIES AND RESPONSIBILITIES, AND TO PROVIDE A METHOD FOR FILLING VACANCIES.

S. 1341 -- Senator Hutto: A JOINT RESOLUTION TO ESTABLISH THE BARNWELL COUNTY SCHOOL CONSOLIDATION PLANNING COMMITTEE TO PLAN FOR THE CONSOLIDATION OF THE THREE PRESENT SCHOOL DISTRICTS OF THE COUNTY, TO PROVIDE FOR THE MEMBERSHIP OF THE COMMITTEE AND THE ISSUES IT SHALL CONSIDER, AND TO PROVIDE THAT THE COMMITTEE IS DISSOLVED UPON THE SUBMISSION OF ITS REPORT TO THE COUNTY LEGISLATIVE DELEGATION WHICH MUST BE SUBMITTED NO LATER THAN MARCH 1, 2015.

**S. 1341--Ordered to a Third Reading**

 On motion of Senator HUTTO, S. 1341 was ordered to receive a third reading on Friday, May 30, 2014.

**AMENDED, READ THE SECOND TIME**

 H. 4354 -- Reps. Harrell, Cobb‑Hunter, G.M. Smith, Long, Douglas, Felder, R.L. Brown and Goldfinch: A BILL TO AMEND SECTION 44‑115‑30, CODE OF LAWS OF SOUTH CAROLINA, 1976, RELATING TO THE RIGHT OF A PATIENT TO RECEIVE A COPY OF HIS MEDICAL RECORD OR HAVE IT TRANSFERRED TO ANOTHER PHYSICIAN, SO AS TO PROVIDE THE PATIENT MAY CHOOSE TO RECEIVE THE RECORD EITHER AS A PHOTOCOPY REPRODUCTION OR IN AN ELECTRONIC FORMAT STORED ON DIGITAL MEDIA; AND TO AMEND SECTION 44‑115‑80, RELATING TO FEES PHYSICIANS MAY CHARGE TO SEARCH AND DUPLICATE A MEDICAL RECORD, SO AS TO SPECIFY WHAT FEES MAY BE CHARGED FOR A PHOTOCOPY REPRODUCTION AND FOR AN ELECTRONIC REPRODUCTION, AND TO PROVIDE AN EXEMPTION FROM FEES FOR REPRODUCTIONS REQUESTED TO SATISFY A REQUIREMENT OF AN INSURER OR GOVERNMENTAL ENTITY THAT PROVIDES BENEFITS RELATED TO THE MEDICAL NEEDS OF THE PATIENT.

 The Senate proceeded to a consideration of the Bill, the question being the adoption of the previously proposed amendment as follows.

 Senator YOUNG proposed the following amendment (4354R001.TRY), which was adopted:

 Amend the bill, as and if amended, page 1, by striking lines 36‑42 and page 2 by striking lines 1‑17 and inserting:

 / “Section 44‑7‑325. (A)(1) A health care facility, as defined in Section 44‑7‑130, and a health care provider licensed pursuant to Title 40 may charge a fee for the search and duplication of a medical record, whether in paper format or electronic format, but the fee may not exceed:

 (a) Sixty‑five cents per page for the first thirty printed pages and fifty cents per page for all other printed pages, ~~and~~ plus a clerical fee not to exceed twenty‑five dollars for searching and handling, which combined with the per page print costs may not ~~to~~ exceed ~~fifteen~~ two hundred dollars per ~~request plus~~ admission, and to which may be added actual postage and applicable sales tax. The patient may have more than one admission in response to a record request but only one search fee must be permitted per request. Several emergency room records without an admission to the hospital are considered one admission for purposes of the tiered rate and the two hundred dollar maximum. The search and handling fee is permitted even though no medical record is found as a result of the search.

 (b) Sixty‑five cents per page for the first thirty pages provided in an electronic format and fifty cents per page for all other pages provided in an electronic format, plus a clerical fee not to exceed twenty‑five dollars for searching and handling, which combined with the per page costs may not exceed one hundred fifty dollars per request, and to which may be added actual postage and applicable sales tax. The patient may have more than one admission in response to a record request but only one search fee must be permitted per request. Several emergency room records without an admission to the hospital are considered one admission for purposes of the tiered rate and the one hundred fifty dollar maximum. The search and handling fee is permitted even though no medical record is found as a result of the search.

 (c) All of the fees allowed by this section, including the maximum, must be adjusted annually in accordance with the Consumer Price Index for all Urban Consumers, South Region (CPI‑U), published by the U.S. Department of Labor. The Department of Health and Environmental Control is responsible for calculating this annual adjustment, which is effective on July first of each year, starting July 1, 2015. /

 Amend the bill further, as and if amended, page 4, by striking lines 3‑8 and inserting:

 / (3) All fees allowed by this section, including the maximum, must be adjusted annually in accordance with the Consumer Price Index for all Urban Consumers, South Region (CPI‑U), published by the U.S. Department of Labor. The Department of Health and Environmental Control is responsible for calculating this annual adjustment, which is effective on July first of each year, starting July 1, 2015. /

 Renumber sections to conform.

 Amend title to conform.

 Senator YOUNG explained the amendment.

 The amendment was adopted.

 The question then was second reading of the Bill.

 The "ayes" and "nays" were demanded and taken, resulting as follows:

**Ayes 38; Nays 4**

**AYES**

Alexander Allen Campbell

Cleary Corbin Courson

Cromer Davis Fair

Gregory Grooms Hayes

Hembree Hutto Johnson

Kimpson Leatherman Lourie

Malloy *Martin, Larry* Massey

McElveen McGill Nicholson

O'Dell Peeler Pinckney

Rankin Reese Scott

Setzler Shealy Sheheen

Thurmond Turner Verdin

Williams Young

**Total--38**

**NAYS**

Bennett Bright Bryant

*Martin, Shane*

**Total--4**

 The Bill was read the second time and ordered placed on the Third Reading Calendar.

**AMENDED, READ THE SECOND TIME**

 H. 3959 -- Reps. Kennedy, Quinn, Spires, Huggins, Atwater, Bingham, Delleney, Felder, Finlay, D.C. Moss, Norman, Pope, Sellers, Simrill, Tallon, Weeks, Wood and Whipper: A BILL TO AMEND SECTION 16-15-395, AS AMENDED, CODE OF LAWS OF SOUTH CAROLINA, 1976, RELATING TO FIRST DEGREE SEXUAL EXPLOITATION OF A MINOR, SO AS TO INCLUDE THE APPEARANCE OF A MINOR IN A STATE OF SEXUALLY EXPLICIT NUDITY IN THE PURVIEW OF THE OFFENSE; TO AMEND SECTION 16‑15‑405, AS AMENDED, RELATING TO SECOND DEGREE SEXUAL EXPLOITATION OF A MINOR, SO AS TO INCLUDE THE APPEARANCE OF A MINOR IN A STATE OF SEXUALLY EXPLICIT NUDITY IN THE PURVIEW OF THE OFFENSE AND INCREASE THE MAXIMUM PENALTY FROM TEN TO FIFTEEN YEARS; AND TO AMEND SECTION 16‑15‑410, AS AMENDED, RELATING TO THIRD DEGREE SEXUAL EXPLOITATION OF A MINOR, SO AS TO INCLUDE THE APPEARANCE OF A MINOR IN A STATE OF SEXUALLY EXPLICIT NUDITY IN THE PURVIEW OF THE OFFENSE.

 The Senate proceeded to a consideration of the Bill, the question being the second reading of the Bill.

 Senator MALLOY proposed the following amendment (JUD3959.001), which was adopted:

 Amend the bill, as and if amended, page 3, by striking lines 20-25, and inserting:

 / (D) A person who violates the provisions of this section is guilty of a felony and, upon conviction, must be imprisoned not less than two years nor more than ten years. No part of the minimum sentence may be suspended nor is the individual convicted eligible for parole until he has served the minimum sentence.” /

 Renumber sections to conform.

 Amend title to conform.

 Senator MALLOY explained the amendment.

 The amendment was adopted.

 The question then was second reading of the Bill.

 The "ayes" and "nays" were demanded and taken, resulting as follows:

**Ayes 42; Nays 0**

**AYES**

Alexander Allen Bennett

Bright Bryant Campbell

Cleary Coleman Corbin

Courson Cromer Davis

Fair Gregory Grooms

Hembree Hutto Jackson

Johnson Kimpson Leatherman

Lourie Malloy *Martin, Larry*

*Martin, Shane* Massey McElveen

McGill Nicholson Peeler

Pinckney Rankin Reese

Scott Setzler Shealy

Sheheen Thurmond Turner

Verdin Williams Young

**Total--42**

**NAYS**

**Total--0**

 The Bill was read the second time and ordered placed on the Third Reading Calendar.

**READ THE SECOND TIME**

 H. 4348 -- Reps. Lucas, Clemmons, Southard, Douglas, Allison, Taylor, Felder, Loftis, W.J. McLeod, Pitts, D.C. Moss and Bales: A BILL TO AMEND SECTION 63‑3‑530, AS AMENDED, CODE OF LAWS OF SOUTH CAROLINA, 1976, RELATING TO THE JURISDICTION OF THE FAMILY COURT, INCLUDING JURISDICTION TO ORDER VISITATION FOR GRANDPARENTS OF MINOR CHILDREN, SO AS TO ELIMINATE CERTAIN PREREQUISITES TO ORDERING VISITATION.

 The Senate proceeded to a consideration of the Bill, the question being the second reading of the Bill.

 The "ayes" and "nays" were demanded and taken, resulting as follows:

 **Ayes 43; Nays 0**

**AYES**

Alexander Allen Bennett

Bright Bryant Campbell

Campsen Cleary Coleman

Corbin Cromer Davis

Fair Gregory Grooms

Hembree Hutto Jackson

Johnson Kimpson Leatherman

Lourie Malloy *Martin, Larry*

*Martin, Shane* Massey McElveen

McGill Nicholson O'Dell

Peeler Pinckney Rankin

Reese Scott Setzler

Shealy Sheheen Thurmond

Turner Verdin Williams

Young

**Total--43**

**NAYS**

**Total--0**

 The Bill was read the second time and ordered placed on the Third Reading Calendar.

**COMMITTEE AMENDMENT ADOPTED**

**READ THE SECOND TIME**

 H. 3365 -- Reps. Govan, Jefferson, Williams, Whipper, R.L. Brown and Gilliard: A BILL TO AMEND THE CODE OF LAWS OF SOUTH CAROLINA, 1976, BY ADDING ARTICLE 12 TO CHAPTER 63, TITLE 59 SO AS TO REQUIRE THAT EACH PUBLIC SCHOOL IN THE STATE EMPLOY A LICENSED PSYCHO‑EDUCATIONAL SPECIALIST CERTIFIED IN SCHOOL PSYCHOLOGY BY THE DEPARTMENT OF EDUCATION ON A FULL‑TIME BASIS to help school personnel identify students in need of mental health counseling, promote awareness of mental health issues and the availability of treatment, screen and identify students for mental health issues, and provide appropriate mental health counseling and make referrals for appropriate social services counseling.

 The Senate proceeded to a consideration of the Bill, the question being the adoption of the amendment proposed by the Committee on Education.

 The Committee on Education proposed the following amendment (AGM\3365C005.AGM.AB14), which was adopted:

 Amend the bill, as and if amended, Section 59‑66‑40(B), as contained in SECTION 1, page 2, lines 12‑37, by deleting the subsection in its entirety and inserting:

 / (B) The task force must be composed of:

 (1) one member appointed by the South Carolina Association of Licensed Professional Counselors;

 (2) one member appointed by the South Carolina Society for Clinical Social Work;

 (3) one member appointed by the South Carolina Education Association;

 (4) one member appointed by the Palmetto State Teachers Association;

 (5) one member appointed by the South Carolina School Counselor Association;

 (6) one member appointed by the South Carolina Association of School Psychologists;

 (7) one member appointed by the South Carolina Association of School Social Workers;

 (8) one member appointed by the South Carolina Association for Marriage and Family Therapy;

 (9) one member appointed by the South Carolina Association of School Administrators;

 (10) one member appointed by the South Carolina School Boards Association;

 (11) one member appointed by the South Carolina Department of Mental Health;

 (12) one member appointed by the South Carolina Association of School Resource Officers;

 (13) one member appointed by the Chief of the State Law Enforcement Division;

 (14) one member appointed by the Governor;

 (15) one member appointed by the State Superintendent of Education;

 (16) two members appointed by the Chairman of the House Education and Public Works Committee; and

 (17) two members appointed by the Chairman of the Senate Education Committee. /

 Amend the bill further, Section 59‑66‑40(F), as contained in SECTION 1, page 3, line 5, by deleting / 2013 / and inserting / 2014 /.

 Renumber sections to conform.

 Amend title to conform.

 Senator HAYES explained the committee amendment.

 The committee amendment was adopted.

 The question then was second reading of the Bill.

 The "ayes" and "nays" were demanded and taken, resulting as follows:

**Ayes 41; Nays 4**

**AYES**

Alexander Allen Bennett

Campbell Campsen Cleary

Coleman Courson Cromer

Davis Fair Gregory

Grooms Hayes Hembree

Hutto Jackson Johnson

Kimpson Leatherman Lourie

Malloy *Martin, Larry* Massey

McElveen McGill Nicholson

O'Dell Peeler Pinckney

Rankin Reese Scott

Setzler Shealy Sheheen

Thurmond Turner Verdin

Williams Young

**Total--41**

**NAYS**

Bright Bryant Corbin

*Martin, Shane*

**Total--4**

 There being no further amendments, the Bill was read the second time, passed and ordered to a third reading.

**H. 3365--Objection to Third Reading**

 Senator SCOTT asked unanimous consent to give the Bill a third reading tomorrow.

 Senator BRIGHT objected.

**COMMITTEE AMENDMENT ADOPTED**

**READ THE SECOND TIME**

 H. 3644 -- Reps. Loftis, Gagnon, Herbkersman, Lowe, Lucas, D.C. Moss, H.L. Ott, Pitts, Toole and Bowers: A BILL TO AMEND THE CODE OF LAWS OF SOUTH CAROLINA, 1976, BY ADDING SECTION 13‑1‑390 SO AS TO ESTABLISH WITHIN THE DIVISION OF STATE DEVELOPMENT OF THE DEPARTMENT OF COMMERCE THE CLEAN ENERGY INDUSTRY MARKET DEVELOPMENT ADVISORY COUNCIL AND PROVIDE FOR ITS MEMBERSHIP AND FUNCTIONS; TO AMEND SECTION 12‑6‑3588, RELATING TO THE RENEWABLE ENERGY TAX CREDIT INCENTIVE PROGRAM, SO AS TO REDESIGNATE THE PROGRAM THE SOUTH CAROLINA CLEAN ENERGY TAX INCENTIVE PROGRAM, TO REVISE DEFINITIONS TO EXTEND THE CREDIT TO ADDITIONAL FORMS OF ENERGY PRODUCTION AND OPERATIONS, TO DECREASE INVESTMENT THRESHOLDS AND DECREASE JOB CREATION THRESHOLDS FOR QUALIFYING FOR THE CREDIT AND MAKE THE CREDIT, PREVIOUSLY DUE TO EXPIRE DECEMBER 31, 2015, AVAILABLE THROUGH 2019 AND TO REVISE CREDIT ADMINISTRATION PROCEDURES; AND TO AMEND SECTION 12‑6‑3600, AS AMENDED, RELATING TO THE INCOME TAX CREDIT FOR CORN‑BASED ETHANOL OR SOY‑BASED BIODIESEL PRODUCTION IN THIS STATE, SO AS TO EXTEND THE CREDIT TO ALL LIQUID FUELS DERIVED FROM RENEWABLE SOURCES, MAKE CONFORMING DEFINITIONS, REDUCE THE AMOUNT OF LIQUID FUEL ELIGIBLE FOR THE CREDIT, AND TO EXTEND THE PERIOD DURING WHICH THE CREDIT MAY BE CLAIMED THROUGH 2019.

