**South Carolina General Assembly**

122nd Session, 2017-2018

**S. 1125**

**STATUS INFORMATION**

General Bill

Sponsors: Senator Corbin

Document Path: l:\s-res\tdc\023gove.dmr.tdc.docx

Introduced in the Senate on March 15, 2018

Currently residing in the Senate Committee on **Judiciary**

Summary: Legislative delegation appointed governing groups

**HISTORY OF LEGISLATIVE ACTIONS**

Date Body Action Description with journal page number

3/15/2018 Senate Introduced and read first time ([Senate Journal‑page 6](file:///h:\sj\20180315.docx))

3/15/2018 Senate Referred to Committee on **Judiciary** ([Senate Journal‑page 6](file:///h:\sj\20180315.docx))

View the latest [legislative information](http://www.scstatehouse.gov/billsearch.php?billnumbers=1125&session=122&summary=B) at the website

**VERSIONS OF THIS BILL**

[3/15/2018](file:///p:\pprever\2017-18\1125_20180315.docx)

**A** **BILL**

TO AMEND CHAPTER 1, TITLE 2 OF THE 1976 CODE, RELATING TO THE GENERAL ASSEMBLY, GENERALLY, BY ADDING SECTION 2-1-260, TO PROVIDE THAT A GOVERNMENT AGENCY, BODY, COMMISSION, COMMITTEE, OR COUNCIL FOR WHICH ITS GOVERNING BOARD IS APPOINTED BY A LEGISLATIVE DELEGATION OF THIS STATE MAY NOT ASSIGN, CONVEY, DEVOLVE, ENTRUST, OR TRANSFER TO ANOTHER BOARD OR ENTITY THE BOARD’S GOVERNANCE AUTHORITY, DUTIES, FUNCTIONS, RESPONSIBILITIES, OR OPERATIONAL OVERSIGHT WITHOUT A PRIOR AFFIRMATIVE ACT OF THE GENERAL ASSEMBLY, AND TO PROVIDE PENALTIES.

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

SECTION 1. Chapter 1, Title 2 of the 1976 Code is amended by adding:

“Section 2‑1‑260. (A) Notwithstanding another provision of law, a government agency, body, commission, committee, or council for which its governing board is appointed by a legislative delegation of this State may not assign, convey, devolve, entrust, or transfer to another board or entity the board’s governance authority, duties, functions, responsibilities, or operational oversight without a prior affirmative act of the General Assembly.

(B) A member of a governing board described in subsection (A) must be dismissed from office, with the resulting vacancy filled in the manner of the original appointment and is permanently disqualified from holding public office in this State if he casts an affirmative vote to:

(1) assign, convey, devolve, entrust, or transfer to another board or entity the board’s governance authority, duties, functions, responsibilities, or operational oversight without a prior affirmative act of the General Assembly; or

(2) approve or ratify the assignment, conveyance, devolution, entrustment, or transfer to another board or entity the board’s governance authority, duties, functions, responsibilities, or operational oversight without a prior affirmative act of the General Assembly. A person who violates the provisions of this item is also guilty of a misdemeanor and, upon conviction, must be punished by a fine of not more than one thousand dollars or by imprisonment for not more than one year, or both.”

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

‑‑‑‑XX‑‑‑‑