
The Governor's Office



Regulatory Task Force

Governor Nikki Haley's newly established Regulatory Review Task Force held their first meeting Thursday, April 11th. The Regulatory Review Task Force was created by Executive Order 2013-02. Its mission is to develop a report that evaluates South Carolina's current regulatory burdens on businesses in South Carolina, and submit it to the Governor by November.

Regulatory Review Task Force members who were present included:

Mark Lutz (Task Force Chairman)
Senator Tom Davis
Senator Brad Hutto
Representative Eric Bedingfield
Dan Dennis (Small Business Representative)
Dana Beach (Environmental Representative)
Patrick Caster (Healthcare Representative)
Charles "Buddy" Young (National Federation of Independent Business Representative)
Phil Waddell (South Carolina Chamber of Commerce Representative)
Nick Odom (South Carolina Manufacturer's Alliance Representative)

The Regulatory Review Task Force has created an email account to allow for public input from residents across South Carolina who are unable to attend the meeting. The email address is

GovRegTaskForce@scommerce.com.

According to the Governor's website, all comments should include the following:

1. Provide your name, your company's name, and your contact information.
2. Specify and cite the statute, rule, regulation or policy to which each comment applies.
3. If the comment applies to a proposed statute, rule, regulation or policy, provide a copy of or reference to the proposal.
4. Specifically state how the statute, rule, regulation or policy unduly burdens you or your business.
5. If possible, provide alternative approaches or language you believe will reduce the burden of the provision on you or your business while still meeting the intent or goal of the statute, rule, regulation or policy.
6. Submit to the Regulatory Review Task Force by electronic mail to GovRegTaskForce@scommerce.com.

Economic Development Announcements

The Governor announced that McLaughlin Body Company, an operator protection systems manufacturer out of Illinois, will locate a new manufacturing facility in Anderson County. The \$22 million investment is expected to generate 250 new jobs over the next five years. For more information about the company, please visit <http://www.mclbody.com/>. Additionally, SMF Inc., a metal fabrication company, announced that it will also build a facility in Anderson County. The \$5.8 million investment is expected to generate 146 new jobs over the next five years. For more information about SMF Inc., please visit the company's website at www.smf-inc.com.

Governor Haley and the Greenville Area Development Corporation announced strong job creation and capital investment for 2012 at its Annual Meeting on Thursday. In 2012, the GADC worked with relocating and existing companies to create 1,454 new jobs and attract new capital investment totaling \$273 million. Governor Haley was also awarded the organization's ninth annual William D. Workman III Buffalo Hunter Award, its highest honor.

Details from Each Chamber



Bond Bill for Boeing

On Tuesday, Senators Leatherman (R-Florence), Setzler (D-Lexington) and others filed [S. 578](#), a bond bill for the expansion of Boeing South Carolina. Boeing plans to invest \$1 billion dollars and add 2,000 jobs by 2020. Senator Leatherman introduced the bill by saying that South Carolina has the only aircraft site in the world where planes are built from start to finish, and that the state could ultimately become the nation's aerospace hub. The Senate Finance committee gave a favorable report to S.578, Tuesday afternoon. Department of Commerce Secretary Bobby Hitt appeared before the committee, answering questions from members and giving specifics on the planned expansion. The bill received second reading Wednesday and third reading Thursday. It now goes to the Senate.

Cyber Breach

The Senate began debate on [S. 334](#), the Identity Theft Protection bill. Senator Sheheen (D-Kershaw) offered an amendment adding new definitions including eligible person and eligible expenses. It also creates a fund to reimburse people who can show that their funds were stolen and have suffered a tremendous financial loss. Sheheen said the funds would be discussed during the budget process. The bill was carried over. The Senate debated the bill Wednesday but again carried it over. Senator Sheheen revised his amendment to include that the reimbursement fund would be set up in the treasurer's office. There is no cap on reimbursement in the amendment. Senator Peeler amended the bill Thursday to add a fund for the Cherokee County train wreck victims. The bill received second reading.

Affordable Care Act

The House Judiciary committee gave a favorable as amended report to [H. 3101](#), the South Carolina Freedom of Health Care Protection Act. Representative Bannister (R-Greenville) explained the bill and subcommittee amendment. The bill criminalizes participation in the Affordable Care Act and disallows any state agency from engaging in activity that violates the Constitution.

House Rentals

The House Ways & Means Sales and Income Tax subcommittee met Wednesday and gave a favorable report to [H. 3767](#), related to the Accommodations Tax Rental Exemption. This bill would exempt the accommodations tax to people renting their residences less than 15 days per year.

Guns and Mentally Ill

The House Judiciary Committee gave a favorable report to [H. 3560](#). The bill arose from a situation in Charleston in which a woman brought a gun to a school. The bill requires reporting to SLED the names of those who are mentally incapacitated or committed to a mental institution. The Senate Judiciary committee gave a favorable as amended report to [S. 413](#), which also refers to reporting names of the mentally ill.