 The Senate proceeded to a consideration of the Bill, the question being the adoption of the amendment proposed by the Committee on Finance.

 The Committee on Finance proposed the following amendment (BH\3644C001.BH.DG14), which was adopted:

 Amend the bill, as and if amended, by striking all after the enacting words and inserting:

 / SECTION 1. A. Section 12‑6‑3588 of the 1976 Code is amended to read:

 “Section 12‑6‑3588. (A) The General Assembly has determined to enact the ‘South Carolina ~~Renewable~~ Clean Energy Tax Incentive Program’ as contained in this section to encourage business investment that will produce high quality employment opportunities and enhance this state’s position as a center for production and use of ~~renewable~~ clean energy products. The program accomplishes this goal by providing tax incentives to companies in the solar, wind, geothermal, and other ~~renewable~~ clean energy industries ~~who~~ which are expanding or locating in South Carolina.

 (B) As used in this section:

 (1) ‘Capital investment’ means an expenditure to acquire, lease, or improve property that is used in operating a business, including land, buildings, machinery, and fixtures.

 (2) ‘Manufacturing’ means fabricating, producing, or manufacturing raw or unprepared materials into usable products, imparting new forms, qualities, properties, and combinations. Manufacturing does not include generating electricity for off‑site consumption.

 (3) ‘Qualifying investment’ means investment in land, buildings, machinery, and fixtures for expansion of an existing facility or establishment of a new facility in this State. Qualifying investment does not include relocating an existing facility in this State to another location in this State without additional capital investment.

 (4) ‘~~Renewable~~ Clean energy operations’ are limited to manufacturers of systems ~~and~~ or components that are used or useful in manufacturing ~~renewable~~ or operation of clean energy equipment for the generation, storage, testing and research and development, and transmission or distribution of electricity from ~~renewable~~ clean energy sources, including specialized packaging for the ~~renewable~~ clean energy equipment manufactured at the facility. A clean energy operation does not include generating electricity for off‑site consumption.

 (C) A business or corporation meeting the requirements of this section ~~beginning in 2010~~ is eligible to receive a ten percentnonrefundable income tax credit of the cost of the company’s total qualifying investments in plant and equipment in this State for ~~renewable~~ clean energy operations.

 (D) The business or corporation ~~must~~ shall:

 (1) manufacture ~~renewable~~ clean energy systems ~~and~~ or components in South Carolina for solar, wind, geothermal, or other ~~renewable~~ clean energy uses in order to be eligible for the tax credit authorized by this section;

 (2) invest at least ~~five hundred~~ fifty million dollars in a Tier IV county, at least one hundred million dollars in a Tier III county, at least one hundred fifty million dollars in a Tier II county, and at least two hundred million dollars in a Tier I county according to the county ranking and designation system as provided pursuant to Section 12‑6‑3360(B) in the year the tax credit is claimed in new qualifying plant and equipment; and

 (3) have created at least one ~~and one‑half~~ full‑time job for every ~~five hundred thousand~~ one million dollars of capital investment qualifying for the credit that each pays at least one hundred twenty‑five percent of this state’s average annual median wage as defined by the Department of Commerce.

 (E) The income tax credit ~~program~~ is ~~for a five‑year period~~ allowed for up to sixty months beginning ~~January 1, 2010, and ending~~ with the first taxable year for which the business or corporation is eligible to receive the credit, so long as the business or corporation becomes eligible to receive the credit no later than the tax year ending on December 31, ~~2015~~ 2020.

 (F) A taxpayer may separately qualify for new facilities in separate locations or for separate expansions of existing facilities located in this State.

 (G) A taxpayer’s total credit for all expenditures allowed pursuant to this section must not exceed five hundred thousand dollars for any year and five million dollars total for all years. Unused credits may be carried forward for fifteen years after the tax year in which a qualified expenditure was made. The credit is nonrefundable.

 (H) For any credit awarded after tax year 2014, to obtain the amount of the credit available to a taxpayer, each taxpayer shall notify the Department of Revenue, in writing, of its intention to claim the tax credit. The Department of Revenue shall determine the proof necessary to meet the requirements of subsections (D)(1) and (D)(2). Expenditures qualifying for ~~a~~ the tax credit allowed by this section must be certified by the ~~State Energy Office~~ Department of Revenue. The ~~State Energy Office may~~ Department of Revenue must consult with the Department of Commerce, the State Energy Office, or any other appropriate state and federal officials on standards for certification.

 ~~(I)~~ ~~To obtain the amount of the credit available to a taxpayer, each~~ Each taxpayer ~~must~~ shall submit a request for the credit to the ~~State Energy Office~~ Department of Revenue by January thirty‑first for qualifying expenses incurred in the previous calendar year and the ~~State Energy Office~~ Department of Revenue must notify the taxpayer that the submitted expenditures qualify for the credit and the amount of credit allocated to such taxpayer by March first of that year. A taxpayer may claim the maximum amount of the credit for its taxable year which contains the December thirty‑first of the previous calendar year.

 (I) To obtain the amount of the credit available to a taxpayer, the Department of Commerce also must certify to the ~~State Energy Office~~ Department of Revenue that the taxpayer has met the job creation requirements of subsection (D)(3).

 (J) The credits authorized by this section are in lieu of any other applicable income tax credits or abatements allowed by state law, and in the event of an overlap or conflict in available credits or abatements to a taxpayer, the taxpayer must select the credit or abatement ~~he~~ the taxpayer desires in the manner prescribed by the Department of Revenue to the extent the credits or abatements conflict or overlap.”

 B. This SECTION takes effect upon approval by the Governor and applies to tax years beginning after 2013.

 SECTION 2. Section 12‑6‑3620 of the 1976 Code is amended by adding an appropriately lettered subsection to read:

 “( ) Notwithstanding subsections (A) or (D)(1), for any credit requested after tax year 2013, to obtain the maximum amount of credit available to a taxpayer, a taxpayer must submit a request for credit to the Department of Revenue by January thirty‑first for all qualifying equipment placed in service in the previous calendar year and the department must notify the taxpayer that it qualifies for the credit and the amount of credit allocated to the taxpayer by March first of that year. A taxpayer may claim the maximum amount of the credit for its taxable year which contains the December thirty‑first of the previous calendar year. The Department of Revenue may require any documentation that it deems necessary to administer the credit, including, but not limited to, documentation relating to certifying the costs incurred by a taxpayer. The Department of Revenue shall consult with the State Energy Office or any other appropriate state and federal officials on standards for certification.”

 SECTION 3. A. Section 12‑20‑105(B) of the 1976 Code is amended by adding an appropriately numbered item to read:

 “(3) In a county in which at least five million dollars in state accommodations tax imposed pursuant to Section 12‑36‑920 has been collected in at least one fiscal year, a county or municipality‑owned multiuse sports and recreational complex is considered an ‘eligible project’ promoting economic development for all purposes of the credit allowed pursuant to this section.”

 B. Section 12‑20‑105 of the 1976 Code is amended by adding an appropriately lettered subsection to read:

 “( ) For the purposes of this section, for a qualifying project pursuant to subsection (B)(3), infrastructure includes all applicable provisions of subsection (C) applying to the development and construction of the sports and recreational complex and further includes costs of land acquisition and preparation, construction of facilities and venues in the complex, improvements and upgrades to existing facilities and venues, and any other capital costs incurred in the acquisition, construction, and operation of the complex.”

 C. This SECTION takes effect upon approval by the Governor and applies for contributions made for a multiuse sports and recreational complex placed in service after 2011.

 SECTION 4. Except where provided otherwise, this act takes effect upon approval by the Governor. /

 Renumber sections to conform.

 Amend title to conform.

 Senator CAMPBELL explained the committee amendment.

 The committee amendment was adopted.

 On motion of Senator CAMPBELL, with unanimous consent, the Bill was read the second time, passed and ordered to a third reading.

**Motion Under Rule 26B Waived**

    Senator CAMPBELL asked unanimous consent to make a motion to waive the provisions of Rule 26B in order to allow amendments to be considered on third reading.

    There was no objection.

**COMMITTEE AMENDMENT AMENDED AND ADOPTED**

**CARRIED OVER**

 S. 139 -- Senators Grooms, L. Martin and Campbell: 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 AND PROVIDE A DEFINITION FOR THE TERMS “HIGHWAY WORK ZONE” AND “HIGHWAY WORKER”, TO CREATE THE OFFENSES OF “ENDANGERMENT OF A HIGHWAY WORKER” AND “AGGRAVATED ENDANGERMENT OF A HIGHWAY WORKER”, AND TO PROVIDE PENALTIES FOR BOTH 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” AND “AGGRAVATED ENDANGERMENT OF A HIGHWAY WORKER” ARE TWO POINT VIOLATIONS; AND TO REPEAL SECTION 56‑5‑1536 RELATING TO DRIVING IN TEMPORARY WORK ZONES AND PENALTIES FOR UNLAWFUL DRIVING IN TEMPORARY WORK ZONES.

 The Senate proceeded to a consideration of the Bill, the question being the adoption of the previously proposed amendment as follows.

 Senator HEMBREE proposed the following amendment (139R004.GH), which was adopted:

 Amend the committee amendment, as and if amended, by striking the committee amendment in its entirety and inserting:

 / SECTION 1. The General Assembly finds:

 (1) that roadway work zones are hazardous both for motorists who drive through the complex array of signs, barrels, and lane changes and for workers who build, repair, and maintain our nation’s streets, bridges, and highways; and

 (2) that the Federal Highway Administration reports that there were thirty‑seven thousand four hundred seventy‑six injuries in work zones in 2010. This equates to one work zone injury every fourteen minutes. Speed is cited as a contributing factor in approximately one‑third of injuries; and

 (3) that more than twenty thousand workers are injured in road construction work zones each year. The United States Bureau of Labor Statistics reports one hundred thirty worker fatalities at road construction sites in 2012. In sixty‑seven percent of these transportation incidents, a pedestrian worker was stuck by a vehicle; and

 (4) that Kenneth “Peanut” Long, Jr. was only twenty‑two years old when killed on August 12, 2013, by a driver that did not slow down in the road work zone where Peanut was performing his duties as a flag man for a road construction project in Williamsburg County.

 SECTION 2. This act may be referred to and cited as “Peanut’s Law”.

 SECTION 3. Section 56‑5‑1535 of the 1976 Code is amended to read:

 “Section 56‑5‑1535. (A) ~~It is unlawful for a person to drive a motor vehicle in a highway work zone at a speed in excess of the speed limit set and posted by signs. A person violating this section is guilty of a misdemeanor and, upon conviction, must be fined not less than seventy‑five nor more than two hundred dollars or imprisoned not more than thirty days, or both.~~ For purposes of this section:

 (1) ‘Highway work zone’ means an area of a highway located in this State, where construction, maintenance, or utility work is being performed. The work zone must be marked by signs, channeling devices, barriers, pavement markings, or work vehicles, and extends from the first traffic control device erected for purposes of controlling the flow of motor vehicles through the work zone, including signs reducing the normal speed limit, to the ‘END ROAD WORK’ sign or the last temporary traffic control device. The signs, channeling devices, barriers, pavement markings, or work vehicles must meet state and federal Department of Transportation standards and must be properly installed.

 (2) ‘Highway worker’ means a person who is required to perform the duties of the person’s job on bridges, roads, or in highway work zones, including:

 (a) a person who performs maintenance, repair or construction of bridges, roads, shoulders, medians, or associated rights‑of‑way in highway work zones;

 (b) a person who operates a truck, loader or other equipment on bridges, roads, or in highway work zones;

 (c) a person who performs any other related maintenance work, as required, on bridges, roads, or in highway work zones;

 (d) a state or local public safety officer who enforces work zone‑related transportation management and traffic control;

 (e) a state or local law enforcement officer who conducts traffic control or enforcement operations on bridges, roads, shoulders, medians, and associated rights‑of‑way; and

 (f) a state or local law enforcement officer or firefighter, an emergency medical services provider, or any other authorized person, who removes hazards from bridges, roadways, shoulders, medians, and associated rights‑of‑way, or who responds to accidents and other incidents on bridges, roads, shoulders, medians, associated rights‑of‑way, or in highway work zones.

 (B) ~~A ‘highway work zone’ is the area between the first sign that informs motorists of the existence of the work zone on the highway and the last sign that informs motorists of the end of the work zone.~~ A person commits the offense of endangerment of a highway worker, if the person is operating a motor vehicle within a highway work zone at anytime, and:

 (1) exceeds the posted speed limit;

 (2) fails to obey traffic control devices erected for purposes of controlling the flow of motor vehicles through the work zone for any reason other than:

 (a) an emergency;

 (b) the avoidance of an obstacle; or

 (c) the protection of the health and safety of another person;

 (3) driving through or around a work zone in any lane not clearly designated for use by motor vehicles traveling through or around a work zone; or

 (4) physically assaulting, attempting to assault, or threatening to assault a highway worker with a motor vehicle or other instrument.

 (C) ~~The penalty imposed by this section applies only:~~ A person shall not be cited or convicted for endangerment of a highway worker unless the act or omission constituting the offense occurs when one or more highway workers are in the highway work zone and in proximity to the area where the act or omission occurs.

 ~~(1)~~ ~~if a sign is posted at the beginning of the active work zone that states ‘WORK ZONE $200 FINE AND 30 DAYS IMPRISONMENT FOR SPEEDING’;~~

 ~~(2)~~ ~~to the area between the posted sign and the ‘END CONSTRUCTION’ sign. Signs may be posted at the discretion of the Department of Transportation in the highway work zones designed to comply with work zone traffic control standards contained in the Manual on Uniform Traffic Control Devices published by the Federal Highway Administration.~~

 (D)(1) A person who commits the offense of endangerment of a highway worker where the highway worker suffers no physical injury is guilty of a misdemeanor, and, upon conviction, must be fined not more than one thousand dollars and not less than five hundred dollars, or imprisonment of not more than thirty days, or both.

 (2) A person who commits the offense of endangerment of a highway worker where the highway worker suffers physical injury is guilty of a misdemeanor, and, upon conviction, must be fined not more than two thousand dollars and not less than one thousand dollars, or imprisoned for not more than sixty days, or both.

 (3) A person who commits the offense of endangerment of a highway worker where the highway worker suffers great bodily injury, as defined in Section 56‑5‑2945(B), is guilty of a misdemeanor, and, upon conviction, must be fined not more than five thousand dollars and not less than two thousand dollars, or imprisoned for not more than three years, or both.

 (4) A person who commits the offense of endangerment of a highway worker where the death of the highway worker ensues within three years as a proximate result of injury received by the highway worker related to the endangerment of the highway worker is guilty of reckless vehicular homicide pursuant to Section 56‑5‑2910, and, upon conviction, is subject to the penalties contained in that section, including license reinstatement and related conditions.

 (E) A person who is convicted pursuant to subsection (D)(1), in addition to any other penalty must have two points assessed against his motor vehicle operating record. A person who is convicted pursuant to subsection (D)(2), in addition to any other penalty must have four points assessed against his motor vehicle operating record. A person who is convicted pursuant to subsection (D)(3), in addition to any other penalty must have six points assessed against his motor vehicle operating record.

 (F) Any fine imposed pursuant to this section is mandatory and may not be waived or reduced. One‑half of the fine must be remitted to Treasurer and deposited in a special account, separate and apart from the general fund, designated for use by the Department of Public Safety to be used for work zone enforcement, training, and research programs.

 (G) No person shall be cited or convicted for endangerment of a highway worker for any act or omission otherwise constituting an offense under this section if the act or omission results, in whole or in part, from mechanical failure of the person’s motor vehicle or from the negligence of a highway worker, or another person.”

