**South Carolina General Assembly**

126th Session, 2025-2026

**H. 3222**

**STATUS INFORMATION**

General Bill

Sponsors: Rep. Bailey

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Prefiled in the House on December 5, 2024

Currently residing in the House Committee on **Medical, Military, Public and Municipal Affairs**

Summary: Litter control officers

**HISTORY OF LEGISLATIVE ACTIONS**

 Date Body Action Description with journal page number

 12/5/2024 House Prefiled

 12/5/2024 House Referred to Committee on **Medical, Military, Public and Municipal Affairs**

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**VERSIONS OF THIS BILL**

[12/05/2024](https://www.scstatehouse.gov/sess126_2025-2026/prever/3222_20241205.docx)

A bill

TO AMEND THE SOUTH CAROLINA CODE OF LAWS BY AMENDING SECTION 4-9-145, RELATING TO LITTER CONTROL OFFICERS, SO AS TO REVISE THE MEANS FOR DETERMINING THE LIMIT ON THE NUMBER OF LITTER CONTROL OFFICERS THAT A COUNTY MAY APPOINT AND COMMISSION, AND TO CORRECT AN INCORRECT REFERENCE.

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

SECTION 1. Section 4-9-145(B) of the S.C. Code is amended to read:

 (B)(1) The number of litter control officers vested with custodial arrest authority who are appointed and commissioned pursuant to subsection (A) must not exceed the greater of:

 (a) the number of officers appointed and commissioned by the county on July 1, 2001; or

 (b) one officer for every twenty-five thousand persons in the county, based upon the 2000most recent census. Each county may appoint and commission at least one officer, without regard to the population of the county.

 (2)(a) A litter control officer appointed and commissioned pursuant to subsection (A) may exercise the power of arrest with respect to his primary duties of enforcement of litter control laws and ordinances and other state and local laws and ordinances as may arise incidental to the enforcement of his primary duties only if the officer has been certified as a law enforcement officer pursuant to Article 9, Chapter 6Chapter 23, Title 23.

 (b) In the absence of an arrest for a violation of the litter control laws and ordinances, a litter control officer authorized to exercise the power of arrest pursuant to subitem (a) may not stop a person or make an incidental arrest of a person for a violation of other state and local laws and ordinances.

 (3) For purposes of this section, the phrase “litter control officer” means a code enforcement officer authorized to enforce litter control laws and ordinances.

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

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