

Session 121 - (2015-2016)

S*0407 (Rat #0107, Act #0077 of 2015) General Bill, By Bryant and Young

Summary: Corporate officers

AN ACT TO AMEND SECTION 41-27-265, CODE OF LAWS OF SOUTH CAROLINA, 1976, RELATING TO THE CORPORATE OFFICERS EXEMPTION FROM UNEMPLOYMENT BENEFITS ABSENT EMPLOYER ELECTION, SO AS TO PROVIDE THAT CORPORATE OFFICERS ARE ELIGIBLE FOR UNEMPLOYMENT BENEFITS UNLESS THE CORPORATION ELECTS TO OPT OUT OF THE COVERAGE AND TO PROVIDE FOR THE OPT OUT PROCESS, TO PROVIDE THAT THE SECTION ALSO APPLIES TO INDIVIDUALS WHO OWN TWENTY-FIVE PERCENT OR MORE STOCK IN A CORPORATION OR OTHERWISE EXERCISE AN OWNERSHIP INTEREST IN A CORPORATION, TO PROVIDE THAT PERSONS WITH A TWENTY-FIVE PERCENT OWNERSHIP INTEREST IN ANY OTHER BUSINESS ENTITY FORMED UNDER THE LAWS OF THIS STATE ARE ELIGIBLE FOR UNEMPLOYMENT BENEFITS UNLESS THE BUSINESS ENTITY ELECTS TO OPT OUT OF THE COVERAGE, TO PROVIDE THAT NEWLY-FORMED BUSINESS ENTITIES WITH PERSONS QUALIFIED FOR UNEMPLOYMENT BENEFITS UNDER THIS SECTION MUST REGISTER WITH THE DEPARTMENT OF EMPLOYMENT AND WORKFORCE EACH QUALIFIED PERSON WHO THE ENTITY SEEKS TO EXEMPT; AND TO AMEND CHAPTER 41, TITLE 41, RELATING TO OFFENSES, PENALTIES, AND VIOLATIONS CONCERNING UNEMPLOYMENT BENEFITS, SO AS TO INCREASE PENALTIES FOR VIOLATIONS OF PROVISIONS CONTAINED IN CHAPTERS 27 THROUGH 41 OF TITLE 41, TO PROVIDE FINAL DECISIONS CONCERNING UNEMPLOYMENT BENEFITS OVERPAYMENTS ARE FINAL FOR ALL PURPOSES AND PROCEEDINGS, AND TO PROVIDE THE DEPARTMENT MAY RECOVER CERTAIN FINES THROUGH ACTION IN THE ADMINISTRATIVE LAW COURT; TO MAKE PROVISIONS OF SECTION 1 APPLICABLE RETROACTIVELY TO JANUARY 1, 2015, AND TO PROVIDE CREDIT AGAINST FUTURE CONTRIBUTIONS FOR EMPLOYERS WHOSE CONTRIBUTION RATES CONSEQUENTLY ARE REDUCED. - ratified title

02/04/15	Senate	Introduced and read first time (Senate Journal-page 26)
02/04/15	Senate	Referred to Committee on Labor, Commerce and Industry (Senate Journal-page 26)
03/17/15	Senate	Committee report: Favorable Labor, Commerce and Industry (Senate Journal-page 11)
03/18/15		Scrivener's error corrected
03/18/15	Senate	Read second time (Senate Journal-page 24)
03/18/15	Senate	Roll call Ayes-44 Nays-1 (Senate Journal-page 24)
03/19/15	Senate	Read third time and sent to House (Senate Journal-page 8)
03/24/15	House	Introduced and read first time (House Journal-page 16)
03/24/15	House	Referred to Committee on Labor, Commerce and Industry (House Journal-page 16)
05/28/15	House	Recalled from Committee on Labor, Commerce and Industry (House Journal-page 24)
06/03/15	House	Amended (House Journal-page 20)
06/03/15	House	Read second time (House Journal-page 20)
06/03/15	House	Roll call Yeas-88 Nays-0 (House Journal-page 26)
06/03/15	House	Reconsidered (House Journal-page 201)
06/03/15	House	Amended (House Journal-page 202)
06/03/15	House	Read second time (House Journal-page 202)
06/03/15	House	Roll call Yeas-99 Nays-0 (House Journal-page 203)
06/04/15	House	Returned to Senate with amendments (House Journal-page 7)
06/04/15	Senate	Concurred in House amendment and enrolled (Senate Journal-page 76)
06/04/15	Senate	Roll call Ayes-41 Nays-0 (Senate Journal-page 76)
06/04/15		Ratified R 107
06/08/15		Signed By Governor
06/17/15		Effective date See Act for Effective Date
06/18/15		Act No. 77