 SECTION 4. Section 56‑1‑720 of the 1976 Code is amended to read:

 “Section 56‑1‑720. There is established a point system for the evaluation of the operating record of persons to whom a license to operate motor vehicles has been granted and for the determination of the continuing qualifications of these persons for the privileges granted by the license to operate motor vehicles. The system shall have as its basic element a graduated scale of points assigning relative values to the various violations in accordance with the following schedule:

 VIOLATION POINTS

 Reckless driving 6

 Passing stopped school bus 6

 Hit‑and‑run, property damages only 6

 Driving too fast for conditions, or speeding:

 (1) No more than 10 m.p.h. above the posted limits 2

 (2) More than 10 m.p.h. but less than 25

 m.p.h. above the posted limits 4

 (3) 25 m.p.h. or above the posted limits 6

 Disobedience of any official traffic control device 4

 Disobedience to officer directing traffic 4

 Failing to yield right-of-way 4

 Driving on wrong side of road 4

 Passing unlawfully 4

 Turning unlawfully 4

 Driving through or within safety zone 4

 Failing to give signal or giving improper

 signal for stopping, turning, or

 suddenly decreased speed 4

 Shifting lanes without safety precaution 2

 Improper dangerous parking 2

 Following too closely 4

 Failing to dim lights 2

 Operating with improper lights 2

 Operating with improper brakes 4

 Operating a vehicle in unsafe condition 2

 Driving in improper lane 2

 Improper backing 2

 Endangerment of a highway worker, no injury 2

 Endangerment of a highway worker, injury results 4

 Endangerment of a highway worker, great bodily injury 6”

 SECTION 5. Section 56‑5‑1536 of the 1976 Code is repealed.

 SECTION 6. The repeal or amendment by this act of any law, whether temporary or permanent or civil or criminal, does not affect pending actions, rights, duties, or liabilities founded thereon, or alter, discharge, release or extinguish any penalty, forfeiture, or liability incurred under the repealed or amended law, unless the repealed or amended provision shall so expressly provide. After the effective date of this act, all laws repealed or amended by this act must be taken and treated as remaining in full force and effect for the purpose of sustaining any pending or vested right, civil action, special proceeding, criminal prosecution, or appeal existing as of the effective date of this act, and for the enforcement of rights, duties, penalties, forfeitures, and liabilities as they stood under the repealed or amended laws.

 SECTION 7. This act takes effect upon approval by the Governor. /

 Renumber sections to conform.

 Amend title to conform.

 Senator HEMBREE explained the amendment.

 The amendment was adopted.

 The Committee on Transportation proposed the following amendment (139R001.LKG), which was adopted:

 Amend the bill, as and if amended, by striking all after the enacting words and inserting:

 / SECTION 1. The General Assembly finds:

 (1) that roadway work zones are hazardous both for motorists who drive through the complex array of signs, barrels, and lane changes and for workers who build, repair, and maintain our nation’s streets, bridges, and highways; and

 (2) that the Federal Highway Administration reports that there were thirty‑seven thousand four hundred seventy‑six injuries in work zones in 2010. This equates to one work zone injury every fourteen minutes. Speed is cited as a contributing factor in approximately one‑third of injuries; and

 (3) that more than twenty thousand workers are injured in road construction work zones each year. The United States Bureau of Labor Statistics reports one hundred thirty worker fatalities at road construction sites in 2012. In sixty‑seven percent of these transportation incidents, a pedestrian worker was stuck by a vehicle; and

 (4) that Kenneth “Peanut” Long, Jr. was only twenty‑two years old when killed on August 12, 2013 by a driver that did not slow down in the road work zone where Peanut was performing his duties as a flag man for a road construction project in Williamsburg County.

 SECTION 2. This act may be referred to and cited as “Peanut’s Law”.

 SECTION 3. Section 56‑5‑1535 of the 1976 Code is amended to read:

 “Section 56‑5‑1535. (A) ~~It is unlawful for a person to drive a motor vehicle in a highway work zone at a speed in excess of the speed limit set and posted by signs. A person violating this section is guilty of a misdemeanor and, upon conviction, must be fined not less than seventy‑five nor more than two hundred dollars or imprisoned not more than thirty days, or both.~~ For purposes of this section:

 (1) ‘Highway work zone’ means an area of a state highway where construction, maintenance, or utility work is being performed. The work zone must be marked by signs, channeling devices, barriers, pavement markings, or work vehicles, and extends from the first warning sign or high‑intensity rotating, flashing, oscillating or strobe lights on a vehicle to the ‘END ROAD WORK’ sign or the last temporary traffic control device. The signs, channeling devices, barriers, pavement markings, or work vehicles must meet Department of Transportation standards.

 (2) ‘Highway worker’ means a person who is required to perform the duties of the person’s job on state bridges, state roads, or in highway work zones, including:

 (a) a person who performs maintenance, repair, or construction of state bridges, state roads, shoulders, medians, and associated rights‑of‑way in highway work zones;

 (b) a person who operates a truck, loader, or other equipment on state bridges, state roads, or in highway work zones;

 (c) a person who performs any other related maintenance work, as required, on state bridges, state roads, or in highway work zones;

 (d) a state or local public safety officer who enforces work zone‑related transportation management and traffic control;

 (e) a state or local law enforcement officer who conducts traffic control or enforcement operations on state bridges, state roads, shoulders, medians, and associated rights‑of‑way; and

 (f) a state or local law enforcement officer or firefighter, an emergency medical services provider, or any other authorized person, who removes hazards from state bridges, state roadways, shoulders, medians, and associated rights‑of‑way, or who responds to accidents and other incidents on state bridges, state roads, shoulders, medians, associated rights‑of‑way, or in highway work zones.

 (B) ~~A ‘highway work zone’ is the area between the first sign that informs motorists of the existence of the work zone on the highway and the last sign that informs motorists of the end of the work zone.~~ A person commits the offense of endangerment of a highway worker, if the person is operating a motor vehicle within a highway work zone at anytime, and:

 (1) exceeds the posted speed limit;

 (2) fails to obey traffic control devices erected for purposes of controlling the flow of motor vehicles through the work zone for any reason other than:

 (a) an emergency;

 (b) the avoidance of an obstacle; or

 (c) the protection of the health and safety of another person;

 (3) driving through or around a work zone in any lane not clearly designated for use by motor vehicles traveling through or around a work zone; or

 (4) physically assaulting, attempting to assault, or threatening to assault a highway worker with a motor vehicle or other instrument.

 (C) ~~The penalty imposed by this section applies only:~~ A person shall not be cited or convicted for endangerment of a highway worker unless the act or omission constituting the offense occurs when one or more highway workers are in the highway work zone and in proximity to the area where the act or omission occurs.

 ~~(1)~~ ~~if a sign is posted at the beginning of the active work zone that states ‘WORK ZONE $200 FINE AND 30 DAYS IMPRISONMENT FOR SPEEDING’;~~

 ~~(2)~~ ~~to the area between the posted sign and the ‘END CONSTRUCTION’ sign. Signs may be posted at the discretion of the Department of Transportation in the highway work zones designed to comply with work zone traffic control standards contained in the Manual on Uniform Traffic Control Devices published by the Federal Highway Administration.~~

 (D)(1) A person who commits the offense of endangerment of a highway worker where the highway worker suffers no physical injury is guilty of a misdemeanor, and upon conviction, must be fined not more than one thousand dollars and not less than five hundred dollars, or imprisonment of not more than thirty days, or both.

 (2) A person who commits the offense of endangerment of a highway worker where the highway worker suffers physical injury is guilty of a misdemeanor, and, upon conviction, must be fined not more than two thousand dollars and not less than one thousand dollars, or imprisoned for not more than sixty days, or both.

 (3) A person who commits the offense of endangerment of a highway worker where the highway worker suffers great bodily injury, as defined in Section 56‑5‑2945(B), is guilty of a misdemeanor, and, upon conviction, must be fined not more than five thousand dollars and not less than two thousand dollars, or imprisoned for not more than three years, or both.

 (4) A person who commits the offense of endangerment of a highway worker where the death of the highway worker ensues within three years as a proximate result of injury received by the highway worker related to the endangerment of the highway worker is guilty of reckless vehicular homicide pursuant to Section 56‑5‑2910, and upon conviction, is subject to the penalties contained in that section, including license reinstatement and related conditions.

 (E) A person who is convicted pursuant to subsection (D)(1), in addition to any other penalty must have two points assessed against his motor vehicle operating record. A person who is convicted pursuant to subsection (D)(2), in addition to any other penalty must have four points assessed against his motor vehicle operating record. A person who is convicted pursuant to subsection (D)(3), in addition to any other penalty must have six points assessed against his motor vehicle operating record.

 (F) Any fine imposed pursuant to this section is mandatory and may not be waived or reduced. One‑half of the fine must be remitted to Treasurer and deposited in a special account, separate and apart from the general fund, designated for use by the Department of Public Safety to be used for work zone enforcement, training, and research programs.

 (G) No person shall be cited or convicted for endangerment of a highway worker for any act or omission otherwise constituting an offense under this section if the act or omission results, in whole or in part, from mechanical failure of the person’s motor vehicle or from the negligence of a highway worker, or another person.”

 SECTION 4. Section 56‑1‑720 of the 1976 Code is amended to read:

 “Section 56‑1‑720. There is established a point system for the evaluation of the operating record of persons to whom a license to operate motor vehicles has been granted and for the determination of the continuing qualifications of these persons for the privileges granted by the license to operate motor vehicles. The system shall have as its basic element a graduated scale of points assigning relative values to the various violations in accordance with the following schedule:

 VIOLATION POINTS

 Reckless driving 6

 Passing stopped school bus 6

 Hit‑and‑run, property damages only 6

 Driving too fast for conditions, or speeding:

 (1) No more than 10 m.p.h. above the posted limits 2

 (2) More than 10 m.p.h. but less than 25

 m.p.h. above the posted limits 4

 (3) 25 m.p.h. or above the posted limits 6

 Disobedience of any official traffic control device 4

 Disobedience to officer directing traffic 4

 Failing to yield right-of-way 4

 Driving on wrong side of road 4

 Passing unlawfully 4

 Turning unlawfully 4

 Driving through or within safety zone 4

 Failing to give signal or giving improper

 signal for stopping, turning, or

 suddenly decreased speed 4

 Shifting lanes without safety precaution 2

 Improper dangerous parking 2

 Following too closely 4

 Failing to dim lights 2

 Operating with improper lights 2

 Operating with improper brakes 4

 Operating a vehicle in unsafe condition 2

 Driving in improper lane 2

 Improper backing 2

 Endangerment of a highway worker, no injury 2

 Endangerment of a highway worker, injury results 4

 Endangerment of a highway worker, great bodily injury 6”

 SECTION 5. Section 56‑5‑1536 of the 1976 Code is repealed.

 SECTION 6. The repeal or amendment by this act of any law, whether temporary or permanent or civil or criminal, does not affect pending actions, rights, duties, or liabilities founded thereon, or alter, discharge, release or extinguish any penalty, forfeiture, or liability incurred under the repealed or amended law, unless the repealed or amended provision shall so expressly provide. After the effective date of this act, all laws repealed or amended by this act must be taken and treated as remaining in full force and effect for the purpose of sustaining any pending or vested right, civil action, special proceeding, criminal prosecution, or appeal existing as of the effective date of this act, and for the enforcement of rights, duties, penalties, forfeitures, and liabilities as they stood under the repealed or amended laws.

 SECTION 7. This act takes effect upon approval by the Governor.

 Renumber sections to conform.

 Amend title to conform.

 The committee amendment was adopted.

 The question then was second reading of the Bill.

 On motion of Senator PINCKNEY, the Bill was carried over.

**AMENDED, OBJECTION TO FURTHER CONSIDERATION**

 H. 4749 -- Reps. Bingham, Allison, Anthony, Hayes, Erickson and Long: A JOINT RESOLUTION TO REQUIRE THAT THE STATE BOARD OF EDUCATION IMMEDIATELY SHALL, IN CONSULTATION WITH THE DEPARTMENT OF EDUCATION, THE OFFICE OF FIRST STEPS TO SCHOOL READINESS, THE EDUCATION OVERSIGHT COMMITTEE, AND OTHER STAKEHOLDERS AS APPROPRIATE, BEGIN TO CONSIDER WHICH ASSESSMENT MUST BE USED TO ANALYZE THE EARLY LITERACY COMPETENCIES OF CHILDREN IN STATE‑FUNDED FULL‑DAY AND HALF‑DAY FOUR‑YEAR‑OLD KINDERGARTEN PROGRAMS AND OF ALL CHILDREN ENTERING KINDERGARTEN PROGRAMS IN PUBLIC SCHOOLS DURING THE 2014–2015 SCHOOL YEAR; TO PROVIDE THE ASSESSMENT MUST BE THE SAME OR ALIGNED TO ASSESSMENTS INTENDED TO PROVIDE DIAGNOSTIC INFORMATION TO TEACHERS AND MEASURE STUDENT GROWTH OVER TIME; TO REQUIRE THE BOARD TO PROVIDE A REPORT SUMMARIZING THE ASSESSMENT IT HAS SELECTED TO THE GENERAL ASSEMBLY BEFORE JUNE 1, 2015; AND TO PROVIDE SPECIFIC REQUIREMENTS FOR THE EARLY LITERACY MEASURE SELECTED BY THE BOARD.

 The Senate proceeded to a consideration of the Joint Resolution, the question being the second reading of the Joint Resolution.

 Senators SETZLER and HAYES proposed the following amendment (BH\4749C002.BH.DG14), which was adopted:

 Amend the joint resolution, as and if amended, by striking SECTION 1 and inserting:

 / SECTION 1. (A) The State Superintendent of Education shall ensure that every student entering publicly funded prekindergarten and kindergarten beginning in School Year 2014‑2015 will be administered a readiness assessment by the forty‑fifth day of the school year. The readiness assessment shall focus on early language and literacy development. The readiness assessment also must be administered in School Year 2015‑2016.

 (B) For the test to be administered in School Year 2014‑2015, the Education Oversight Committee shall recommend the characteristics of the readiness assessment for children in prekindergarten and kindergarten, focused on early language and literacy development, to the State Board of Education immediately upon the effective date of this act. Prior to submitting the recommendation to the State Board of Education, the Education Oversight Committee shall seek input from the South Carolina First Steps to School Readiness Board of Trustees and other early childhood advocates. The State Board of Education must move expeditiously to approve or modify the criteria submitted by the committee. Once approved, with the assistance of the Education Oversight Committee, the State Board of Education shall develop a solicitation to be used in procuring the readiness assessment. The solicitation must be forwarded to the Executive Director of the Budget and Control Board who must immediately move to procure the readiness assessment in order to meet the forty‑five day requirement in subsection (A). If necessary, the executive director may make emergency procurements provisions if necessary to the meet the forty‑five day requirement in subsection (A). The executive director is authorized to make changes to the solicitation with the consent of the Chairman of the State Board of Education and the Chairman of the Education Oversight Committee. The State Department of Education must bear the costs of the procurement. /

 Renumber sections to conform.

 Amend title to conform.

 Senator SETZLER explained the amendment.

 The amendment was adopted.

 Senator SHANE MARTIN objected to further consideration of the Joint Resolution.

