~~Indicates Matter Stricken~~

Indicates New Matter

COMMITTEE REPORT

April 9, 2019

**H. 4335**

Introduced by Reps. Bradley, Alexander, Burns, Hyde, Kirby, Long, McGinnis, Rose, Erickson, Taylor, Bennett, Hewitt, Daning and Hixon

S. Printed 4/9/19--H.

Read the first time March 27, 2019.

**THE COMMITTEE ON REGULATIONS AND ADMINISTRATIVE PROCEDURES**

To whom was referred a Bill (H. 4335) to amend the Code of Laws of South Carolina, 1976, to enact the “Regulatory Freedom Act” by adding Section 1‑23‑135 so as to establish that, etc., respectfully

**REPORT:**

That they have duly and carefully considered the same and recommend that the same do pass with amendment:

Amend the bill, as and if amended, by striking all after the enacting words and inserting:

/ SECTION 1. This Act may be cited as the “Regulatory Freedom Act”.

SECTION 2. Article 1, Chapter 23, Title 1 of the 1976 Code is amended by adding:

“Section 1‑23‑135. Except for regulations exempted pursuant to Section 1‑23‑120(A) and (H)(1) and (4), a regulation promulgated or amended under this article after July 1, 2020, or the effective date of this act, whichever occurs last, expires five years from the date on which it becomes effective.”

SECTION 3. Section 1‑23‑130(C) of the 1976 Code is amended to read:

“(C) If emergency regulations are either filed or expire while the General Assembly is in session, the emergency regulations remain in effect for ninety days only and may not be refiled; but if emergency regulations are both filed and expire during a time when the General Assembly is not in session they may be refiled ~~for an additional~~ up to two additional increments of ninety days.”

SECTION 4. This act takes effect upon approval by the Governor. /

Renumber sections to conform.

Amend title to conform.

CHIP HUGGINS for Committee.

**A** **BILL**

TO AMEND THE CODE OF LAWS OF SOUTH CAROLINA, 1976, TO ENACT THE “REGULATORY FREEDOM ACT” BY ADDING SECTION 1‑23‑135 SO AS TO ESTABLISH THAT A REGULATION PROMULGATED UNDER THE ADMINISTRATIVE PROCEDURES ACT EXPIRES FIVE YEARS AFTER JULY 1, 2020, OR THE EFFECTIVE DATE OF THIS ACT, WHICHEVER IS LATER.

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

SECTION 1. This Act may be cited as the “Regulatory Freedom Act”.

SECTION 2. Article 1, Chapter 23, Title 1 of the 1976 Code is amended by adding:

“Section 1‑23‑135. A regulation promulgated or amended under this article after July 1, 2020, or the effective date of this act, whichever occurs last, expires five years from the date on which it becomes effective.”

SECTION 3. This act takes effect upon approval by the Governor.

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