**South Carolina General Assembly**

120th Session, 2013-2014

**A27, R37, S237**

**STATUS INFORMATION**

General Bill

Sponsors: Senators Shealy, Setzler, Courson, Turner, Cromer, Massey, Young, Alexander and McElveen

Document Path: l:\s-res\ks\004flag.hm.ks.docx

Companion/Similar bill(s): 3379

Introduced in the Senate on January 16, 2013

Introduced in the House on March 20, 2013

Last Amended on May 8, 2013

Passed by the General Assembly on May 14, 2013

Governor's Action: May 17, 2013, Signed

Summary: Flags on top of State House

**HISTORY OF LEGISLATIVE ACTIONS**

Date Body Action Description with journal page number

1/16/2013 Senate Introduced and read first time ([Senate Journal‑page 11](file:///h:\SJ%20Archive\2013\01-16-13.docx))

1/16/2013 Senate Referred to Committee on **Finance** ([Senate Journal‑page 11](file:///h:\SJ%20Archive\2013\01-16-13.docx))

2/27/2013 Senate Committee report: Favorable with amendment **Finance** ([Senate Journal‑page 24](file:///h:\SJ%20Archive\2013\02-27-13.docx))

3/12/2013 Senate Committee Amendment Amended ([Senate Journal‑page 18](file:///h:\SJ%20Archive\2013\03-12-13.docx))

3/14/2013 Senate Committee Amendment Adopted ([Senate Journal‑page 11](file:///h:\SJ%20Archive\2013\03-14-13.docx))

3/14/2013 Senate Roll call Ayes‑41 Nays‑0 ([Senate Journal‑page 11](file:///h:\SJ%20Archive\2013\03-14-13.docx))

3/15/2013 Scrivener's error corrected

3/19/2013 Senate Read third time and sent to House ([Senate Journal‑page 12](file:///h:\SJ%20Archive\2013\03-19-13.docx))

3/20/2013 House Introduced and read first time ([House Journal‑page 9](file:///h:\HJ%20Archive\2013\03-20-13.docx))

3/20/2013 House Referred to Committee on **Education and Public Works** ([House Journal‑page 9](file:///h:\HJ%20Archive\2013\03-20-13.docx))

4/17/2013 House Recalled from Committee on **Education and Public Works** ([House Journal‑page 71](file:///h:\HJ%20Archive\2013\04-17-13.docx))

4/17/2013 House Referred to Committee on **Medical, Military, Public and Municipal Affairs** ([House Journal‑page 71](file:///h:\HJ%20Archive\2013\04-17-13.docx))

4/25/2013 House Recalled from Committee on **Medical, Military, Public and Municipal Affairs** ([House Journal‑page 54](file:///h:\HJ%20Archive\2013\04-25-13.docx))

4/26/2013 Scrivener's error corrected

4/30/2013 House Debate adjourned until Wed., 5‑1‑13 ([House Journal‑page 101](file:///h:\HJ%20Archive\2013\04-30-13.docx))

5/1/2013 House Amended ([House Journal‑page 200](file:///h:\HJ%20Archive\2013\05-01-13.docx))

5/1/2013 House Read second time ([House Journal‑page 200](file:///h:\HJ%20Archive\2013\05-01-13.docx))

5/1/2013 House Roll call Yeas‑96 Nays‑0 ([House Journal‑page 202](file:///h:\HJ%20Archive\2013\05-01-13.docx))

5/2/2013 House Read third time and returned to Senate with amendments ([House Journal‑page 25](file:///h:\HJ%20Archive\2013\05-02-13.docx))

5/8/2013 Senate House amendment amended ([Senate Journal‑page 23](file:///h:\SJ%20Archive\2013\05-08-13.docx))

5/8/2013 Senate Returned to House with amendments ([Senate Journal‑page 23](file:///h:\SJ%20Archive\2013\05-08-13.docx))

5/14/2013 House Concurred in Senate amendment and enrolled ([House Journal‑page 24](file:///h:\HJ%20Archive\2013\05-14-13.docx))

5/14/2013 House Roll call Yeas‑95 Nays‑0 ([House Journal‑page 24](file:///h:\HJ%20Archive\2013\05-14-13.docx))

5/15/2013 Ratified R 37

5/17/2013 Signed By Governor

5/23/2013 Effective date 05/17/13

5/28/2013 Act No. 27

**VERSIONS OF THIS BILL**

[1/16/2013](file:///p:\pprever\2013-14\237_20130116.docx)

[2/27/2013](file:///p:\pprever\2013-14\237_20130227.docx)