**RECOMMITTED**

 H. 3797 -- Reps. Sandifer and Erickson: A BILL TO AMEND THE CODE OF LAWS OF SOUTH CAROLINA, 1976, BY ADDING SECTION 38‑90‑165 SO AS TO PROVIDE THAT THE DIRECTOR OF THE DEPARTMENT OF INSURANCE MAY DECLARE A CAPTIVE INSURANCE COMPANY INACTIVE IN CERTAIN CIRCUMSTANCES AND THAT THE DIRECTOR MAY MODIFY THE MINIMUM TAX PREMIUM APPLICABLE TO THE COMPANY DURING INACTIVITY; BY ADDING SECTION 38‑90‑215 SO AS TO PROVIDE A PROTECTED CELL MAY BE EITHER INCORPORATED OR UNINCORPORATED, AND TO PROVIDE REQUIREMENTS FOR EACH; BY ADDING SECTION 38‑90‑250 SO AS TO PROVIDE THE DEPARTMENT MUST CONSIDER A LICENSED CAPTIVE INSURANCE COMPANY THAT MEETS THE REQUIREMENTS OF AN INSURER FOR ISSUANCE OF A CERTIFICATE OF AUTHORITY TO ACT AS AN INSURER; TO AMEND SECTION 38‑90‑10, AS AMENDED, RELATING TO DEFINITIONS CONCERNING CAPTIVE INSURANCE COMPANIES, SO AS TO PROVIDE ADDITIONAL TERMS AND REVISE DEFINITIONS OF CERTAIN EXISTING TERMS; TO AMEND SECTION 38‑90‑20, AS AMENDED, RELATING TO THE DOCUMENTATION REQUIRED FOR LICENSING CAPTIVE INSURANCE COMPANIES, SO AS TO REMOVE THE REQUIREMENT OF A CERTIFICATE OF GENERAL GOOD ISSUED BY THE DIRECTOR; TO AMEND SECTION 38‑90‑35, RELATING TO THE CONFIDENTIALITY OF INFORMATION CONCERNING CAPTIVE INSURANCE COMPANIES SUBMITTED TO THE DEPARTMENT OF INSURANCE, SO AS TO REVISE REQUIREMENTS FOR MAKING THE INFORMATION SUBJECT TO DISCOVERY IN A CIVIL ACTION; TO AMEND SECTION 38‑90‑40, AS AMENDED, RELATING TO CAPITALIZATION REQUIREMENTS, SECURITY REQUIREMENTS, AND RESTRICTIONS ON DIVIDEND PAYMENTS FOR CAPTIVE INSURANCE COMPANIES, SO AS TO REVISE THE FORM OF CAPITAL REQUIRED FOR A CAPTIVE INSURANCE COMPANY THAT IS NOT A SPONSORED CAPTIVE INSURANCE COMPANY THAT ASSUMES RISK, AND TO REVISE REQUIREMENTS FOR CONTRIBUTIONS TO A CAPTIVE INSURANCE COMPANY INCORPORATED AS A NONPROFIT, AMONG OTHER THINGS; TO AMEND SECTION 38‑90‑50, AS AMENDED, RELATING TO FREE SURPLUS REQUIREMENTS OF A CAPTIVE INSURANCE COMPANY, SO AS TO REVISE THE FORM OF CAPITAL REQUIRED FOR A CAPTIVE INSURANCE COMPANY THAT IS NOT A SPONSORED CAPTIVE INSURANCE COMPANY THAT ASSUMES RISK; TO AMEND SECTION 38‑90‑55, AS AMENDED, RELATING TO THE INCORPORATION OF CAPTIVE INSURANCE COMPANIES, SO AS TO DELETE PROVISIONS CONCERNING THE MINIMUM NUMBER AND STATUS OF INCORPORATORS, PREREQUISITES TO TRANSMITTING ARTICLES OF INCORPORATION TO THE SECRETARY OF STATE, AND THE ISSUANCE OF CAPITAL STOCK AT PAR VALUE; TO AMEND SECTION 38‑90‑60, AS AMENDED, RELATING TO INCORPORATION OPTIONS AND REQUIREMENTS FOR CAPTIVE INSURANCE COMPANIES, SO AS TO REVISE THE AVAILABLE OPTIONS; TO AMEND SECTION 38‑90‑80, AS AMENDED, RELATING TO INSPECTIONS AND EXAMINATIONS OF CAPTIVE INSURANCE COMPANIES BY THE DEPARTMENT, SO AS TO DELETE REFERENCES TO PURE CAPTIVE INSURANCE COMPANIES AND SPECIAL PURPOSE CAPTIVE INSURANCE COMPANIES; TO AMEND SECTION 38‑90‑90, AS AMENDED, RELATING TO THE SUSPENSION OR REVOCATION OF A CAPTIVE INSURANCE LICENSE, SO AS TO MAKE A GRAMMATICAL CHANGE; TO AMEND SECTION 38‑90‑100, AS AMENDED, RELATING TO THE LOANS BY CAPTIVE INSURANCE COMPANIES, SO AS TO PROVIDE A SPONSORED CAPTIVE INSURANCE COMPANY MAY MAKE LOANS TO ITS PARENT COMPANY IN CERTAIN CIRCUMSTANCES; TO AMEND SECTION 38‑90‑130, AS AMENDED, RELATING THE PROHIBITION AGAINST PARTICIPATION IN PLAN, POOL, ASSOCIATION, GUARANTY, OR INSOLVENCY FUNDS BY CAPTIVE INSURANCE COMPANIES, SO AS TO PROVIDE CAPTIVE INSURANCE COMPANIES, INCLUDING PURE CAPTIVE INSURANCE COMPANIES, MAY PARTICIPATE IN A POOL FOR THE PURPOSE OF COMMERCIAL RISK SHARING, AMONG OTHER THINGS; TO AMEND SECTION 38‑90‑180, AS AMENDED, RELATING TO THE APPLICABILITY OF CERTAIN PROVISIONS RELATING TO INSURANCE, SO AS TO PROVIDE REQUIREMENTS FOR THE NAME OF NEW CAPTIVE INSURANCE COMPANIES, TO PROVIDE CIRCUMSTANCES IN WHICH A SPONSORED CAPTIVE INSURANCE COMPANY MAY ESTABLISH PROTECTED CELLS, INCLUDING REQUIREMENTS FOR A PLAN OF OPERATION, THE ATTRIBUTIONS OF ASSETS AND LIABILITIES BETWEEN A PROTECTED CELL AND THE GENERAL ACCOUNT OF THE SPONSORED CAPTIVE INSURANCE COMPANY, AND ADMINISTRATIVE AND ACCOUNTING PROCEDURES; TO AMEND SECTION 38‑90‑210, RELATING TO THE SEPARATE ACCOUNTING OF PROTECTED CELLS WHEN ESTABLISHED, SO AS TO REQUIRE THIS ACCOUNTING MUST REFLECT THE PARTICIPANTS OF THE PROTECTED CELL IN ADDITION TO EXISTING REQUIREMENTS; TO AMEND SECTION 38‑90‑220, AS AMENDED, RELATING TO CERTAIN REQUIREMENTS APPLICABLE TO SPONSORS OF CAPTIVE INSURANCE COMPANIES, SO AS TO REVISE THE REQUIREMENTS; TO AMEND SECTION 38‑90‑230, AS AMENDED, RELATING TO PARTICIPANTS IN SPONSORED CAPTIVE INSURANCE COMPANIES, SO AS TO PROVIDE THAT PROTECTED CELLS ASSETS ARE ONLY AVAILABLE TO CREDITORS OF THE SPONSORED CAPTIVE INSURANCE COMPANY AND RELATED REQUIREMENTS, AND TO PROVIDE REQUIREMENTS CONCERNING OBLIGATIONS OF SPONSORED CAPTIVE INSURANCE COMPANIES WITH RESPECT TO PROTECTED CELLS AND ITS GENERAL ACCOUNT; TO AMEND SECTION 38‑90‑240, RELATING TO THE ELIGIBILITY OF A LICENSED CAPTIVE INSURANCE COMPANY FOR CERTIFICATE OF AUTHORITY TO ACT AS INSURER, SO AS TO DELETE THE EXISTING LANGUAGE AND TO PROVIDE FOR WHO MAY PARTICIPATE IN A SPONSORED CAPTIVE INSURANCE COMPANY AND OBLIGATIONS OF THESE PARTICIPANTS, AND TO PROVIDE SPONSORED CAPTIVE INSURANCE COMPANIES MAY NOT BE USED TO FACILITATE INSURANCE SECURITIZATION TRANSACTIONS; TO AMEND SECTION 38‑90‑450, AS AMENDED, RELATING TO ORGANIZATION REQUIREMENTS FOR SPECIAL PURPOSE FINANCIAL CAPTIVES, SO AS TO DELETE PROVISIONS CONCERNING THE MINIMUM NUMBER AND STATUS OF INCORPORATORS, AND PREREQUISITES TO TRANSMITTING ARTICLES OF INCORPORATION TO THE SECRETARY OF STATE; AND TO REPEAL SECTION 38‑90‑235 RELATING TO TERMS AND CONDITIONS FOR PROTECTED CELL INSURANCE COMPANIES TO APPLY TO SPONSORED CAPTIVE INSURANCE COMPANIES.

 Senator MALLOY explained the Bill.

 On motion of Senator MALLOY, the Bill was recommitted to the Committee on Banking and Insurance.

**CARRIED OVER**

 H. 3459 -- Reps. Sandifer, Bales, J.E. Smith and Erickson: A BILL TO AMEND SECTION 40‑2‑10, CODE OF LAWS OF SOUTH CAROLINA, 1976, RELATING TO THE SOUTH CAROLINA BOARD OF ACCOUNTANCY, SO AS TO PROVIDE THE DEPARTMENT OF LABOR, LICENSING AND REGULATION SHALL DESIGNATE CERTAIN PERSONNEL FOR THE EXCLUSIVE USE OF THE BOARD, TO PROHIBIT THE DEPARTMENT FROM ASSIGNING OTHER WORK TO THESE PERSONNEL WITHOUT APPROVAL OF THE BOARD, AND TO PROVIDE THESE PERSONNEL MAY BE TERMINATED BY THE DIRECTOR OF A MAJORITY OF THE BOARD; TO AMEND SECTION 40‑2‑30, RELATING TO THE PRACTICE OF ACCOUNTANCY, SO AS TO PROVIDE A CERTIFIED PUBLIC ACCOUNTANT LICENSED BY THE BOARD IS EXEMPT FROM LICENSURE REQUIREMENTS OF PRIVATE SECURITY AND INVESTIGATION AGENCIES; AND TO AMEND SECTION 40‑2‑70, RELATING TO POWERS AND DUTIES OF THE BOARD, SO AS TO PROVIDE THE BOARD MAY CONDUCT PERIODIC INSPECTIONS OF LICENSEES OR FIRMS; AND TO AMEND SECTION 40‑2‑80, RELATING TO INVESTIGATIONS OF ALLEGED VIOLATIONS, SO AS TO PROVIDE THE DEPARTMENT SHALL DIRECT THE INVESTIGATOR ASSIGNED TO THE BOARD TO INVESTIGATE AN ALLEGED VIOLATION TO DETERMINE THE EXISTENCE OF PROBABLE CAUSE MERITING FURTHER PROCEEDINGS.

 On motion of Senator MALLOY, the Bill was carried over.

 H. 4803 -- Reps. Horne, Erickson, Gilliard, Whipper, D.C. Moss, McCoy, K.R. Crawford, Weeks, Cobb‑Hunter and Knight: A BILL TO AMEND ARTICLE 4, CHAPTER 53, TITLE 44, CODE OF LAWS OF SOUTH CAROLINA, 1976, RELATING TO THE CONTROLLED SUBSTANCES THERAPEUTIC RESEARCH ACT OF 1980, SO AS TO ENACT THE “MEDICAL CANNABIS THERAPEUTIC TREATMENT RESEARCH ACT”, TO ESTABLISH THE MEDICAL CANNABIS THERAPEUTIC TREATMENT RESEARCH PROGRAM AT THE DEPARTMENT OF HEALTH AND ENVIRONMENTAL CONTROL, TO PROVIDE FOR PATIENTS ELIGIBLE TO PARTICIPATE IN THE PROGRAM, TO PROVIDE WHO AND UNDER WHAT CIRCUMSTANCES MEDICAL CANNABIS CAN BE ADMINISTERED TO A PATIENT, TO PROVIDE FOR NOTICE TO A PARTICIPATING PATIENT THAT THE PATIENT WILL BE PARTICIPATING IN A RESEARCH STUDY AND OF THE EXPERIMENTAL NATURE OF THE MEDICAL CANNABIS PROGRAM, TO PROVIDE FOR THE PROTECTION OF A PARTICIPATING PATIENT’S PERSONAL INFORMATION, TO PROVIDE FOR THE OPERATION OF THE PROGRAM BY THE DIRECTOR OF THE DEPARTMENT OF HEALTH AND ENVIRONMENTAL CONTROL, TO PROVIDE REPORTING REQUIREMENTS BY ACADEMIC MEDICAL CENTERS THAT SUPERVISE OR ADMINISTER MEDICAL CANNABIS TREATMENTS, TO PROVIDE CRIMINAL AND CIVIL IMMUNITY FROM STATE ACTIONS OR SUITS ARISING FROM THE PROPER IMPLEMENTATION OF THIS ACT, TO PROVIDE THAT THE STATE SHALL DEFEND STATE EMPLOYEES WHO, IN GOOD FAITH, CARRY OUT THE PROVISIONS OF THIS ACT, AND TO REQUIRE THE DEPARTMENT OF HEALTH AND ENVIRONMENTAL CONTROL TO COLLABORATE WITH ACADEMIC MEDICAL CENTERS TO ASSIST INTERESTED PATIENTS WITH THE APPLICATION PROCESS TO PARTICIPATE IN EXISTING UNITED STATES FOOD AND DRUG ADMINISTRATION-APPROVED INVESTIGATIONAL NEW DRUG STUDIES CONCERNING MEDICAL CANNABIS.

 On motion of Senator DAVIS, the Bill was carried over.

 S. 375 -- Senators Hutto, L. Martin, Johnson and Rankin: A BILL TO AMEND THE CODE OF LAWS OF SOUTH CAROLINA, 1976, BY ADDING CHAPTER 38 TO TITLE 6 SO AS TO ENACT THE “DILAPIDATED BUILDINGS ACT”, TO PROVIDE DEFINITIONS, TO PROVIDE THAT A MUNICIPALITY MAY BRING A CAUSE OF ACTION AGAINST THE OWNER OF PROPERTY NOT IN SUBSTANTIAL COMPLIANCE WITH CERTAIN MUNICIPAL ORDINANCES, TO IDENTIFY WHO MAY SERVE AS A COURT‑APPOINTED RECEIVER FOR PROPERTY SUBJECT TO THIS CAUSE OF ACTION, TO DESIGNATE THE POWERS OF A COURT‑APPOINTED RECEIVER, TO ESTABLISH REPORTING REQUIREMENTS OF THE MUNICIPALITY CONCERNING A VIOLATION AGAINST WHICH THE MUNICIPALITY MAY BRING A CAUSE OF ACTION UNDER THIS ACT, AND TO PROVIDE CERTAIN REMEDIES AND PROCEDURES.

 On motion of Senator BRIGHT, the Bill was carried over.

 H. 3014 -- Reps. J.E. Smith, Bernstein, M.S. McLeod, McEachern, Weeks, Hart and Gilliard: A BILL TO AMEND THE CODE OF LAWS OF SOUTH CAROLINA, 1976, BY ADDING CHAPTER 29 TO TITLE 14 SO AS TO ENACT THE “VETERANS TREATMENT COURT PROGRAM ACT”, TO REQUIRE THE CREATION AND ADMINISTRATION OF A VETERANS TREATMENT COURT PROGRAM IN EACH JUDICIAL CIRCUIT BY THE ATTORNEY GENERAL, TO PROVIDE FOR THE APPOINTMENT, POWERS, AND DUTIES OF A VETERANS TREATMENT COURT JUDGE, AND TO PROVIDE FOR REQUIREMENTS FOR AN OFFENDER TO QUALIFY FOR ADMISSION TO A VETERANS TREATMENT COURT PROGRAM.

 On motion of Senator DAVIS, the Bill was carried over.

