

Session 126 - (2025-2026)

H*3430 (Rat #0061, Act #0042 of 2025) General Bill, By B. Newton, Murphy, Caskey, C. Mitchell, Pope, W. Newton, Bannister, Sessions, Jordan, Robbins, Collins, Martin, Lawson, Wickensimer, Landing, Long, Hiott, Forrest, Sanders, Teeple, Oremus, Hartz, Guest, Pedalino, M.M. Smith, Schuessler, Chapman, Gatch, McGinnis, Neese, Hardee, Ligon, Taylor, Willis, Vaughan, Brittain, Erickson, Bradley, Rankin, Hager, Whitmire, Gilliam, Crawford, Hewitt, Yow, Hixon, Ballentine, Gagnon and Brewer

Summary: Tort Reform and Liquor Liability

AN ACT TO AMEND THE SOUTH CAROLINA CODE OF LAWS BY AMENDING SECTION 15-38-15, RELATING TO JOINT AND SEVERAL LIABILITY AND THE APPORTIONMENT OF PERCENTAGES OF FAULT AND ALCOHOLIC BEVERAGE OR DRUG EXCEPTIONS, AMONG OTHER THINGS, SO AS TO FURTHER MODIFY PROVISIONS RELATING TO JOINT AND SEVERAL LIABILITY, TO REMOVE THE EXCEPTION TO THE PROVISIONS OF THE SECTION APPLYING TO THE USE, SALE, OR POSSESSION OF ALCOHOL, TO PROVIDE PROCEDURES FOR THE INCLUSION OF ADDITIONAL TORTFEASORS IN A CAUSE OF ACTION AND FOR THE TRIER OF FACT TO ALLOCATE FAULT TO ADDITIONAL TORTFEASORS, AND TO PROVIDE CIRCUMSTANCES UNDER WHICH ADDITIONAL NONDEFENDANT TORTFEASORS SHALL BE ADDED TO A VERDICT FORM AND CIRCUMSTANCES UNDER WHICH THEY SHALL NOT BE ADDED; BY AMENDING SECTION 61-6-2220, RELATING TO ALCOHOL SALES, SO AS TO PROHIBIT A PERSON FROM KNOWINGLY SELLING ALCOHOL TO AN INTOXICATED PERSON; BY ADDING CHAPTER 3 TO TITLE 61 SO AS TO ESTABLISH AN ALCOHOL SERVER TRAINING REQUIREMENT; BY AMENDING SECTION 61-2-60, RELATING TO REGULATIONS OF THE DEPARTMENT OF REVENUE, SO AS TO AUTHORIZE REGULATIONS FOR THE ALCOHOL SERVER TRAINING REQUIREMENTS; BY AMENDING SECTION 61-4-580, RELATING TO PROHIBITED ACTS BY HOLDERS OF PERMITS AUTHORIZING THE SALE OF BEER OR WINE, SO AS TO PROVIDE PENALTIES FOR VIOLATIONS; BY ADDING SECTION 61-4-523 SO AS TO PROVIDE PROCEDURES FOR THE SALE OF BEER AND WINE AT COLLEGIATE SPORTING EVENTS UNDER CERTAIN CIRCUMSTANCES; BY ADDING SECTION 38-73-550 SO AS TO REQUIRE THE DIRECTOR OF THE DEPARTMENT OF INSURANCE TO MAKE CERTAIN REPORTS REGARDING LIQUOR LIABILITY COVERAGE IN THIS STATE; BY AMENDING SECTION 38-90-20, RELATING TO LICENSING, REQUIRED INFORMATION AND DOCUMENTATION, FEES, AND RENEWAL, SO AS TO INCLUDE LIQUOR LIABILITY INSURANCE; BY AMENDING SECTION 61-2-145, RELATING TO THE REQUIREMENT OF LIABILITY INSURANCE COVERAGE, SO AS TO PROVIDE FOR LIQUOR LIABILITY RISK MITIGATION; AND BY ADDING SECTION 61-2-147 SO AS TO PROVIDE THAT TORTFEASORS CHARGED WITH CERTAIN DRIVING UNDER THE INFLUENCE OFFENSES SHALL APPEAR ON THE JURY VERDICT FORM UPON MOTION OF THE DEFENDANT UNDER CERTAIN CIRCUMSTANCES, AND TO PROVIDE IF A VERDICT IS RENDERED AGAINST BOTH A LICENSEE AND A DEFENDANT CHARGED WITH CERTAIN DRIVING UNDER THE INFLUENCE OFFENSES THAT THE LICENSEE IS JOINTLY AND SEVERALLY LIABLE FOR FIFTY PERCENT OF THE PLAINTIFF'S ACTUAL DAMAGES. - RATIFIED TITLE

12/05/24	House	Prefiled
12/05/24	House	Referred to Committee on Judiciary
01/14/25	House	Introduced and read first time (House Journal-page 199)
01/14/25	House	Referred to Committee on Judiciary (House Journal-page 199)
01/16/25	House	Member(s) request name added as sponsor: Bannister, Sessions, Jordan, Robbins, Collins, Martin, Lawson, Wickensimer, Landing, Long, Hiott, Forrest, Sanders, Teeple, Oremus, Hartz, Guest, Pedalino, M.M. Smith, Schuessler, Hixon, Chapman, Gatch, McGinnis, Neese, Hardee, Ligon, Taylor, Willis, Vaughan, Brittain, Erickson, Bradley, Rankin, Hager, Whitmire, Gilliam, Crawford, Hewitt, Yow
02/12/25	House	Committee report: Favorable Judiciary (House Journal-page 7)
02/18/25	House	Member(s) request name added as sponsor: Ballentine, Gagnon
02/18/25	House	Debate adjourned (House Journal-page 24)
02/19/25	House	Member(s) request name added as sponsor: Brewer
02/19/25	House	Read second time (House Journal-page 20)
02/19/25	House	Roll call Yeas-105 Nays-0 (House Journal-page 20)
02/20/25	House	Read third time and sent to Senate (House Journal-page 14)
02/26/25	Senate	Introduced and read first time (Senate Journal-page 9)
02/26/25	Senate	Referred to Committee on Finance (Senate Journal-page 9)
03/26/25	Senate	Committee report: Favorable with amendment Finance (Senate Journal-page 21)
04/01/25	Senate	Committee Amendment Adopted (Senate Journal-page 29)

04/01/25 Senate Read second time (Senate Journal-page 29)
04/01/25 Senate Roll call Ayes-45 Nays-0 (Senate Journal-page 29)
04/02/25 Senate Read third time and returned to House with amendments (Senate Journal-page 10)
04/03/25 Scrivener's error corrected
04/03/25 Scrivener's error corrected
04/09/25 House Debate adjourned until Thur., 4-10-25 (House Journal-page 55)
04/10/25 House Debate adjourned
04/23/25 House Debate adjourned until Thur., 4-24-25 (House Journal-page 19)
04/24/25 House Debate adjourned (House Journal-page 69)
04/30/25 House Amended (House Journal-page 79)
04/30/25 House Debate adjourned (House Journal-page 79)
05/01/25 House Debate adjourned (House Journal-page 160)
05/06/25 House Senate amendment amended (House Journal-page 111)
05/06/25 House Returned to Senate with amendments (House Journal-page 111)
05/07/25 Senate Concurred in House amendment and enrolled (Senate Journal-page 20)
05/07/25 Senate Roll call Ayes-41 Nays-1 (Senate Journal-page 20)
05/08/25 Ratified R 61
05/12/25 Signed By Governor
05/19/25 Effective date See Act for Effective Date
05/19/25 Act No. 42