[3/14/2013](file:///p:\pprever\2013-14\237_20130314.docx)

[3/15/2013](file:///p:\pprever\2013-14\237_20130315.docx)

[4/25/2013](file:///p:\pprever\2013-14\237_20130425.docx)

[4/26/2013](file:///p:\pprever\2013-14\237_20130426.docx)

[5/1/2013](file:///p:\pprever\2013-14\237_20130501.docx)

[5/8/2013](file:///p:\pprever\2013-14\237_20130508.docx)

(A27, R37, S237)

**AN ACT TO AMEND SECTION 10‑1‑161, CODE OF LAWS OF SOUTH CAROLINA, 1976, RELATING TO THE FLYING OF FLAGS ATOP THE STATE CAPITOL BUILDING AT HALF‑STAFF, SO AS TO PROVIDE THE LENGTH OF TIME THAT THESE FLAGS MAY BE FLOWN AT HALF‑STAFF FOR MEMBERS OF THE UNITED STATES MILITARY SERVICES WHO WERE RESIDENTS OF SOUTH CAROLINA AND WHO LOST THEIR LIVES IN THE LINE OF DUTY WHILE IN COMBAT, TO PROVIDE THE PROCEDURE FOR HOISTING AND LOWERING THE FLAGS ATOP THE STATE CAPITOL BUILDING WHEN MORE THAN ONE INDIVIDUAL IS HONORED, AND TO PROVIDE THAT ON A DAY WHERE THE FLAGS ATOP THE STATE CAPITOL BUILDING ARE FLOWN AT HALF‑STAFF, THE GOVERNOR SHALL IDENTIFY THE PERSON OR PERSONS WHO ARE HONORED ON THE GOVERNOR’S WEBSITE.**

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

**Flags flown at half‑staff**

SECTION 1. Section 10‑1‑161 of the 1976 Code is amended to read:

“Section 10‑1‑161. (A) On Memorial Day the flags, which are flown atop the State Capitol Building, must be displayed at half‑staff until noon, then raised to the top of the staff.

(B) To honor and pay tribute to the following public officials and individuals, the flags which are flown atop the State Capitol Building must be lowered to half‑staff on the day on which funeral services are conducted for these public officials and individuals:

(1) current and past members of the United States Congress from the State of South Carolina;

(2) current constitutional officers of the State of South Carolina;

(3) former Governors and Lieutenant Governors of the State of South Carolina;

(4) current members of the South Carolina General Assembly;

(5) current members of the South Carolina Supreme Court;

(6) current and former Presidents of the United States; and

(7) members of the United States military services who were residents of South Carolina and who lost their lives in the line of duty while in combat.

(C) As contained in this section, ‘half‑staff’ means the position of the flag when it is one‑half the distance between the top and bottom of the staff.

(D) The flags atop the State Capitol Building must be flown at half‑staff for a period of thirty days from the date of death of the President or a former President; for a period of ten days from the date of death of the Vice President, the Chief Justice, or a retired Chief Justice of the United States Supreme Court, or the Speaker of the United States House of Representatives; for a period of five days before the day of the funeral through the date of the funeral for members of the United States military services who were residents of South Carolina and who lost their lives in the line of duty while in combat, for which the Division of Veterans’ Affairs must notify the Office of the Governor of the scheduled funeral date; and from the date of death through the date of interment of an associate justice of the United States Supreme Court, or a secretary of a federal executive or military department, or a former Vice President.

(E) Upon the occurrence of an extraordinary event resulting in death or upon the death of a person of extraordinary stature, the Governor may order that the flags atop the State Capitol Building be lowered to half‑staff at a designated time or for a designated period of time.

(F) The Governor may order the flags atop the State Capitol Building to be lowered to half‑staff for the same designated time when an act of the United States Congress or a presidential order is issued to lower flags to half‑staff over federal buildings.

(G) The flags atop the State Capitol Building, when flown at half‑staff must first be hoisted to the peak for an instant and then lowered to the half‑staff position. The flags must be again raised to the peak before they are lowered for the day.

(H)(1) On any day where flags atop the State Capitol Building are flown at half‑staff to honor and pay tribute to more than one individual listed in subsections (B) or (D), the flags must be hoisted and lowered pursuant to subsection (G) as many times as there are individuals to honor and pay tribute to that day.

(2) On any day where flags atop the State Capitol Building are flown at half‑staff, the Governor shall, on a conspicuous place on the website maintained by the Governor, identify the person or persons to which such honor and tribute is being paid until the day of the funeral.”

**Time effective**

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

Ratified the 15th day of May, 2013.

Approved the 17th day of May, 2013.

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