

NO. 6

JOURNAL
OF THE
SENATE
OF THE
STATE OF SOUTH CAROLINA



REGULAR SESSION BEGINNING TUESDAY, JANUARY 14, 2025

TUESDAY, JANUARY 21, 2025

Tuesday, January 21, 2025
(Statewide Session)

~~Indicates Matter Stricken~~

Indicates New Matter

The Senate assembled at 11:00 A.M., the hour to which it stood adjourned, and was called to order by the ACTING PRESIDENT, Senator DEVINE. **(This is a Statewide Session day established under the provisions of Senate Rule 1B. Members not having scheduled committee or subcommittee meetings may be in their home districts without effect on their session attendance record.)**

CO-SPONSORS ADDED

The following co-sponsors were added to the respective Bills:

S. 53 Sen. Sutton
S. 74 Sen. Zell
S. 103 Sen. Leber
S. 115 Sen. Leber
S. 162 Sen. Leber
S. 183 Sen. Leber
S. 192 Sen. Leber
S. 239 Sen. Leber
S. 240 Sen. Leber
S. 241 Sen. Leber
S. 242 Sen. Leber
S. 243 Sen. Leber

INTRODUCTION OF BILLS AND RESOLUTIONS

The following were introduced:

S. 246 -- Senator Campsen: A BILL TO AMEND THE SOUTH CAROLINA CODE OF LAWS BY AMENDING SECTION 46-9-110, RELATING TO LOCAL ORDINANCES, SO AS TO PROVIDE THAT A UNIT OF LOCAL GOVERNMENT MAY ADOPT AN ORDINANCE RESTRICTING THE USE OF CERTAIN PESTICIDE PRODUCTS.

lc-0029ph25.docx

Read the first time and referred to the Committee on Agriculture and Natural Resources.

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S. 247 -- Senator Jackson: A BILL TO AMEND THE SOUTH CAROLINA CODE OF LAWS BY ENACTING THE "SENATOR CLEMENTA C. PINCKNEY HATE CRIMES ACT" BY ADDING ARTICLE 22 TO CHAPTER 3, TITLE 16 SO AS TO ENTITLE THE ARTICLE "PENALTY ENHANCEMENTS FOR CERTAIN CRIMES," TO PROVIDE ADDITIONAL PENALTIES FOR PERSONS WHO COMMIT CERTAIN DELINEATED CRIMES WHEN THE VICTIM WAS INTENTIONALLY SELECTED BASED ON CERTAIN FACTORS.

lc-0141hdb25.docx

Read the first time and referred to the Committee on Judiciary.

S. 248 -- Senator Campsen: A JOINT RESOLUTION PROPOSING AN AMENDMENT TO SECTION 7, ARTICLE VI OF THE CONSTITUTION OF SOUTH CAROLINA, 1895, RELATING TO THE CONSTITUTIONAL OFFICERS OF THIS STATE, SO AS TO DELETE THE COMMISSIONER OF AGRICULTURE FROM THE LIST OF STATE OFFICERS WHICH THE CONSTITUTION REQUIRES TO BE ELECTED AND PROVIDE THAT THE COMMISSIONER OF AGRICULTURE MUST BE APPOINTED BY THE GOVERNOR, UPON THE ADVICE AND CONSENT OF THE SENATE, FOR A TERM COTERMINOUS WITH THE GOVERNOR UPON THE EXPIRATION OF THE TERM OF THE COMMISSIONER OF AGRICULTURE SERVING IN OFFICE ON THE DATE OF THE RATIFICATION OF THIS PROVISION.

lc-0106ahb25.docx

Read the first time and referred to the Committee on Judiciary.

