**South Carolina General Assembly**

118th Session, 2009-2010

**A10, R35, H3428**

**STATUS INFORMATION**

General Bill

Sponsors: Reps. Harrell, Cooper and Ott

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Introduced in the House on February 4, 2009

Introduced in the Senate on March 31, 2009

Passed by the General Assembly on April 2, 2009

Governor's Action: May 6, 2009, Signed

Summary: Acts and Joint Resolutions

**HISTORY OF LEGISLATIVE ACTIONS**

Date Body Action Description with journal page number

2/4/2009 House Introduced and read first time [HJ](file:///h:\HJ%20Archive\2009\02-04-09.docx)‑8

2/4/2009 House Referred to Committee on **Ways and Means** [HJ](file:///h:\HJ%20Archive\2009\02-04-09.docx)‑9

3/25/2009 House Recalled from Committee on **Ways and Means** [HJ](file:///h:\HJ%20Archive\2009\03-25-09.docx)‑43

3/26/2009 House Read second time [HJ](file:///h:\HJ%20Archive\2009\03-26-09.docx)‑19

3/26/2009 House Unanimous consent for third reading on next legislative day [HJ](file:///h:\HJ%20Archive\2009\03-26-09.docx)‑20

3/27/2009 House Read third time and sent to Senate [HJ](file:///h:\HJ%20Archive\2009\03-27-09.docx)‑1

3/31/2009 Senate Introduced, read first time, placed on calendar without reference [SJ](file:///h:\SJ%20Archive\2009\03-31-09.docx)‑14

4/1/2009 Scrivener's error corrected

4/1/2009 Senate Read second time [SJ](file:///h:\SJ%20Archive\2009\04-01-09.docx)‑21

4/2/2009 Senate Read third time and enrolled [SJ](file:///h:\SJ%20Archive\2009\04-02-09.docx)‑8

4/30/2009 Ratified R 35

5/6/2009 Signed By Governor

5/15/2009 Effective date 05/06/09

5/19/2009 Act No. 10

**VERSIONS OF THIS BILL**

[2/4/2009](file:///p:\pprever\2009-10\3428_20090204.docx)

[3/25/2009](file:///p:\pprever\2009-10\3428_20090325.docx)

[3/31/2009](file:///p:\pprever\2009-10\3428_20090331.docx)

[4/1/2009](file:///p:\pprever\2009-10\3428_20090401.docx)

(A10, R35, H3428)

**AN ACT TO AMEND SECTION 2‑7‑80, CODE OF LAWS OF SOUTH CAROLINA, 1976, RELATING TO THE PRINTING AND DISTRIBUTION OF ACTS, SO AS TO PROVIDE FOR THE MAILING OF ACTS NOT PLACED ON THE DESKS OF MEMBERS OF THE GENERAL ASSEMBLY WHEN THE MEMBER REQUESTS THE SERVICES, REQUIRE THE CLERKS OF THE GENERAL ASSEMBLY TO MAKE ALL ACTS AVAILABLE TO THE PUBLIC AFTER APPROVAL BY THE GOVERNOR, AND GENERALLY RESTRUCTURE THE DISTRIBUTION OF ACTS; TO AMEND SECTION 2‑13‑190, RELATING TO PRINTING IN SIGNATURES AND DISTRIBUTION OF PAGE PROOFS OR ADVANCE SHEETS, SO AS TO DELETE THE REQUIREMENT THAT THE CODE COMMISSIONER SEND A COPY OF EACH ADVANCE SHEET TO A DELINEATED LIST OF PERSONS, PROVIDE FOR PRINTING BY THE OFFICE OF LEGISLATIVE PRINTING, INFORMATION AND TECHNOLOGY SYSTEMS (LPITS) OF NOT MORE THAN TWENTY‑FIVE COPIES OF THE ADVANCE SHEETS AS THE CODE COMMISSIONER ORDERS, AND TO DIRECT LPITS TO PUBLISH THE ADVANCE SHEETS ONLINE AS DIRECTED BY THE CODE COMMISSIONER; TO AMEND SECTION 8‑15‑40, RELATING TO THE DELIVERY OF THE CODE AND SUPPLEMENTS TO SUCCESSORS IN OFFICE, SO AS TO ALLOW THE CODE COMMISSIONER TO DETERMINE THE VALUE OF THE SET; TO AMEND SECTION 11‑25‑640, AS AMENDED, RELATING TO PERSONS ENTITLED TO RECEIVE ACTS AND JOINT RESOLUTIONS, SO AS TO NARROW THE LIST OF THOSE PERSONS RECEIVING THE ACTS AND JOINT RESOLUTIONS; AND TO AMEND SECTION 11‑25‑650, RELATING TO DISTRIBUTION OF COPIES AND PUBLICATIONS TO THE UNIVERSITY OF SOUTH CAROLINA LAW LIBRARY, SO AS TO DECREASE THE NUMBER OF COPIES PROVIDED OF THE ACTS AND JOINT RESOLUTIONS, THE CODE, AND THE REPORTS OF THE SUPREME COURT.**