 H. 3491 -- Reps. Sandifer, Clemmons, Atwater, H.L. Ott, D.C. Moss, Erickson, Herbkersman, Ballentine, Forrester, Sottile, Lowe, Toole, Bales, Weeks, Edge and Loftis: A BILL TO AMEND SECTION 27‑32‑10, AS AMENDED, CODE OF LAWS OF SOUTH CAROLINA, 1976, RELATING TO DEFINITIONS CONCERNING VACATION TIME SHARING PLANS, SO AS TO DEFINE AND REDEFINE CERTAIN TERMS; TO AMEND SECTION 27‑32‑55, RELATING TO FEES FOR THE RESALE OF AN INTEREST IN A VACATION TIMESHARE, SO AS TO PROVIDE REQUIREMENTS OF A RESALE VACATION TIMESHARE SERVICE PROVIDER; TO AMEND SECTION 27‑32‑80, RELATING TO THE TRANSFER OF AN INTEREST IN A VACATION TIME SHARING PLAN FROM A SELLER TO A THIRD PARTY, SO AS TO MAKE THE PROVISIONS APPLICABLE TO A RESALE OF THE INTEREST; AND TO AMEND SECTION 27‑32‑130, RELATING TO ENFORCEMENT AND IMPLEMENTATION PROVISIONS, SO AS TO MAKE THE PROVISIONS APPLICABLE TO A VACATION TIME SHARING ASSOCIATION.

 On motion of Senator HEMBREE, the Bill was carried over.

 H. 3191 -- Reps. Cole and Tallon: A BILL TO AMEND SECTIONS 56‑5‑130 AND 56‑5‑140, CODE OF LAWS OF SOUTH CAROLINA, 1976, RELATING TO THE DEFINITION OF THE TERMS “MOTOR VEHICLE” AND “MOTORCYCLE”, SO AS TO PROVIDE THAT MOPEDS ARE MOTOR VEHICLES AND NOT MOTORCYCLES.

 On motion of Senator HUTTO, the Bill was carried over.

 H. 4612 -- Reps. Bales and Whipper: A BILL TO AMEND SECTION 56‑5‑30, CODE OF LAWS OF SOUTH CAROLINA, 1976, RELATING TO THE APPLICABILITY OF THE STATE’S UNIFORM TRAFFIC LAWS UPON THE STATE’S POLITICAL SUBDIVISIONS, SO AS TO PROVIDE THAT A POLITICAL SUBDIVISION OF THE STATE THAT ENACTS AN ORDINANCE, RULE, OR REGULATION THAT IMPOSES A FINE FOR AN OFFENSE THAT EXCEEDS THE FINE IMPOSED BY A SIMILAR OFFENSE CONTAINED IN THIS CHAPTER MAY NOT COLLECT AN AMOUNT THAT EXCEEDS THE MAXIMUM FINE CONTAINED IN THE SIMILAR OFFENSE CONTAINED IN THIS CHAPTER.

 On motion of Senator BRIGHT, the Bill was carried over.

 H. 4061 -- Reps. Powers Norrell, King, Cobb‑Hunter, Douglas, Bowen, M.S. McLeod, Knight, Munnerlyn, Bernstein, Sabb, Jefferson, Williams, Neal, Gilliard, Howard, Skelton, Spires, Bowers, Anderson, G.A. Brown, Gagnon, George, Hayes, Hosey and Ridgeway: A BILL TO AMEND SECTION 59‑32‑20, CODE OF LAWS OF SOUTH CAROLINA, 1976, RELATING TO THE REQUIREMENT THAT THE STATE BOARD OF EDUCATION SELECT OR DEVELOP INSTRUCTIONAL UNITS IN COMPREHENSIVE HEALTH EDUCATION FOR USE BY SCHOOL DISTRICTS, SO AS TO REQUIRE THE BOARD TO ALSO SELECT OR DEVELOP INSTRUCTIONAL UNITS IN SEXUAL ABUSE AND ASSAULT AWARENESS AND PREVENTION, WITH SEPARATE UNITS APPROPRIATE FOR EACH AGE LEVEL FROM FOUR‑YEAR OLD KINDERGARTEN THROUGH TWELFTH GRADE; AND TO AMEND SECTION 59‑32‑30, RELATING TO THE REQUIREMENT THAT LOCAL SCHOOL DISTRICTS IMPLEMENT THE COMPREHENSIVE HEALTH EDUCATION PROGRAM, AMONG OTHER THINGS, SO AS TO REQUIRE THE DISTRICTS TO PROVIDE AGE‑APPROPRIATE INSTRUCTION IN SEXUAL ABUSE AND ASSAULT AWARENESS AND PREVENTION AS PART OF THIS PROGRAM.

 On motion of Senator HAYES, the Bill was carried over.

 H. 4403 -- Reps. Cobb‑Hunter, Dillard, King, Knight, R.L. Brown, Atwater, Whipper, Gilliard, R.L. Ott, Jefferson and Williams: A BILL TO AMEND THE CODE OF LAWS OF SOUTH CAROLINA, 1976, BY ADDING SECTION 53-3-75 SO AS TO DECLARE JANUARY SEVENTEENTH OF EACH YEAR AS “EARTHA KITT DAY” IN SOUTH CAROLINA IN HONOR OF THE LATE EARTHA MAE KITT, NATIONALLY AND INTERNATIONALLY KNOWN ACTRESS, SINGER, AND NATIVE SOUTH CAROLINIAN AND TO PROMOTE CULTURAL TOURISM IN THE STATE IN ORDER TO ENHANCE THE ECONOMIC WELL-BEING AND IMPROVE THE QUALITY OF LIFE OF ALL SOUTH CAROLINIANS.

 On motion of Senator SHANE MARTIN, the Bill was carried over.

 H. 4840 -- Reps. Putnam, Owens, Stringer, Burns, Rivers, Bowen, Clyburn, Thayer, Wood, Wells, Dillard, Robinson‑Simpson, R.L. Brown and Mitchell: A BILL TO AMEND THE CODE OF LAWS OF SOUTH CAROLINA, 1976, SO AS TO ENACT THE “HIGH SCHOOL EQUIVALENCY DIPLOMA ACCESSIBILITY ACT” BY ADDING SECTION 59‑43‑25 SO AS TO PROVIDE THAT BEFORE JANUARY 1, 2015, THE STATE BOARD OF EDUCATION SHALL SELECT A TEST OR TEST BATTERY THAT ELIGIBLE CANDIDATES SUCCESSFULLY MAY COMPLETE AS AN ALTERNATIVE TO THE GENERAL EDUCATION DEVELOPMENT TEST BATTERY TO RECEIVE A HIGH SCHOOL EQUIVALENCY DIPLOMA, THAT AN ESSENTIAL TRAIT OF THIS TEST OR TEST BATTERY MUST BE THAT IT ONLY MAY BE OFFERED IN A HANDWRITTEN, PAPER AND PEN OR PENCIL FORMAT AND MAY NOT BE DEPENDENT ON COMPUTER TECHNOLOGY FOR ITS ADMINISTRATION, TO REQUIRE THE BOARD SHALL AUTHORIZE THE ADMINISTRATION OF THIS TEST BY THE STATE DEPARTMENT OF EDUCATION PURSUANT TO CERTAIN REGULATIONS AND POLICIES, AND TO PROVIDE THE BOARD SHALL ISSUE HIGH SCHOOL EQUIVALENCY DIPLOMAS TO ELIGIBLE CANDIDATES WHO COMPLETE SUCCESSFULLY THE TEST OR TEST BATTERY AFTER JANUARY 1, 2015; AND TO AMEND SECTION 59‑43‑20, RELATING TO POWERS OF THE STATE BOARD OF EDUCATION WITH RESPECT TO BASIC ADULT AND SECONDARY EDUCATION, SO AS TO MAKE CONFORMING CHANGES.

 Senator HAYES explained the Bill.

 On motion of Senator BRYANT, the Bill was carried over.

 H. 5040 -- Reps. R.L. Brown, Knight, Hodges, Sellers, Bowers and W.J. McLeod: A BILL TO AMEND SECTION 51‑13‑1720, AS AMENDED, CODE OF LAWS OF SOUTH CAROLINA, 1976, RELATING TO THE BOARD OF REGENTS FOR THE OLD JACKSONBOROUGH HISTORIC DISTRICT AUTHORITY, SO AS TO REDUCE THE BOARD TO SEVEN MEMBERS, AND TO CHANGE THE MANNER IN WHICH TWO APPOINTMENTS ARE MADE.

 On motion of Senator PINCKNEY, the Bill was carried over.

 H. 4864 -- Rep. Gambrell: A BILL TO AMEND SECTION 46‑21‑215, CODE OF LAWS OF SOUTH CAROLINA, 1976, RELATING TO REQUIRED LABELS AND TAGS FOR CONTAINERS OF AGRICULTURAL, VEGETABLE, AND FLOWER SEEDS, SO AS TO REVISE CERTAIN OF THESE LABELING AND TAGGING REQUIREMENTS.

 On motion of Senator CORBIN, the Bill was carried over.

 S. 1019 -- Senators Cleary, Campbell and Alexander: A SENATE RESOLUTION TO COMMEND AND SUPPORT THE DEMOCRATIZATION EFFORTS OF TAIWAN AND THE NATION’S MEANINGFUL PARTICIPATION IN THE WORLD HEALTH ORGANIZATION, THE INTERNATIONAL CIVIL AVIATION ORGANIZATION, THE UNITED NATIONS FRAMEWORK CONVENTION ON CLIMATE CHANGE, AND OTHER INTERNATIONAL ORGANIZATIONS, AND TO EXTEND MOST SINCERE BEST WISHES FOR CONTINUED COOPERATION AND SUCCESS.

 On motion of Senator HUTTO, the Senate Resolution was carried over.

**ADOPTED**

 H. 5291 -- Rep. Munnerlyn: A CONCURRENT RESOLUTION TO REQUEST THAT THE DEPARTMENT OF TRANSPORTATION NAME THE PORTION OF THE CHERAW HIGHWAY IN MARLBORO COUNTY FROM ITS INTERSECTION WITH WEST MAIN STREET IN THE CITY OF BENNETTSVILLE TO ITS INTERSECTION WITH THE MARLBORO/CHESTERFIELD COUNTY LINE THE “JAMES S. ‘JIMMY’ MCLEOD, SR. MEMORIAL HIGHWAY” AND ERECT APPROPRIATE MARKERS OR SIGNS ALONG THIS PORTION OF HIGHWAY THAT CONTAIN THIS DESIGNATION.

 The Concurrent Resolution was adopted, ordered returned to the House.

**ACTING PRESIDENT PRESIDES**

 Senator COURSON assumed the Chair.

**THE CALL OF THE UNCONTESTED CALENDAR HAVING BEEN COMPLETED, THE SENATE PROCEEDED TO THE SINE DIE RESOLUTION.**

**ADOPTED**

 H. 5282 -- Rep. Harrell: A CONCURRENT RESOLUTION TO PROVIDE THAT PURSUANT TO SECTION 9, ARTICLE III, OF THE CONSTITUTION OF THIS STATE, 1895, WHEN THE RESPECTIVE HOUSES OF THE GENERAL ASSEMBLY ADJOURN ON THURSDAY, JUNE 5, 2014, NOT LATER THAN 5:00 P.M., OR ANYTIME EARLIER, EACH HOUSE SHALL STAND ADJOURNED TO MEET IN STATEWIDE SESSION AT 12:00 NOON ON TUESDAY, JUNE 17, 2014, AND CONTINUE IN STATEWIDE SESSION, IF NECESSARY, UNTIL NOT LATER THAN 5:00 P.M. ON THURSDAY, JUNE 19, 2014, FOR THE CONSIDERATION OF CERTAIN SPECIFIED MATTERS, AND TO PROVIDE THAT WHEN THE RESPECTIVE HOUSES OF THE GENERAL ASSEMBLY ADJOURN NOT LATER THAN MONDAY, NOVEMBER 10, 2014, THE GENERAL ASSEMBLY SHALL STAND ADJOURNED SINE DIE.

 The Senate proceeded to a consideration of the Concurrent Resolution, the question being the adoption of the Resolution.

 Senator LARRY MARTIN explained the Concurrent Resolution.

 The "ayes" and "nays" were demanded and taken, resulting as follows:

**Ayes 25; Nays 15; Present 1**

**AYES**

Allen Bennett Campbell

Coleman Courson Fair

Gregory Hayes Hembree

Hutto Jackson Johnson

Kimpson Leatherman Lourie

Malloy *Martin, Larry* McElveen

McGill Nicholson O'Dell

Pinckney Reese Scott

Williams

**Total--25**

**NAYS**

Bright Bryant Campsen

Cleary Davis Grooms

*Martin, Shane* Rankin Setzler

Shealy Sheheen Thurmond

Turner Verdin Young

**Total--15**

**PRESENT**

Cromer

**Total--1**

 Having failed to receive the necessary votes, the Concurrent Resolution was not adopted.

 Having voted on the prevailing side, Senator SETZLER moved to reconsider the vote whereby the amendment was not adopted.

 Senator SETZLER spoke on the motion to reconsider.

 Senator LEATHERMAN spoke on the motion to reconsider.

 The vote whereby the Concurrent Resolution was not adopted was reconsidered.

 The question then was the adoption of the Concurrent Resolution.

 The Concurrent Resolution was adopted.

**Expression of Personal Interest**

 Senator McELVEEN rose for an Expression of Personal Interest.

**ACTING PRESIDENT PRESIDES**

 Senator LARRY MARTIN assumed the Chair.

**THE SENATE PROCEEDED TO THE MOTION PERIOD.**

**Motion Tabled**

 At 1:05 P.M., Senator PEELER moved to dispense with the balance of the Motion Period.

 Senator SHANE MARTIN moved to table the motion to dispense with the balance of the Motion Period.

 The "ayes" and "nays" were demanded and taken, resulting as follows:

**Ayes 25; Nays 20**

**AYES**

Allen Bright Bryant

Campbell Cleary Coleman

Courson Hutto Jackson

Johnson Kimpson Leatherman

Lourie *Martin, Shane* McElveen

McGill Nicholson Pinckney

Rankin Reese Scott

Setzler Shealy Sheheen

Williams

**Total--25**

**NAYS**

Alexander Bennett Campsen

Corbin Cromer Davis

Fair Gregory Grooms

Hayes Hembree Malloy

*Martin, Larry* Massey O'Dell

Peeler Thurmond Turner

Verdin Young

**Total--20**

 The motion to dispense with the balance of the Motion Period was laid on the table.

**Sense of the Senate Motion Ruled Out of Order**

 Senator COLEMAN moved that it be the Sense of the Senate that the Senate express a vote of no confidence in Ms. Lillian Koller, Director of the Department of Social Services, due to the department’s failure to fulfill its mission to protect abused and neglected children in South Carolina.

**Point of Order**

 Senator MASSEY raised a Point of Order that the Sense of the Senate motion was out of order in that it was not related to the Senate’s position on a point of procedure.

 Senator LOURIE spoke on the Point of Order.

 Senator JACKSON spoke on the Point of Order.

 Senator MALLOY spoke on the Point of Order.

 Senator SETZLER spoke on the Point of Order.

 Senator MASSEY spoke on the Point of Order.

 The PRESIDENT sustained the Point of Order.

**Motion Adopted**

 Senator PEELER moved to dispense with the balance of the Motion Period.

 The "ayes" and "nays" were demanded and taken, resulting as follows:

**Ayes 25; Nays 18**

**AYES**

Alexander Bennett Campbell

Campsen Cleary Corbin

Courson Cromer Davis

Fair Gregory Grooms

Hayes Hembree Malloy

*Martin, Larry* Massey O'Dell

Peeler Rankin Sheheen

Thurmond Turner Verdin

Young

**Total--25**

**NAYS**

Allen Bright Bryant

Coleman Hutto Jackson

Johnson Kimpson Lourie

*Martin, Shane* McElveen McGill

Nicholson Pinckney Reese

Scott Setzler Williams

**Total--18**

 The Senate agreed to dispense the balance of the Motion Period.

**Expression of Personal Interest**

 Senator KIMPSON rose for an Expression of Personal Interest.

**Motion Failed**

 Senator CORBIN moved that the Senate stand adjourned.

 The "ayes" and "nays" were demanded and taken, resulting as follows:

**Ayes 2; Nays 40**

**AYES**

Bryant Corbin

**Total--2**

**NAYS**

Allen Bennett Bright

Campbell Campsen Cleary

Coleman Courson Cromer

Davis Fair Grooms

Hayes Hembree Hutto

Jackson Johnson Kimpson

Lourie Malloy *Martin, Larry*

*Martin, Shane* Massey McElveen

McGill Nicholson O'Dell

Peeler Pinckney Rankin

Reese Scott Setzler

Shealy Sheheen Thurmond

Turner Verdin Williams

Young

**Total--40**

 The Senate refused to stand adjourned.