S. 249 -- Senator Campsen: A BILL TO AMEND THE SOUTH CAROLINA CODE OF LAWS BY AMENDING SECTION 2-20-30, RELATING TO PUBLIC HEARING OF NONJUDICIAL CANDIDATES, SO AS TO ELIMINATE THE REQUIREMENT THAT HEARINGS BE CONDUCTED NO LATER THAN TWO WEEKS PRIOR TO THE DATE SET FOR THE ELECTION, TO PROVIDE THAT CANDIDATES MAY NOT OBTAIN PLEDGES OR COMMITMENTS UNTIL THE TWELFTH DAY AFTER THE NAMES OF THE NOMINEES HAVE BEEN RELEASED, AND TO REQUIRE THAT A PERIOD OF TWENTY-TWO DAYS ELAPSE BETWEEN THE DATE THAT THE REPORT OF NOMINATIONS IS RELEASED AND THE TIME SET FOR THE ELECTION.

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lc-0105ahb25.docx

Read the first time and referred to the Committee on Judiciary.

S. 250 -- Senator Campsen: A BILL TO AMEND THE SOUTH CAROLINA CODE OF LAWS BY ENACTING THE "LONG-TERM CARE TAX CREDIT ACT" BY ADDING SECTION 12-6-3395 SO AS TO ALLOW A STATE INDIVIDUAL INCOME TAX CREDIT OF FIFTEEN PERCENT OF THE TOTAL AMOUNT OF PREMIUMS PAID BY A TAXPAYER PURSUANT TO A LONG-TERM CARE INSURANCE CONTRACT, NOT TO EXCEED TWO THOUSAND DOLLARS IN A TAXABLE YEAR FOR EACH INDIVIDUAL, AND TO PROHIBIT A DOUBLE BENEFIT.

lc-0197sa25.docx

Read the first time and referred to the Committee on Finance.

S. 251 -- Senator Campsen: A BILL TO AMEND THE SOUTH CAROLINA CODE OF LAWS BY AMENDING SECTION 22-3-10, RELATING TO CIVIL JURISDICTION OF MAGISTRATES COURT, SO AS TO INCREASE THE CIVIL JURISDICTION FROM SEVEN THOUSAND FIVE HUNDRED DOLLARS TO FIFTEEN THOUSAND DOLLARS.

lc-0142hdb25.docx

Read the first time and referred to the Committee on Judiciary.

S. 252 -- Senator Campsen: A BILL TO AMEND THE SOUTH CAROLINA CODE OF LAWS BY AMENDING SECTION 12-6-3515, RELATING TO THE STATE INCOME TAX CREDIT FOR CONSERVATION OR A QUALIFIED CONSERVATION CONTRIBUTION OF REAL PROPERTY, SO AS TO PROVIDE THAT THE CREDIT EQUALS TWENTY-FIVE PERCENT OF THE TOTAL VALUE OF THE GIFT RATHER THAN TWENTY-FIVE PERCENT OF THE CHARITABLE DEDUCTION FOR THE GIFT ALLOWED ON THE TAXPAYER'S FEDERAL INCOME TAX RETURN, TO INCREASE THE MAXIMUM ANNUAL CREDIT ALLOWED A TAXPAYER FROM FIFTY-TWO THOUSAND FIVE HUNDRED DOLLARS TO ONE HUNDRED FIFTY THOUSAND DOLLARS, TO ADJUST THE MAXIMUM ANNUAL CREDIT FOR INCREASES IN THE CONSUMER PRICE INDEX, AND TO DELETE OBSOLETE PROVISIONS.

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Read the first time and referred to the Committee on Finance.

S. 253 -- Senators Peeler, Grooms and Alexander: A JOINT RESOLUTION TO PROVIDE AUTHORIZATION FOR THE DEPARTMENT OF ADMINISTRATION TO EXPEND CERTAIN FUNDS TO ENGAGE AN INDEPENDENT COMPLIANCE CONSULTANT FOR REVIEW OF COMPLIANCE OF THE OFFICE OF THE STATE TREASURER, THE OFFICE OF THE COMPTROLLER GENERAL, AND THE OFFICE OF THE STATE AUDITOR WITH RECOMMENDATIONS IN THE ALIXPARTNERS FORENSIC ACCOUNTING REPORT AND OTHER RELEVANT RECOMMENDATIONS.

sf-0005aa25.docx

Read the first time and referred to the Committee on Finance.

