

## Session 113 - (1999-2000)

### **S\*0226 (Rat #0265, Act #0250 of 2000) General Bill, By McConnell**

**Summary:** Political Subdivisions, Municipal Corporations, Annexation, corporate certificate, change of corporate limits of

A BILL TO AMEND SECTION 5-1-30, AS AMENDED, CODE OF LAWS OF SOUTH CAROLINA, 1976, RELATING TO THE PREREQUISITES TO ISSUANCE OF A CORPORATE CERTIFICATE TO A PROPOSED MUNICIPALITY, SO AS TO REQUIRE THE AREA SEEKING TO BE INCORPORATED TO BE CONTIGUOUS, AND PROVIDE THAT CONTIGUITY IS NOT DESTROYED BY AN INTERVENING NAVIGABLE MARSHLAND LOCATED IN THE TIDAL FLOW OR AN INTERVENING PUBLICLY-OWNED WATERWAY, WHETHER OR NOT THE MARSHLAND LOCATED IN THE TIDAL FLOW OR THE PUBLICLY-OWNED WATERWAY HAS BEEN PREVIOUSLY INCORPORATED OR ANNEXED, AND PROVIDE THAT THE MARSHLAND LOCATED IN THE TIDAL FLOW OR THE PUBLICLY-OWNED WATERWAY DOES NOT PRECLUDE IT FROM BEING USED BY ANOTHER MUNICIPALITY TO ESTABLISH CONTIGUITY FOR PURPOSES OF AN INCORPORATION PROVIDED THE DISTANCE FROM HIGHLAND OF THE AREA BEING INCORPORATED IS NOT GREATER THAN THREE-FOURTHS OF A MILE; TO AMEND SECTION 5-1-40, RELATING TO THE PETITION FILED WITH THE SECRETARY OF STATE NECESSARY TO INITIATE THE INCORPORATION OF A MUNICIPALITY, SO AS TO CHANGE THE REQUIREMENTS OF WHO MUST SIGN THE PETITION; TO AMEND CHAPTER 3 OF TITLE 5, RELATING TO THE CHANGE OF CORPORATE LIMITS OF A MUNICIPALITY, SO AS TO DELETE ALL METHODS OF ANNEXATION WHERE FREEHOLDERS VOTE IN A REFERENDUM, TO REQUIRE A PUBLIC HEARING AND NOTICE OF IT WHEN THE SEVENTY-FIVE PERCENT PETITION OF FREEHOLDERS METHOD OF ANNEXATION IS USED TO ANNEX AN AREA WHICH IS CONTIGUOUS TO A MUNICIPALITY; TO SUBSTITUTE QUALIFIED ELECTORS FOR FREEHOLDERS IN THE INITIATION OF A REFERENDUM IN WHICH QUALIFIED ELECTORS VOTE BY SIGNING A PETITION TO ANNEX A CONTIGUOUS AREA TO A MUNICIPALITY; AND TO DEFINE "CONTIGUOUS".-AMENDED TITLE

12/16/98	Senate	Prefiled
12/16/98	Senate	Referred to Committee on Judiciary
01/12/99	Senate	Introduced and read first time SJ-86
01/12/99	Senate	Referred to Committee on Judiciary SJ-86
01/20/99	Senate	Committee report: Favorable Judiciary SJ-14
01/20/99	Senate	Retaining place on calendar recommitted to Committee on Judiciary SJ-14
02/24/99	Senate	Committee report: Favorable with amendment Judiciary SJ-9
04/27/99	Senate	Read second time SJ-44
04/27/99	Senate	Ordered to third reading with notice of amendments SJ-44
04/29/99	Senate	Amended SJ-33
04/29/99	Senate	Read third time and sent to House SJ-33
05/04/99	House	Introduced and read first time HJ-6
05/04/99	House	Referred to Committee on Judiciary HJ-7
05/27/99	House	Committee report: Favorable with amendment Judiciary HJ-3
06/02/99	House	Amended HJ-38
06/02/99	House	Debate adjourned HJ-39
06/02/99	House	Debate adjourned until Thursday, June 3, 1999 HJ-73
06/03/99	House	Debate adjourned HJ-25
06/03/99	House	Debate adjourned until Tuesday, June 8, 1999 HJ-81
06/30/99	House	Debate adjourned HJ-8
01/12/00	House	Debate adjourned until Wednesday, January 26, 2000 HJ-23
01/26/00	House	Debate adjourned until Tuesday, February 1, 2000 HJ-12
02/01/00	House	Debate adjourned until Tuesday, February 8, 2000 HJ-18
02/08/00	House	Debate adjourned until Wednesday, February 9, 2000 HJ-18
02/09/00	House	Requests for debate-Rep(s). Knotts, Fleming, Trotter, Cooper, Altman, Davenport and Bales HJ-18
02/09/00	House	Amended HJ-23
02/09/00	House	Debate adjourned until Wednesday, February 16, 2000 HJ-23
02/22/00	House	Debate adjourned until Tuesday, February 29, 2000 HJ-28
03/01/00	House	Debate adjourned until Thursday, March 2, 2000 HJ-62
03/08/00	House	Debate adjourned until Thursday, March 9, 2000 HJ-54
03/09/00	House	Amended HJ-24

03/09/00	House	Read second time HJ-30
03/09/00	House	Roll call Yeas-98 Nays-4 HJ-30
03/13/00	House	Read third time and returned to Senate with amendments HJ-14
03/21/00	Senate	Non-concurrence in House amendment SJ-18
03/22/00	House	House insists upon amendment and conference committee appointed Reps. Campsen, J. Smith and Easterday HJ-9
03/22/00	Senate	Conference committee appointed Sens. McConnell, Bryan, Ford SJ-17
04/12/00	Senate	Conference report received and adopted SJ-9
04/13/00	House	Conference report received and ordered printed in journal HJ-18
04/18/00	House	Conference report adopted HJ-15
04/19/00	Senate	Ordered enrolled for ratification SJ-17
04/26/00		Ratified R 265
05/01/00		Signed By Governor
05/01/00		Effective date 05/01/00
06/05/00		Copies available
06/05/00		Act No. 250