**Expression of Personal Interest**

 Senator MALLOY rose for an Expression of Personal Interest.

**ACTING PRESIDENT PRESIDES**

 At 1:40 P.M., Senator COURSON assumed the Chair.

**HAVING DISPENSED WITH THE MOTION PERIOD, THE SENATE PROCEEDED TO A CONSIDERATION OF REPORTS OF COMMITTEES OF CONFERENCE AND FREE CONFERENCE.**

**Message from the House**

Columbia, S.C., May 29, 2014

Mr. President and Senators:

 The House respectfully informs your Honorable Body that it insists upon the amendments proposed by the House to:

 S. 459 -- Senators Sheheen, Rankin, Alexander and Lourie: A BILL TO AMEND THE CODE OF LAWS OF SOUTH CAROLINA, 1976, BY ADDING SECTION 56‑1‑55, SO AS TO PROVIDE THAT IT IS UNLAWFUL FOR A PERSON WHO HOLDS A BEGINNER’S PERMIT OR A RESTRICTED DRIVER’S LICENSE TO DRIVE A MOTOR VEHICLE WHILE USING A CELLULAR TELEPHONE OR TEXT MESSAGING DEVICE; AND TO PROVIDE THAT IT IS UNLAWFUL FOR A PERSON TO DRIVE A MOTOR VEHICLE THROUGH A SCHOOL ZONE WHILE USING A CELLULAR TELEPHONE OR TEXT MESSAGING DEVICE WHEN THE SCHOOL ZONE’S WARNING LIGHTS HAVE BEEN ACTIVATED.

asks for a Committee of Conference, and has appointed Reps. Owens, Daning and Branham to the committee on the part of the House.

Very respectfully,

Speaker of the House

 Received as information.

**S. 459--CONFERENCE COMMITTEE APPOINTED**

S. 459 -- Senators Sheheen, Rankin, Alexander and Lourie: A BILL TO AMEND THE CODE OF LAWS OF SOUTH CAROLINA, 1976, BY ADDING SECTION 56‑1‑55, SO AS TO PROVIDE THAT IT IS UNLAWFUL FOR A PERSON WHO HOLDS A BEGINNER’S PERMIT OR A RESTRICTED DRIVER’S LICENSE TO DRIVE A MOTOR VEHICLE WHILE USING A CELLULAR TELEPHONE OR TEXT MESSAGING DEVICE; AND TO PROVIDE THAT IT IS UNLAWFUL FOR A PERSON TO DRIVE A MOTOR VEHICLE THROUGH A SCHOOL ZONE WHILE USING A CELLULAR TELEPHONE OR TEXT MESSAGING DEVICE WHEN THE SCHOOL ZONE’S WARNING LIGHTS HAVE BEEN ACTIVATED.

 Whereupon, Senators RANKIN, SHEHEEN and MASSEY were appointed to the Committee of Conference on the part of the Senate and a message was sent to the House accordingly.

**S. 876--REPORT OF THE**

**COMMITTEE OF CONFERENCE ADOPTED**

 S. 876 -- Senators Cromer and Campsen: A BILL TO AMEND SECTION 50‑11‑355 OF THE 1976 CODE, RELATING TO UNLAWFUL DEER HUNTING NEAR A RESIDENCE, TO PROVIDE THAT IT IS UNLAWFUL TO HUNT DEER WITH FIREARMS NEAR A RESIDENCE WITHOUT THE PERMISSION OF THE OWNER AND OCCUPANT.

 The question was the adoption of the Report of the Committee of Conference.

 Senator CAMPSEN spoke on the report.

 The Report of the Committee of Conference was adopted as follows:

**S. 876--Conference Report**

The General Assembly, Columbia, S.C., May 28, 2014

 The COMMITTEE OF CONFERENCE, to whom was referred:

 S. 876 ‑‑ Senators Cromer and Campsen: A BILL TO AMEND SECTION 50‑11‑355 OF THE 1976 CODE, RELATING TO UNLAWFUL DEER HUNTING NEAR A RESIDENCE, TO PROVIDE THAT IT IS UNLAWFUL TO HUNT DEER WITH FIREARMS NEAR A RESIDENCE WITHOUT THE PERMISSION OF THE OWNER AND OCCUPANT.

 Beg leave to report that they have duly and carefully considered the same and recommend:

 That the same do pass with the following amendments:

 Amend the bill, as and if amended, by striking all after the enacting words and inserting:

 / SECTION 1. Section 50‑11‑355 of the 1976 Code is amended to read:

 “Section 50‑11‑355. It is unlawful to hunt deer with a firearm within three hundred yards of a residence when less than ten feet above the ground without permission of the owner and occupant. Anyone violating the provisions of this section is guilty of a misdemeanor and, upon conviction, must be fined not more than two hundred dollars or imprisoned not more than thirty days. The provisions of this section do not apply to a landowner hunting on his own land or a person taking deer pursuant to a department permit.”

 SECTION 2. This act takes effect upon approval by the Governor. /

 Amend title to conform.

/s/Sen. J. Yancey McGill /s/Rep. Ted M. Vick

/s/Sen. Ronnie W. Cromer /s/Rep. William M. Hixon

/s/Sen. Katrina Frye Shealy /s/Rep. R. Shannon Riley

 On Part of the Senate. On Part of the House.

, and a message was sent to the House accordingly.

**Message from the House**

Columbia, S.C., May 29, 2014

Mr. President and Senators:

 The House respectfully informs your Honorable Body that it has adopted the Report of the Committee of Conference on:

 S. 876 -- Senators Cromer and Campsen: A BILL TO AMEND SECTION 50‑11‑355 OF THE 1976 CODE, RELATING TO UNLAWFUL DEER HUNTING NEAR A RESIDENCE, TO PROVIDE THAT IT IS UNLAWFUL TO HUNT DEER WITH FIREARMS NEAR A RESIDENCE WITHOUT THE PERMISSION OF THE OWNER AND OCCUPANT.

Very respectfully,

Speaker of the House

 Received as information.

**S. 876--SENATE ENROLLED FOR RATIFICATION**

 S. 876 -- Senators Cromer and Campsen: A BILL TO AMEND SECTION 50‑11‑355 OF THE 1976 CODE, RELATING TO UNLAWFUL DEER HUNTING NEAR A RESIDENCE, TO PROVIDE THAT IT IS UNLAWFUL TO HUNT DEER WITH FIREARMS NEAR A RESIDENCE WITHOUT THE PERMISSION OF THE OWNER AND OCCUPANT.

 The Report of the Committee of Conference having been adopted by both Houses, ordered that the title be changed to that of an Act, and the Act enrolled for Ratification.

 A message was sent to the House accordingly.

**THE SENATE PROCEEDED TO A CONSIDERATION OF BILLS AND RESOLUTIONS RETURNED FROM THE HOUSE.**

**HOUSE AMENDMENTS AMENDED, CARRIED OVER**

S. 986 -- Senators Campsen and Young: A BILL TO AMEND SECTION 50‑1‑90 OF THE 1976 CODE, RELATING TO HUNTING, FISHING, OR TRAPPING WITHOUT CONSENT ON THE LAND OF OTHERS, TO INCREASE THE PENALTIES FOR THESE OFFENSES.

 The House returned the Bill with amendments, the question being concurrence in the House amendments.

 Senators SHANE MARTIN and COLEMAN proposed the following amendment (986R007.SRM), which was adopted:

 Amend the bill, as and if amended, page 2, after line 30, by inserting an appropriately lettered item to read:

 / ( ) intentional trespassing to hunt, fish, or trap: ~~10~~18; /

 Renumber sections to conform.

 Amend title to conform.

 Senator SHANE MARTIN explained the amendment.

 The amendment was adopted.

 On motion of Senator MALLOY, the Bill was carried over.

**CONCURRENCE**

 S. 872 -- Senators Fair, Hutto, Jackson and L. Martin: A BILL TO AMEND SECTION 63‑1‑50, CODE OF LAWS OF SOUTH CAROLINA, 1976, RELATING TO THE JOINT CITIZENS AND LEGISLATIVE COMMITTEE ON CHILDREN, SO AS TO ESTABLISH IT AS A PERMANENT JOINT COMMITTEE AND TO DELETE OBSOLETE PROVISIONS.

 The House returned the Bill with amendments, the question being concurrence in the House amendments.

 Senator MASSEY explained the amendments.

 The "ayes" and "nays" were demanded and taken, resulting as follows:

**Ayes 43; Nays 0**

**AYES**

Allen Bennett Bright

Bryant Campbell Campsen

Cleary Coleman Corbin

Courson Cromer Davis

Fair Gregory Grooms

Hayes Hembree Hutto

Jackson Johnson Kimpson

Leatherman Lourie Malloy

*Martin, Larry Martin, Shane* Massey

McElveen McGill Nicholson

O'Dell Peeler Pinckney

Rankin Reese Setzler

Shealy Sheheen Thurmond

Turner Verdin Williams

Young

**Total--43**

**NAYS**

**Total--0**

 The Senate concurred in the House amendments and a message was sent to the House accordingly. Ordered that the title be changed to that of an Act and the Act enrolled for Ratification.

 **CONCURRENCE**

 S. 1026 -- Senator Alexander: A BILL TO AMEND SECTION 29‑5‑440, CODE OF LAWS OF SOUTH CAROLINA, 1976, RELATING TO SUITS ON CONTRACTOR PAYMENT BONDS, SO AS TO PROVIDE THAT CERTAIN WRITTEN NOTICE REQUIRED OF A REMOTE CLAIMANT MUST BE SENT BY CERTIFIED OR REGISTERED MAIL, AND MUST GENERALLY CONFORM WITH STATUTORY LIMITS ON THE AGGREGATE AMOUNT OF LIENS FILED BY A SUB‑SUBCONTRACTOR OR SUPPLIER; TO PROVIDE ANY PAYMENT BOND SURETY FOR THE BONDED CONTRACTOR SHALL HAVE THE SAME RIGHTS AND DEFENSES OF THE BONDED CONTRACTOR; TO MAKE THE LANGUAGE APPLICABLE TO ANY PAYMENT BOND WHETHER PRIVATE, COMMON LAW, PUBLIC, OR STATUTORY IN NATURE, WHEN THE BONDS ARE NOT OTHERWISE REQUIRED OR GOVERNED BY STATUTE; AND TO PROVIDE NECESSARY DEFINITIONS.

 The House returned the Bill with amendments, the question being concurrence in the House amendments.

 Senator HAYES explained the amendments.

 The "ayes" and "nays" were demanded and taken, resulting as follows:

**Ayes 44; Nays 0**

**AYES**

Allen Bennett Bright

Bryant Campbell Campsen

Cleary Coleman Corbin

Courson Cromer Davis

Fair Gregory Grooms

Hayes Hembree Hutto

Jackson Johnson Kimpson

Leatherman Lourie Malloy

*Martin, Larry Martin, Shane* Massey

McElveen McGill Nicholson

O'Dell Peeler Pinckney

Rankin Reese Scott

Setzler Shealy Sheheen

Thurmond Turner Verdin

Williams Young

**Total--44**

**NAYS**

**Total--0**

 The Senate concurred in the House amendments and a message was sent to the House accordingly. Ordered that the title be changed to that of an Act and the Act enrolled for Ratification.

**CONCURRENCE**

 S. 1099 -- Senators Sheheen and Bryant: A BILL TO AMEND SECTION 41‑27‑260 OF THE 1976 CODE, RELATING TO EXEMPTIONS FROM THE DEFINITION OF EMPLOYMENT FOR UNEMPLOYMENT BENEFIT PURPOSES, TO PROVIDE AN EXEMPTION FOR MOTOR CARRIERS THAT UTILIZE INDEPENDENT CONTRACTORS.

 The House returned the Bill with amendments, the question being concurrence in the House amendments.

 Senator BRYANT explained the amendments.

 The "ayes" and "nays" were demanded and taken, resulting as follows:

**Ayes 42; Nays 0; Abstain 1**

**AYES**

Allen Bennett Bryant

Campbell Campsen Cleary

Coleman Corbin Courson

Cromer Davis Fair

Gregory Grooms Hayes

Hembree Hutto Jackson

Johnson Kimpson Leatherman

Lourie Malloy *Martin, Larry*

*Martin, Shane* Massey McElveen

McGill Nicholson O'Dell

Peeler Pinckney Rankin

Reese Setzler Shealy

Sheheen Thurmond Turner

Verdin Williams Young

**Total--42**

**NAYS**

**Total--0**

**ABSTAIN**

Bright

**Total--1**

 The Senate concurred in the House amendments and a message was sent to the House accordingly. Ordered that the title be changed to that of an Act and the Act enrolled for Ratification.

**HOUSE AMENDMENTS AMENDED**

**RETURNED TO THE HOUSE**

 S. 176 -- Senator Young: A BILL TO AMEND SECTION 22‑3‑1000 OF THE 1976 CODE, RELATING TO THE TIME FOR A MOTION FOR NEW TRIAL AND APPEAL IN MAGISTRATES COURT, TO INCREASE THE TIME PERIOD IN WHICH A MOTION FOR A NEW TRIAL MAY BE MADE FROM FIVE TO TEN DAYS.

 The House returned the Bill with amendments, the question being concurrence in the House amendments.

 Senator YOUNG explained the House amendments.

 Senator YOUNG proposed the following amendment (JUD0176.001), which was adopted:

 Amend the bill, as and if amended, page 1, by striking lines 24 through 34, in Section 22-3-1000, as contained in SECTION 1, and inserting therein the following:

 / “Section 22-3-1000. (A) ~~No~~ Except as provided in subsection (B), a motion for a new trial may not be heard unless made within ~~five~~ ten days from the rendering of the judgment. The right of appeal from the judgment exists for thirty days after the rendering of the judgment. A magistrate's order of restitution may be appealed within thirty days. The order of restitution may be appealed separately from an appeal~~, if any,~~ relating to the conviction.

 (B) The provisions of subsection (A) do not apply to a motion for a new trial made under Chapters 37 and 40, Title 27. A motion for a new trial made under Chapters 37 and 40, Title 27 must be requested within five days from the rendering of the judgment.” /

 Renumber sections to conform.

 Amend title to conform.

 Senator YOUNG explained the amendment.

 The question then was the adoption of the amendment.

 The “ayes” and “nays” were demanded and taken, resulting as follows:

**Ayes 44; Nays 0**

**AYES**

Allen Bennett Bright

Bryant Campbell Campsen

Cleary Coleman Corbin

Courson Cromer Davis

Fair Gregory Grooms

Hayes Hembree Hutto

Jackson Johnson Kimpson

Leatherman Lourie Malloy

*Martin, Larry Martin, Shane* Massey

McElveen McGill Nicholson

O'Dell Peeler Pinckney

Rankin Reese Scott

Setzler Shealy Sheheen

Thurmond Turner Verdin

Williams Young

**Total--44**

**NAYS**

**Total--0**

 The amendment was adopted.

 The Bill was ordered returned to the House of Representatives with amendments.