S. 254 -- Senator Davis: A BILL TO AMEND THE SOUTH CAROLINA CODE OF LAWS BY ENACTING THE "SMALL BUSINESS REGULATORY FREEDOM ACT" BY ADDING SECTION 1-23-285 SO AS TO PROVIDE THE SMALL BUSINESS REGULATORY REVIEW COMMITTEE SHALL CONDUCT AN INITIAL REVIEW OF REGULATIONS PENDING REAUTHORIZATION AND MAKE RECOMMENDATIONS TO THE GENERAL ASSEMBLY FOR RETAINING OR REMOVING REGULATIONS, TO PROVIDE IT IS THE DUTY OF THE COMMITTEE WHEN REVIEWING REGULATIONS TO REDUCE THE OVERALL REGULATORY BURDEN ON BUSINESSES BY REDUCING THE NUMBER OF REGULATORY REQUIREMENTS BY TWENTY-FIVE PERCENT, AND TO PROVIDE THE COMMITTEE MAY REQUEST ANY NECESSARY INFORMATION FROM STATE AGENCIES AND TO REQUIRE THE COMPLIANCE OF AGENCIES WITH THESE REQUESTS, AMONG OTHER THINGS; BY AMENDING SECTION 1-23-110, RELATING TO THE PROCESS FOR PROMULGATING REGULATIONS UNDER THE ADMINISTRATIVE PROCEDURES ACT SO AS TO PROVIDE AGENCIES MAY NOT PROMULGATE REGULATIONS ABSENT EXPRESS STATUTORY AUTHORITY AND CITATION TO THE SPECIFIC STATUTORY AUTHORITY, TO PROVIDE FOR EVERY REGULATION AN AGENCY PROPOSES, IT MUST IDENTIFY AND PROPOSE TWO OF ITS REGULATIONS TO REMOVE, TO PROVIDE PERSONS AGGRIEVED BY A REGULATION MAY

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CHALLENGE THE VALIDITY OF THE REGULATION IN A COURT OF COMPETENT JURISDICTION, AND TO PROVIDE COURTS MAY DECLARE REGULATIONS INVALID UPON FINDING AN ABSENCE OF EXPRESS STATUTORY AUTHORITY TO PROMULGATE; BY AMENDING SECTION 1-23-115, RELATING TO ASSESSMENT REPORTS FOR REGULATIONS SUBMITTED FOR PROMULGATION, SO AS TO PROVIDE ALL REGULATIONS SUBMITTED FOR PROMULGATION MUST INCLUDE ASSESSMENT REPORTS, TO ALLOW LONGER REVIEW PERIODS IN CERTAIN CIRCUMSTANCES, TO PROVIDE DISCOUNT RATES MUST BE JUSTIFIED IF APPLIED IN AN ANALYSIS REPORT, TO PROVIDE PROMULGATING AGENCIES MUST CONDUCT RETROSPECTIVE ASSESSMENT REPORTS IN CERTAIN CIRCUMSTANCES, TO PROVIDE ASSESSMENT CONTENTS MUST BE MADE PUBLICLY AVAILABLE IN A CERTAIN MANNER, TO PROVIDE CERTAIN STANDARDIZED ANALYTIC METHODS AND METRICS MUST BE APPLIED TO ALL REGULATIONS, TO REQUIRE RETROSPECTIVE ASSESSMENT REPORTS BE CONDUCTED WHEN REGULATIONS ARE REVIEWED FOR RENEWAL, AMONG OTHER THINGS; BY AMENDING SECTION 1-23-120, RELATING TO DOCUMENTS REQUIRED TO BE FILED TO INITIATE THE REVIEW PROCESS FOR A REGULATION, SO AS TO REQUIRE THE DOCUMENTS INCLUDE AN AUTOMATIC EXPIRATION DATE, AND TO PROVIDE FOR THE AUTOMATIC EXPIRATION AND PERIODIC REVIEW OF REGULATIONS; AND BY AMENDING SECTION 1-23-380, RELATING TO JUDICIAL REVIEW UPON EXHAUSTION OF ADMINISTRATIVE REMEDIES, SO AS TO PROVIDE REQUIREMENTS FOR JUDICIAL REVIEW OF AGENCY INTERPRETATIONS OF REGULATIONS.