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

**Printing and distribution of Acts, copies**

SECTION 1. Section 2‑7‑80 of the 1976 Code is amended to read:

“Section 2‑7‑80. The clerks of the two houses of the General Assembly are to make available to the public all acts after their approval by the Governor, not later than two weeks after the approval date. A copy of these acts must be mailed to the house of those members of the General Assembly who request these services. After Sine Die adjournment each year, the clerks of the two houses of the General Assembly are directed to mail a copy of all acts not placed on the members’ desks during the session to the home address of each member of the General Assembly who requests these services. In addition, three copies must be mailed to the head of each state department and institution, to the Chief Justice and associate justices and Clerk of the Supreme Court, to the Chief Judge and associate judges and Clerk of the Court of Appeals, and each judge and clerk of the judicial circuits who requests these services. The Secretary of State shall notify the respective clerks immediately upon receipt of all acts available to them for proofreading.”

**Publication of Advance Sheets, distribution online**

SECTION 2. Section 2‑13‑190 of the 1976 Code is amended to read:

“Section 2‑13‑190. After receiving the page proofs corrected from the Code Commissioner, the Office of Legislative Printing, Information and Technology Systems (LPITS) shall print the same and shall deliver not more than twenty‑five copies to the Code Commissioner as the commissioner orders. LPITS shall publish the advance sheets online as directed by the Code Commissioner and in accordance with applicable law. Dissemination of advance sheets to previous recipients will be accomplished by making them available online only and will not be provided in printed form.”

**Delivery of Code of Laws, Code Commissioner to determine value**

SECTION 3. Section 8‑15‑40 of the 1976 Code is amended to read:

“Section 8‑15‑40. An officer receiving a set of the Code and its supplements, upon leaving office, shall deliver to his successor in office the codes and supplements which he received as an officer. An officer leaving office without turning over to his successor the sets of the codes and supplements delivered to him by virtue of his office is liable for them on his official bond. The Code Commissioner shall determine the value of the set. The codes and supplements after distribution to officers are and remain the property of the State and must be returned to the State Librarian by a person who is not authorized by law to retain them. The Attorney General shall enforce the provisions of this section and Section 8‑15‑30.”

**Copies of Acts and Joint Resolutions, distribution**

SECTION 4. Section 11‑25‑640 of the 1976 Code, as last amended by Act 194 of 1987, is further amended to read:

“Section 11‑25‑640. Copies of the acts and joint resolutions must be distributed as follows:

(1) to each circuit judge, one copy;

(2) to each solicitor, one copy;

(3) to each clerk of court, one copy;

(4) to each judge of probate, one copy;

(5) to each county government, one copy;

(6) to the Supreme Court at Columbia and to the Court of Appeals at Columbia, one copy to each court;

(7) to each magistrate in the State, one copy;

(8) to each master, one copy;

(9) to each of the chartered colleges of the State, one copy;

(10) to the Code Commissioner, the number of copies requested by the commissioner;

(11) to the clerks of the two houses of the General Assembly, the number of copies requested by each clerk;

(12) to the Attorney General of the State, one copy;

(13) to the University of South Carolina, two copies;

(14) to the Charleston library, two copies;

(15) to the Athenaeum, Boston, and to the Athenaeum, Philadelphia, one copy each;

(16) to each county attorney, one paperback copy; and

(17) to each family court judge.”

**Copies of Acts, Joint Resolutions, Code of Laws, distribution**

SECTION 5. Section 11‑25‑650 of the 1976 Code is amended to read:

“Section 11‑25‑650. (A) The officials charged with distribution of these publications shall deliver to the law library of the University of South Carolina not later than thirty days after they are printed, from time to time, the following number of these publications in addition to those otherwise required by law to be delivered to the law library:

(1) five copies of the acts and joint resolutions of the General Assembly;

(2) twenty‑five copies of the proceedings of any constitutional convention of this State;

(3) five copies of the Code; and

(4) five copies of the reports of the Supreme Court.

(B) The officials of the law library of the University of South Carolina shall exchange all or any part of these publications for publications relating to government useful to students of law and public officials and shall catalogue and arrange the material to make it serviceable to members of the General Assembly.”

**Time effective**

SECTION 6. This act takes effect upon approval by the Governor.

Ratified the 30th day of April, 2009.

Approved the 6th day of May, 2009.

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