**HOUSE AMENDMENTS AMENDED**

**RETURNED TO THE HOUSE**

 S. 813 -- Senators Hayes, Peeler, O’Dell, Alexander, McElveen, McGill, Pinckney, Johnson, Williams and Verdin: A BILL TO AMEND THE CODE OF LAWS OF SOUTH CAROLINA, 1976, BY ADDING SECTION 16‑11‑625 SO AS TO PROVIDE A PERSON WHO, WITHOUT LEGAL CAUSE OR GOOD EXCUSE, ENTERS A PUBLIC LIBRARY AFTER HAVING BEEN WARNED BY AN EMPLOYEE, AGENT, OR REPRESENTATIVE OF THE LIBRARY NOT TO DO SO OR WITHOUT HAVING BEEN WARNED FAILS AND REFUSES, WITHOUT GOOD CAUSE OR GOOD EXCUSE, TO LEAVE IMMEDIATELY UPON BEING ORDERED OR REQUESTED TO DO SO IS GUILTY OF A MISDEMEANOR TRIABLE IN A MUNICIPAL OR MAGISTRATES COURT, AND TO PROVIDE THE PROVISIONS OF THIS SECTION MUST BE CONSTRUED AS IN ADDITION TO, AND NOT AS SUPERSEDING, ANOTHER STATUTE RELATING TO TRESPASS OR UNLAWFUL ENTRY ON LANDS OF ANOTHER.

 The House returned the Bill with amendments, the question being concurrence in the House amendments.

 Senator McELVEEN explained the House amendments.

 Senator McELVEEN proposed the following amendment (JUD0813.002), which was adopted:

 Amend the bill, as and if amended, page 2, by striking lines 9-11 and inserting:

 / (c) the procedure by which the person may appeal the warning to the library board of trustees. The person receiving notice of trespass wishing to appeal the notice must submit a request for a hearing to the board within five business days of receiving the notice. The board of trustees of the library must then provide a hearing within ten business days of the request for an appeal. /

 Renumber sections to conform.

 Amend title to conform.

 Senator McELVEEN explained the amendment.

 The question then was the adoption of the amendment.

 The “ayes” and “nays” were demanded and taken, resulting as follows:

**Ayes 41; Nays 1**

**AYES**

Allen Bennett Bryant

Campbell Campsen Cleary

Coleman Corbin Courson

Cromer Davis Fair

Grooms Hayes Hembree

Hutto Jackson Johnson

Kimpson Leatherman Lourie

Malloy *Martin, Larry Martin, Shane*

Massey McElveen McGill

Nicholson O'Dell Peeler

Pinckney Rankin Reese

Scott Setzler Shealy

Thurmond Turner Verdin

Williams Young

**Total--41**

**NAYS**

Bright

**Total--1**

 The amendment was adopted.

 The Bill was ordered returned to the House of Representatives with amendments.

**NONCONCURRENCE**

 S. 940 -- Senators Young, Massey, Setzler and Peeler: A BILL TO AMEND SECTION 4‑10‑470, CODE OF LAWS OF SOUTH CAROLINA, 1976, RELATING TO THE EDUCATION CAPITAL IMPROVEMENTS SALES AND USE TAX, SO AS TO ALLOW A COUNTY THAT DOES NOT COLLECT A CERTAIN AMOUNT IN ACCOMMODATIONS TAX TO IMPOSE THE SALES TAX SO LONG AS NO PORTION OF THE COUNTY AREA IS SUBJECT TO MORE THAN TWO PERCENT TOTAL SALES TAX.

 The House returned the Bill with amendments, the question being concurrence in the House amendments.

 Senator MASSEY explained the amendments.

 On motion of Senator MASSEY, with unanimous consent, the Senate nonconcurred in the House amendments and a message was sent to the House accordingly.

**CONCURRENCE**

 S. 1100 -- Senators Bryant, Sheheen, Young and Setzler: A BILL TO AMEND ARTICLE 3, CHAPTER 27, TITLE 41 OF THE 1976 CODE, RELATING TO DEFINITIONS CONCERNING UNEMPLOYMENT BENEFITS AND CLAIMS, BY ADDING SECTION 41‑27‑265, TO PROVIDE THAT CORPORATE OFFICERS ARE EXEMPT FROM UNEMPLOYMENT BENEFITS UNLESS THE EMPLOYER ELECTS COVERAGE, AND TO PROVIDE FOR THE PROCESS OF ELECTING COVERAGE, AND TO PROVIDE FOR FEDERALLY REQUIRED EXEMPTIONS FROM THE PROVISIONS OF THIS SECTION FOR INDIVIDUALS EMPLOYED BY AN INDIAN TRIBE AND RELIGIOUS, CHARITABLE, EDUCATIONAL, OR OTHER FEDERALLY DEFINED ORGANIZATIONS.

 The House returned the Bill with amendments, the question being concurrence in the House amendments.

 Senator BRYANT explained the amendments.

 On motion of Senator BRYANT, with unanimous consent, the Senate concurred in the House amendments and a message was sent to the House accordingly. Ordered that the title be changed to that of an Act and the Act enrolled for Ratification.

**CONCURRENCE**

 S. 964 -- Senator L. Martin: A BILL TO AMEND SECTION 6‑1‑320 OF THE 1976 CODE, RELATING TO THE LIMIT ON ANNUAL PROPERTY TAX MILLAGE INCREASES IMPOSED BY POLITICAL SUBDIVISIONS, TO ADD AN EXEMPTION FOR MILLAGE IMPOSED BY THE GOVERNING BODY FOR OPERATING REVENUE NECESSARY TO RETAIN A FIRE DEPARTMENT’S ISO RATING.

 The House returned the Bill with amendments, the question being concurrence in the House amendments.

 Senator CLEARY explained the amendments.

 On motion of Senator CLEARY, with unanimous consent, the Senate concurred in the House amendments and a message was sent to the House accordingly. Ordered that the title be changed to that of an Act and the Act enrolled for Ratification.

**CONCURRENCE**

 S. 985 -- Senator Cleary: A BILL TO AMEND THE CODE OF LAWS OF SOUTH CAROLINA, 1976, BY ADDING ARTICLE 6 TO CHAPTER 1, TITLE 6, TO ENACT THE “FAIRNESS IN LODGING ACT” SO AS TO ALLOW MUNICIPALITIES AND COUNTIES BY ORDINANCE TO IMPLEMENT ADDITIONAL ENFORCEMENT PROVISIONS FOR THE BUSINESS LICENSE TAX AND THE LOCAL ACCOMMODATIONS TAX AS THOSE PROVISIONS APPLY TO THE OWNERS OF RESIDENTIAL REAL PROPERTY WHO RENT THE PROPERTY TO TOURISTS, INCLUDING DATA SHARING WITH THE SOUTH CAROLINA DEPARTMENT OF REVENUE, SPECIFIC NOTICE TO PROPERTY OWNERS INCLUDED IN PROPERTY TAX BILLS, AN ADDITIONAL PENALTY THAT MAY BE IMPOSED FOR NONCOMPLIANCE AFTER THE RECEIPT OF SUCH A NOTICE, AND DIRECTIONS TO THE SOUTH CAROLINA DEPARTMENT OF REVENUE TO IDENTIFY “RENTAL BY OWNER” WEBSITES ADVERTISING TOURISTS RENTALS AND REQUEST THEM TO POST ON THE WEBSITES A STATEMENT REGARDING THE LEGAL OBLIGATIONS OF THE OWNERS OF PROPERTY IN THIS STATE LISTED ON THE WEBSITE, TO PAY ALL APPLICABLE LOCAL AND STATE TAXES AND FEES WITH RESPECT TO SUCH RENTALS; AND TO AMEND SECTIONS 6‑1‑120, 12‑54‑240, AS AMENDED, AND 12‑4‑310, RELATING RESPECTIVELY TO THE CONFIDENTIALITY OF LOCAL AND STATE TAX DATA AND EXCEPTIONS THERETO, AND THE DUTIES OF THE SOUTH CAROLINA DEPARTMENT OF REVENUE, SO AS TO CONFORM THEM TO THE PROVISIONS OF THIS ACT.

 The House returned the Bill with amendments, the question being concurrence in the House amendments.

 Senator CLEARY explained the amendments.

 On motion of Senator CLEARY, with unanimous consent, the Senate concurred in the House amendments and a message was sent to the House accordingly. Ordered that the title be changed to that of an Act and the Act enrolled for Ratification.

**CONCURRENCE**

 S. 1008 -- Senators Setzler and Lourie: A BILL TO AMEND SECTION 9‑8‑10, AS AMENDED, CODE OF LAWS OF SOUTH CAROLINA, 1976, RELATING TO DEFINITIONS PERTAINING TO THE RETIREMENT SYSTEM FOR JUDGES AND SOLICITORS, SO AS TO INCLUDE ADMINISTRATIVE LAW JUDGES IN THE DEFINITION OF “JUDGE”; AND TO AMEND SECTION 9‑8‑40, AS AMENDED, RELATING TO MEMBERSHIP IN THE SYSTEM, SO AS TO ALLOW ADMINISTRATIVE LAW JUDGES SERVING ON JULY 1, 2014, TO ELECT TO BECOME A MEMBER.

 The House returned the Bill with amendments, the question being concurrence in the House amendments.

 Senator SETZLER explained the amendments.

 The "ayes" and "nays" were demanded and taken, resulting as follows:

**Ayes 25; Nays 11**

**AYES**

Allen Campbell Cleary

Courson Cromer Gregory

Hayes Hembree Jackson

Johnson Kimpson Lourie

Malloy *Martin, Larry* McElveen

McGill Nicholson O'Dell

Peeler Pinckney Rankin

Reese Setzler Shealy

Williams

**Total--25**

**NAYS**

Bennett Bright Bryant

Corbin Davis Grooms

*Martin, Shane* Massey Thurmond

Verdin Young

**Total--11**

 The Senate concurred in the House amendments and a message was sent to the House accordingly. Ordered that the title be changed to that of an Act and the Act enrolled for Ratification.

**HOUSE AMENDMENTS AMENDED**

**RETURNED TO THE HOUSE**

 S. 825 -- Senators Alexander and Davis: A BILL TO AMEND THE CODE OF LAWS OF SOUTH CAROLINA, 1976, BY ADDING SECTION 3‑1‑40 SO AS TO EXEMPT FROM AD VALOREM TAXATION ANY REAL PROPERTY LOCATED WITHIN A MILITARY BASE OR INSTALLATION THAT IS USED OR OWNED BY THE UNITED STATES ARMED FORCES AND IS USED AS MILITARY HOUSING FOR MILITARY AFFILIATED PERSONNEL AND THEIR FAMILIES EVEN IF THE REAL PROPERTY IS IMPROVED, MAINTAINED, OR LEASED TO A PARTY THAT WOULD OTHERWISE SUBJECT THE REAL PROPERTY TO TAX, SO LONG AS THERE IS A CONTRACTUAL AGREEMENT REQUIRING THE LESSEE TO USE THE PROPERTY FOR MILITARY HOUSING.

 The House returned the Bill with amendments, the question being concurrence in the House amendments.

 Senator HUTTO explained the House amendments.

 Senator HUTTO proposed the following amendment (NBD\825C001.NBD.AC14), which was adopted:

 Amend the bill, as and if amended, by striking all after the enacting words and inserting:

 / SECTION 1. Article 1, Chapter 1, Title 3 of the 1976 Code is amended by adding:

 “Section 3‑1‑40. There is exempt from ad valorem taxation any real property, and improvements thereon, located within a military base or installation that is used or owned by the United States Armed Forces and is used as military housing for military affiliated personnel and their families. Military housing includes ancillary facilities that support the military housing. This exemption continues to apply if the real property is improved, maintained, or leased to a party that would otherwise subject the real property to tax, so long as there is a contractual agreement by and between a branch of the United States Armed Forces and the lessee which requires the lessee to use the property for military housing.”

 SECTION 2. This act takes effect upon approval by the Governor and applies for property tax years beginning after 2013. /

 Renumber sections to conform.

 Amend title to conform.

 Senator DAVIS explained the amendment.

 On motion of Senator DAVIS, with unanimous consent, the amendment was adopted and the Bill was ordered returned to the House of Representatives with amendments.

**HOUSE AMENDMENTS AMENDED**

**RETURNED TO THE HOUSE**

 S. 437 -- Senators Cleary, Reese, Rankin, Campsen, Hembree, Davis, McGill, Thurmond, Campbell, Cromer and Ford: A BILL TO AMEND SECTION 12‑43‑220, AS AMENDED, CODE OF LAWS OF SOUTH CAROLINA, 1976, RELATING TO VALUATION AND CLASSIFICATION OF PROPERTY FOR PURPOSES OF THE PROPERTY TAX, SO AS TO PROVIDE THAT THE OWNER‑OCCUPANT OF RESIDENTIAL PROPERTY QUALIFIES FOR THE FOUR PERCENT ASSESSMENT RATIO ALLOWED OWNER‑OCCUPIED RESIDENTIAL PROPERTY, IF THE OWNER IS OTHERWISE QUALIFIED AND THE RESIDENCE IS NOT RENTED FOR MORE THAN ONE HUNDRED DAYS A YEAR, AND TO DELETE OTHER REFERENCES TO RENTAL OF THESE RESIDENCES; AND TO AMEND SECTION 12‑54‑240, RELATING TO DISCLOSURE OF RECORDS, REPORTS, AND RETURNS WITH THE DEPARTMENT OF REVENUE, SO AS TO PROVIDE VERIFICATION THAT THE FEDERAL SCHEDULE E CONFORMS WITH THE SAME DOCUMENT REQUIRED BY A COUNTY ASSESSOR IS NOT PROHIBITED.

 The House returned the Bill with amendments, the question being concurrence in the House amendments.

 Senator CLEARY explained the House amendments.

 Senator CLEARY proposed the following amendment (DKA\437C001.DKA.DG14), which was adopted:

 Amend the bill, as and if amended, page 2, beginning on line 18, by striking SECTION 1 C. and inserting:

 / C. This SECTION takes effect upon approval by the Governor and applies to property tax years beginning after property tax year 2013. /

 Renumber sections to conform.

 Amend title to conform.

 Senator CLEARY explained the amendment.

 On motion of Senator DAVIS, with unanimous consent, the amendment was adopted.

 Senators CAMPSEN and SETZLER proposed the following amendment (BH\437C001.BH.DG14), which was adopted:

 Amend the bill, as and if amended, by adding three appropriately numbered SECTIONS to read:

 / SECTION \_\_\_. A. Section 12‑37‑220(B)(16) of the 1976 Code is amended to read:

 “(16)(a) The property of any religious, charitable, eleemosynary, educational, or literary society, corporation, trust, or other association, when the property is used by it primarily for the holding of its meetings and the conduct of the business of the society, corporation, trust, or association and no profit or benefit therefrom inures to the benefit of any private stockholder or individual.

 (b) The property of any religious, charitable, or eleemosynary society, corporation, trust, or other association when the property is acquired for the purpose of building or renovating residential structures on it for not‑for‑profit sale to economically disadvantaged persons. The total properties for which the religious, charitable, or eleemosynary society, corporation, trust, or other association may claim this exemption in accordance with this paragraph may not exceed fifty acres per county within the State.

 (c) The exemption allowed pursuant to subitem (a) of this item extends to real property owned by an organization described in subitem (a) and which qualifies as a tax exempt organization pursuant to Internal Revenue Code Section 501(c)(3), when the real property is held for a future use by the organization that would qualify for the exemption allowed pursuant to subitem (a) of this item or held for investment by the organization in sole pursuit of the organization’s exempt purposes and while held this real property is not rented or leased for a purpose unrelated to the exempt purposes of the organization and the use of the real property does not inure to the benefit of any private stockholder or individual. Real property donated to the organization which receives the exemption allowed pursuant to this subitem is allowed the exemption for no more than three consecutive property tax years. If real property acquired by the organization by purchase receives the exemption allowed pursuant to this subitem and is subsequently sold without ever having been put to the exempt use, the exemption allowed pursuant to this subitem is deemed terminated as of December thirty‑first preceding the year of sale and the property is subject to property tax for the year of sale to which must be added a recapture amount equal to the property tax that would have been due on the real property for not more than the four preceding years in which the real property received the exemption allowed pursuant to this subitem. The recapture amount is deemed property tax for all purposes for payment and collection.

 (d) To qualify for the exemption allowed by this item, a trust must be a trust that is established solely for the benefit of a religious organization.”