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Read the first time and referred to the Committee on Judiciary.

S. 255 -- Senator Davis: A BILL TO AMEND THE SOUTH CAROLINA CODE OF LAWS BY ADDING ARTICLE 8 TO CHAPTER 53, TITLE 44, SO AS TO ESTABLISH THE "SAFER SYRINGE PROGRAM," INCLUDING WHO MAY ESTABLISH AND OPERATE THE PROGRAM AS WELL AS SERVICES THE PROGRAM MAY OFFER, AND TO PROVIDE IMMUNITY FROM

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CRIMINAL AND CIVIL LIABILITY FOR PROGRAM EMPLOYEES, PARTICIPANTS, AND LAW ENFORCEMENT; AND BY AMENDING SECTION 44-130-20, RELATING TO TERMS DEFINED IN THE "SOUTH CAROLINA OVERDOSE PREVENTION ACT," SO AS TO MAKE CONFORMING CHANGES.
lc-0147vr25.docx

Read the first time and referred to the Committee on Medical Affairs.

S. 256 -- Senator Davis: A BILL TO AMEND THE SOUTH CAROLINA CODE OF LAWS BY ENACTING THE "SOUTH CAROLINA COMMERCIAL PROPERTY ASSESSED CLEAN ENERGY AND RESILIENCE ACT" BY ADDING CHAPTER 39 TO TITLE 6 SO AS TO PROVIDE DEFINITIONS, CREATE AND ESTABLISH THE PROGRAM, PROVIDE FOR APPLICATION AND ADMINISTRATION, ESTABLISH A PROCESS FOR ASSESSING AND COLLECTING LIENS, PROVIDE FINANCING, AND TO DEVELOP STANDARDS, AMONG OTHER THINGS.

lc-0026ph25.docx

Read the first time and referred to the Committee on Labor, Commerce and Industry.

MESSAGE FROM THE GOVERNOR

The following appointments were transmitted by the Honorable Henry Dargan McMaster:

Statewide Appointments

Initial Appointment, Director of Department of Health & Human Services, with term coterminous with Governor

Director:

Eunice Medina, 5000 Forest Drive Apt. 1212, Columbia, SC 29206
VICE Robert Kerr (resigned 11/1/2024)

Referred to the Committee on Medical Affairs.

Initial Appointment, South Carolina Arts Commission, with the term to commence June 30, 2023, and to expire June 30, 2026

At-Large:

Russell Parks, Parks Consult, LLC 242 Batson Pate Drive, Easley, SC 29640-6718 *VICE* Henry Horowitz

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Referred to the Committee on Education.

Reappointment, South Carolina Board of Occupational Therapy, with the term to commence September 30, 2024, and to expire September 30, 2027

Occupational Therapist:

Ricardo Holmes, 2 Bradford Ridge Court, Columbia, SC 29223 *VICE*

Referred to the Committee on Medical Affairs.

Reappointment, South Carolina Commission for the Blind, with the term to commence May 19, 2024, and to expire May 19, 2026

7th Congressional District:

Susan L. John, 3755 Cedar Creek Run, Little River, SC 29566-8435
VICE

Referred to the Committee on Family and Veterans' Services.

Initial Appointment, South Carolina Commission for the Blind, with the term to commence May 19, 2022, and to expire May 19, 2026

5th Congressional District:

Sonia Timmons, 917 Twin Valley Way, Fort Mill, SC 29715-0169
VICE Lynn Hornsby

Referred to the Committee on Family and Veterans' Services.

Reappointment, South Carolina Residential Builders Commission, with the term to commence June 30, 2024, and to expire June 30, 2028

1st Congressional District:

Alpha T. Bailey, 2305 North Main Street, Summerville, SC 29483
VICE

Referred to the Committee on Labor, Commerce and Industry.

Reappointment, South Carolina Residential Builders Commission, with the term to commence June 30, 2024, and to expire June 30, 2028

4th Congressional District:

Hal J. Dillard, 101 Sugar Mill Road, Greer, SC 29650 *VICE*

Referred to the Committee on Labor, Commerce and Industry.

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Reappointment, South Carolina Residential Builders Commission, with the term to commence June 30, 2024, and to expire June 30, 2028

At-Large:

James G. Graves, 127 High Hampton Drive, Columbia, SC 29209-1222 *VICE*

Referred to the Committee on Labor, Commerce and Industry.

Reappointment, South Carolina State Athletic Commission, with the term to commence June 30, 2022, and to expire June 30, 2026

1st Congressional District:

Coleman Bates, 944 Kincade Dr., Mt. Pleasant, SC 29464-4518 *VICE*

Referred to the Committee on Labor, Commerce and Industry.

Reappointment, South Carolina State Athletic Commission, with the term to commence June 30, 2024, and to expire June 30, 2028

4th Congressional District:

Paul H. Kennemore, III, 367 Meathward Circle, Moore, SC 29369 *VICE*

Referred to the Committee on Labor, Commerce and Industry.

Reappointment, South Carolina State Athletic Commission, with the term to commence June 30, 2024, and to expire June 30, 2028

At-Large:

Benson Garrick Messer, 550 Bimini Twist Circle, Lexington, SC 29072-8269 *VICE*

Referred to the Committee on Labor, Commerce and Industry.

Initial Appointment, South Carolina State Board of Nursing, with the term to commence December 31, 2024, and to expire December 31, 2028

5th Congressional District, Registered Nurse:

Lisa James, 1279 Retreat Way, Ridgeway, SC 29130-7441 *VICE*
Samuel McNutt

Referred to the Committee on Medical Affairs.

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Reappointment, South Carolina State Board of Nursing, with the term to commence June 30, 2024, and to expire June 30, 2028

7th Congressional District, Registered Nurse:

Leslie M. Lyerly, 636 Marsh Pond Road, Johnsonville, SC 29555-6617 *VICE*

Referred to the Committee on Medical Affairs.

Initial Appointment, South Carolina State Board of Podiatry Examiners, with the term to commence December 21, 2022, and to expire December 21, 2026

William Harris, IV, 1885 Overbrook Drive, Rock Hill, SC 29732-1536 *VICE*

Referred to the Committee on Medical Affairs.

Reappointment, South Carolina State Board of Social Work Examiners, with the term to commence November 27, 2024, and to expire November 27, 2028

Master Social Worker:

Lynn T. Melton, 730 Plantation Road, Lancaster, SC 29720-1834 *VICE*

Referred to the Committee on Family and Veterans' Services.

Reappointment, South Carolina Workers' Compensation Commission Chairman, with the term to commence June 30, 2024, and to expire June 30, 2026

Chairman:

Thomas Scott Beck, 422 Gold Nugget Point, Prosperity, SC 29127 *VICE*

Referred to the Committee on Judiciary.

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The following appointment was transmitted by the Board of Directors of the South Carolina Natural Resources Department:

Statewide Appointment

Initial Appointment, Director, South Carolina Department of Natural Resources,

Thomas S. Mullikin, 1308 Broad Street, Camden, SC 29020 *VICE*
Robert H. Boyles, Jr.

Referred to the Committee on Fish, Game and Forestry.

ADJOURNMENT

At 11:06 A.M., on motion of Senator GRAHAM, the Senate adjourned to meet Wednesday, January 22, 2025, under the provisions of Rule 1B.

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