 B. Section 12‑24‑40(8) of the 1976 Code is amended to read:

 “(8) transferring realty to a corporation, a partnership, or a trust as a stockholder, partner, or trust beneficiary of the entity or so as to become a stockholder, partner, or trust beneficiary of the entity as long as no consideration is paid for the transfer other than stock in the corporation, interest in the partnership, beneficiary interest in the trust, or the increase in value in the stock or interest held by the grantor. However, except for transfers from one family trust to another family trust without consideration or transfers from a trust established for the benefit of a religious organization to the religious organization, the transfer of realty from a corporation, a partnership, or a trust to a stockholder, partner, or trust beneficiary of the entity is subject to the fee, even if the realty is transferred to another corporation, a partnership, or trust;”

 C. This SECTION takes effect upon approval by the Governor and applies to property tax years beginning after 2013.

 SECTION \_\_\_. A. Section 12‑43‑220(c)(8) of the 1976 Code is amended to read:

 “(8)(i) For ownership interests in residential property created by deed if the interest in the property has not already transferred by operation of law, when the individual claiming the special four percent assessment ratio allowed by this item has an ownership interest in the residence that is less than fifty percent ownership in fee simple, then the value of the residence allowed the special four percent assessment ratio is a percentage of that value equal to the individual’s ownership interest in the residence, but not less than the amount provided pursuant to subitem (4) of this item. This subitem (8) does not apply in the case of a residence otherwise eligible for the special four percent assessment ratio when occupied jointly by a married couple or which remains occupied by a spouse legally separated from a spouse who has abandoned the residence. If the special four percent assessment ratio allowed by this item applies to only a fraction of the value of residence, then the exemption allowed pursuant to Section 12‑37‑220(B)(47) applies only to value attributable to the taxpayer’s ownership interest.

 (ii) Notwithstanding ~~subitem~~ sub-subitem (i), for ownership interests in residential property created by deed if the interest in the property has not already transferred by operation of law, an applicant may qualify for the four percent assessment ratio on the entire value of the property if the applicant:

 (A) owns at least a twenty‑five percent interest in the subject property with immediate family members;

 (B) is not a member of a household currently receiving the four percent assessment ratio on another property; and

 (C) otherwise qualifies for the four percent assessment ratio.

 (iii) This subitem (8) does not apply to property held exclusively by:

 (A) an applicant, or the applicant and the applicant’s spouse;

 (B) a trust if the person claiming the special four percent assessment ratio is the grantor or settlor of the trust, and the only beneficiaries of the trust are the grantor or settlor and any parent, spouse, child, grandchild, or sibling of the grantor or settlor;

 (C) a family limited partnership if the person claiming the special four percent assessment ratio transferred the subject property to the partnership, and the only members of the partnership are the person and the person’s parents, spouse, children, grandchildren, or siblings;

 (D) a limited liability company if the person claiming the special four percent assessment ratio transferred the subject property to the limited liability company, and the only members of the limited liability company are the person and the person’s parents, spouse, children, grandchildren, or siblings; or

 (E) any combination thereof.

 The exception contained in this sub-subitem (iii) does not apply if the applicant does not otherwise qualify for the four percent assessment ratio, including the requirement that the applicant, nor any member of the applicant’s household, claims the four percent assessment ratio on another residence.

 For purposes of this subitem, ‘immediate family member’ means a parent, child, or sibling.”

 B. This SECTION takes effect upon approval by the Governor and applies to property tax years beginning after 2011. If the property tax assessor determines that a person denied the four percent special assessment ratio in property tax year 2012 or 2013 now qualifies pursuant to the provisions of this SECTION, the person must be refunded any property taxes paid in excess of the amount owed.

 SECTION \_\_\_. Section 12‑43‑220(c)(1) of the 1976 Code is amended to read:

 “(c)(1) The legal residence and not more than five acres contiguous thereto, when owned totally or in part in fee or by life estate and occupied by the owner of the interest, and additional dwellings located on the same property and occupied by immediate family members of the owner of the interest, are taxed on an assessment equal to four percent of the fair market value of the property. If residential real property is held in trust and the income beneficiary of the trust occupies the property as a residence, then the assessment ratio allowed by this item applies if the trustee certifies to the assessor that the property is occupied as a residence by the income beneficiary of the trust. When the legal residence is located on leased or rented property and the residence is owned and occupied by the owner of a residence on leased property, even though at the end of the lease period the lessor becomes the owner of the residence, the assessment for the residence is at the same ratio as provided in this item. If the lessee of property upon which he has located his legal residence is liable for taxes on the leased property, then the property upon which he is liable for taxes, not to exceed five acres contiguous to his legal residence, must be assessed at the same ratio provided in this item. If this property has located on it any rented mobile homes or residences which are rented or any business for profit, this four percent value does not apply to those businesses or rental properties. However, if the person claiming the four percent assessment ratio resides in the mobile home or single family residence and only rents a portion of the mobile home or single family residence to another individual as a residence, the foregoing provision does not apply and the four percent assessment ratio must be applied to the entire mobile home or single family residence. For purposes of the assessment ratio allowed pursuant to this item, a residence does not qualify as a legal residence unless the residence is determined to be the domicile of the owner‑applicant.” /

 Renumber sections to conform.

 Amend title to conform.

 Senator CAMPSEN explained the amendment.

 On motion of Senator CAMPSEN, with unanimous consent, the amendment was adopted and the Bill was ordered returned to the House of Representatives with amendments.

**CONCURRENCE**

S. 909 -- Senator Hayes: A BILL TO AMEND SECTION 38‑90‑10, AS AMENDED, CODE OF LAWS OF SOUTH CAROLINA, 1976, RELATING TO DEFINITIONS CONCERNING CAPTIVE INSURANCE COMPANIES, SO AS TO DEFINE ‘RISK RETENTION GROUP’; TO AMEND SECTION 38‑90‑40, AS AMENDED, RELATING TO CAPITALIZATION REQUIREMENTS FOR CAPTIVE INSURANCE COMPANIES, SO AS TO INCLUDE CAPTIVE INSURANCE COMPANIES AND SPECIAL PURPOSE CAPTIVE INSURANCE COMPANIES FORMED AS A RISK RETENTION GROUP; TO AMEND SECTION 38‑90‑50, AS AMENDED, RELATING TO FREE SURPLUS REQUIREMENTS FOR CAPTIVE INSURANCE COMPANIES, SO AS TO INCLUDE CAPTIVE INSURANCE COMPANIES AND SPECIAL PURPOSE CAPTIVE INSURANCE COMPANIES FORMED AS A RISK RETENTION GROUP; AND TO AMEND SECTION 38‑90‑70, AS AMENDED, SECTION 38‑90‑100, AS AMENDED, SECTION 38‑90‑110, AS AMENDED, AND SECTION 38‑90‑160, AS AMENDED, ALL RELATING TO MISCELLANEOUS REQUIREMENTS FOR CAPTIVE INSURANCE COMPANIES, SO AS TO MAKE CONFORMING PROVISIONS FOR CAPTIVE INSURANCE COMPANIES FORMED AS RISK RETENTION GROUPS AND SPECIAL PURPOSE CAPTIVE INSURANCE COMPANIES FORMED AS RISK RETENTION GROUPS.

 The House returned the Bill with amendments, the question being concurrence in the House amendments.

 Senator MALLOY explained the amendments.

 On motion of Senator MALLOY, with unanimous consent, the Senate concurred in the House amendments and a message was sent to the House accordingly. Ordered that the title be changed to that of an Act and the Act enrolled for Ratification.

**NONCONCURRENCE**

 S. 999 -- Senator Alexander: A BILL TO AMEND THE CODE OF LAWS OF SOUTH CAROLINA, 1976, BY ADDING SECTION 56‑1‑218 SO AS TO PROVIDE THAT A MEMBER OF THE ARMED FORCES OF THE UNITED STATES WHOSE DRIVER’S LICENSE EXPIRES WHILE THE MEMBER IS SERVING OUTSIDE OF THIS STATE MAY APPLY FOR AN EXTENSION THAT LASTS UNTIL NINETY DAYS AFTER THE MEMBER RETURNS TO THE STATE OR THE TIME THE MEMBER IS DISCHARGED FROM THE ARMED FORCES, WHICHEVER OCCURS FIRST, TO PROVIDE THE APPLICATION PROCESS, AND TO SPECIFY TO WHOM EXTENSION ELIGIBILITY APPLIES.

 The House returned the Bill with amendments, the question being concurrence in the House amendments.

 Senator GROOMS explained the amendments.

 On motion of Senator GROOMS, with unanimous consent, the Senate nonconcurred in the House amendments and a message was sent to the House accordingly.

**ACTING PRESIDENT PRESIDES**

 At 3:30 P.M., Senator LARRY MARTIN assumed the Chair.

**LOCAL APPOINTMENTS**

**Confirmations**

Having received a favorable report from the Senate, the following appointments were confirmed in open session:

Reappointment, Abbeville County Magistrate, with the term to commence April 30, 2014, and to expire April 30, 2018

Robert N. Devore, 758 Haddon Rd., Donalds, SC 29638

Reappointment, Saluda County Magistrate, with the term to commence April 30, 2014, and to expire April 30, 2018

Joyce B. Shults, 1737 Old Chappells Ferry Rd., Saluda, SC 29138

Reappointment, Clarendon County Magistrate, with the term to commence April 30, 2014, and to expire April 30, 2018

Percy B. Harvin, Jr., 18 North Church St., Summerton, SC 29148

Reappointment, Clarendon County Magistrate, with the term to commence April 30, 2014, and to expire April 30, 2018

Elease H. Fulton, 12647 Raccoon Rd., Manning, SC 29102

Reappointment, Clarendon County Magistrate, with the term to commence April 30, 2014, and to expire April 30, 2018

Robin C. Locklear, Post Office Box 551, Manning, SC 29102

Reappointment, Clarendon County Magistrate, with the term to commence April 30, 2014, and to expire April 30, 2018

Marcia N. Frye, 3775 Summerton Hwy., Summerton, SC 29148

Reappointment, Clarendon County Magistrate, with the term to commence April 30, 2014, and to expire April 30, 2018

Robert S. McCord, 537 Sunset Dr., Manning, SC 29102

Reappointment, Clarendon County Magistrate, with the term to commence April 30, 2014, and to expire April 30, 2018

Phillip S. Stephens, 4133 Bloomville Rd., Manning, SC 29102

Reappointment, Clarendon County Magistrate, with the term to commence April 30, 2014, and to expire April 30, 2018

June C. Briggs, 1052 Perch Dr., Manning, SC 29102

Reappointment, Edgefield County Magistrate, with the term to commence April 30, 2014, and to expire April 30, 2018

Brenda B. Carpenter, 225 McDaniel Dr., Trenton, SC 29847

Initial Appointment, Florence County Magistrate, with the term to commence April 30, 2014, and to expire April 30, 2018

 James D. McCutcheon, 755 East Hampton St., Olanta, SC 29114 *VICE* Jacob M. Thompson

Reappointment, Florence County Magistrate, with the term to commence April 30, 2014, and to expire April 30, 2018

Eugene Cooper, 205 East William Rd., Coward, SC 29530

Reappointment, Florence County Magistrate, with the term to commence April 30, 2014, and to expire April 30, 2018

Kimberly B. Cox, 215 West Coleman Ave., Pamplico, SC 29583

Initial Appointment, Florence County Magistrate, with the term to commence April 30, 2014, and to expire April 30, 2018

 James Beard, Jr., 504 North Warren St., Timmonsville, SC 29161 *VICE* James M. Lynch

Reappointment, Florence County Magistrate, with the term to commence April 30, 2014, and to expire April 30, 2018

Tommy G. Mourounas, 5719 East Old Marion Hwy., Florence, SC 29506

Reappointment, Florence County Magistrate, with the term to commence April 30, 2014, and to expire April 30, 2018

Roger N. Langley, Post Office Box 904, Johnsonville, SC 29555

Reappointment, Florence County Magistrate, with the term to commence April 30, 2014, and to expire April 30, 2018

Frank White, 3118 Devon Rd., Florence, SC 29505

Reappointment, Florence County Magistrate, with the term to commence April 30, 2014, and to expire April 30, 2018

Belinda B. Timmons, 2717 Triple Crown Dr., Florence, SC 29505

Reappointment, Florence County Magistrate, with the term to commence April 30, 2014, and to expire April 30, 2018

Sandra M. Grimsley, 345 South Ron McNair Blvd., Lake City, SC 29560

Reappointment, Florence County Magistrate, with the term to commence April 30, 2014, and to expire April 30, 2018

Peter E. Becker, 1011 Mockingbird Circle, Florence, SC 29501

Reappointment, Pickens County Magistrate, with the term to commence April 30, 2014, and to expire April 30, 2018

Benjamin A. Dow, 153 Gilliland Rd., Pickens, SC 29671

Reappointment, Pickens County Magistrate, with the term to commence April 30, 2014, and to expire April 30, 2018

Bruce E. Anders, 114 Furman Rd., Pickens, SC 29671

Reappointment, Pickens County Magistrate, with the term to commence April 30, 2014, and to expire April 30, 2018

Michael A. Baker, 537 Brighton Court, Easley, SC 29642

Reappointment, Pickens County Magistrate, with the term to commence April 30, 2014, and to expire April 30, 2018

Stanley M. Gillespie, 129 Faith Dr., Easley, SC 29640

Reappointment, Williamsburg County Magistrate, with the term to commence April 30, 2014, and to expire April 30, 2018

Delores Franklin Williams, 4804 Nesmith Rd., Nesmith, SC 29580

Reappointment, Williamsburg County Magistrate, with the term to commence April 30, 2014, and to expire April 30, 2018

Wilmont E. McCutchen, 203 Sumter Hwy., Kingstree, SC 29556

Reappointment, Williamsburg County Magistrate, with the term to commence April 30, 2014, and to expire April 30, 2018

William Clayton Driggers, 824 Thorntree Rd., Salters, SC 29590

Reappointment, Williamsburg County Magistrate, with the term to commence April 30, 2014, and to expire April 30, 2018

Martin Ira Easler, 196 Richburg Rd., Greeleyville, SC 29056

Reappointment, Williamsburg County Magistrate, with the term to commence April 30, 2014, and to expire April 30, 2018

Brian Maurice McKnight, 4989 Thurgood Marshall Hwy., Kingstree, SC 29556

Reappointment, Williamsburg County Magistrate, with the term to commence April 30, 2014, and to expire April 30, 2018

Randy Brice Foxworth, 97 Crestwood Dr., Andrews, SC 29510

Reappointment, McCormick County Magistrate, with the term to commence April 30, 2014, and to expire April 30, 2018

John C. Long, Post Office Box 399, McCormick, SC 29835

Initial Appointment, McCormick County Magistrate, with the term to commence April 30, 2014, and to expire April 30, 2018

Patty L. Smith, Post Office Box 1027, McCormick, SC 29835

Reappointment, Saluda County Magistrate, with the term to commence April 30, 2014, and to expire April 30, 2018

David Bruce Horne, 378 Butler Rd., Saluda, SC 29138

Initial Appointment, Chester County Magistrate, with the term to commence April 30, 2011, and to expire April 30, 2015

 April P. Counterman, 912 Pineview Lakes Rd., Chester, SC 29706 *VICE* Lonnie Sloan

**Motion Adopted**

 On motion of Senator COURSON, the Senate stood adjourned.

**MOTION ADOPTED**

 On motion of Senator BENNETT, with unanimous consent, the Senate stood adjourned out of respect to the memory of Miss Rachel Reynolds of Summerville, S.C. Rachel was an amazing young woman who had a passion for people and animals. She was a 2014 graduate of Summerville High School and was certified with the State of South Carolina Nurse Aide Registry. Rachel was an avid hunter and loved the outdoors. She was a loving daughter, devoted sister and caring friend who will be dearly missed.

**ADJOURNMENT**

 At 3:42 P.M., on motion of Senator COURSON, the Senate adjourned to meet tomorrow at 11:00 A.M. under the provisions of Rule 1 for the purpose of taking up local matters and uncontested matters which have previously received unanimous consent to be taken up.

\* \* \*