Charitable Raffles

The House approved and enrolled for ratification [S. 239](#), a bill proposing a constitutional amendment to authorize charitable raffles conducted by non-profit organizations. In addition, the House approved and enrolled for ratification a bill, [S. 213](#), which establishes the general law and provisions for charitable raffles in the event that the constitution is amended to permit them.

Joint Legislative Committee on Economic Development

The House amended, approved, and sent the Senate a bill, [H. 3437](#), which creates a joint legislative committee on economic development. This would be a permanent joint legislative committee to conduct a continuing study of the laws, policies, and procedures of this state affecting economic development.

Sales Tax Exemptions

The House Ways and Means Sales and Income Tax subcommittee gave a favorable as amended report to [H. 3522](#) which deletes \$10.5 million sales tax exemptions from the code. The bill also reinstates the Joint Committee on Taxation.

Film Rebate

The House Ways & Means Sales and Income Tax subcommittee met Wednesday and gave a favorable report to [H. 3357](#), pertaining to the motion picture production rebate. This bill would have no impact on the general fund and would allow a rebate up to 30%.

Transportation Infrastructure Bank

Senator Peeler (R-Cherokee) introduced [S. 600](#), which shifts the bank to the Department of Transportation. It would also shift 50% of the sales tax on motor vehicles to the Department of Transportation and 50% to the infrastructure bank for bonding. Peeler said the bill could "funnel \$225 million into the infrastructure in the state."

Telemedicine

A Senate Medical Affairs subcommittee met Thursday and gave a favorable as amended report to [S. 290](#), the telemedicine bill. The amendment adds language into the definition of telemedicine, adds an advisory council on the issue, and changes the recommended report date from January to July on the suggestion of the Public Employees Benefit Authority.

Certificate of Need

A Senate Medical Affairs subcommittee gave a favorable report Thursday to [S.568](#), the Certificate of Need and Health Facility Licensure Act. The subcommittee discussed the DHEC CON Panel recommendations that need statutory changes such as adding a definition of new and emerging technology, changing the capital threshold, and amending the definition of non-ionizing radiation to include radio frequency. DHEC Director, Catherine Templeton, spoke to the subcommittee to give an update on the political healthcare environment relating to the bill. Templeton said that the public and stakeholders had a chance to speak and all recommendations had been vetted. She also mentioned that Governor Haley would not veto the bill as it stands right now. Jimmy Walker from the South Carolina Hospital Association testified before the subcommittee and said that SCHA was in support of the bill and believed that this bill will improve the CON process and help keep the CON strong.

Newly Introduced Legislation



AUTOMOTIVE:

[H. 3921](#) Rivers: RELATING TO RECKLESS DRIVING - Referred to Committee on Judiciary.

CORPORATE:

[H. 3922](#) Mitchell: TO ENACT THE "SOUTH CAROLINA COMMUNITY LAND BANK ACT OF 2013" - Referred to Committee on Labor, Commerce and Industry.

ECONOMIC DEVELOPMENT/TAX:

[H. 3900](#) Harrell: RELATING TO THE STATE GENERAL OBLIGATION ECONOMIC DEVELOPMENT BOND ACT - Referred to Committee on Ways and Means.

[S. 597](#) O'Dell: RELATING TO THE SALES TAX EXEMPTION ON INJECTABLE MEDICATIONS AND BIOLOGICS - Referred to the Committee on Finance.

[S. 600](#) Peeler: RELATING TO THE CREATION, DUTIES, AND FUNCTIONS OF THE TRANSPORTATION INFRASTRUCTURE BANK - Referred to the Committee on Finance.

[S. 610](#) Rankin: RELATING TO DEFINITIONS FOR PURPOSES OF THE STATE GENERAL OBLIGATION ECONOMIC DEVELOPMENT BOND ACT - Referred to the Committee on Finance.

[S. 611](#) Rankin: TO REQUIRE THAT THE COMMISSION FOR MINORITY AFFAIRS

ELIMINATE ELIGIBILITY FOR A NATIVE AMERICAN INDIAN GROUP TO RECEIVE OFFICIAL RECOGNIZED STATUS IN THIS STATE - Referred to the Committee on Judiciary.

EDUCATION:

[H. 3896](#) Merrill: RELATING TO THE LIMITATION ON TUITION INCREASES UNDER THE SOUTH CAROLINA TUITION PREPAYMENT PROGRAM - Referred to Committee on Ways and Means.

ENVIRONMENTAL:

[H. 3925](#) Hardwick: RELATING TO PROHIBITING THE DISCHARGE OF POLLUTANTS INTO THE ENVIRONMENT AND REMEDIES FOR VIOLATIONS - Referred to Committee on Agriculture, Natural Resources and Environmental Affairs.

JUDICIAL:

[H. 3894](#) Clemmons: RELATING TO FACTORS THAT MAY BE CONSIDERED WHEN DETERMINING JUST COMPENSATION IN CONDEMNATION ACTIONS REGARDING EMINENT DOMAIN - Referred to Committee on Judiciary.

[H. 3895](#) Herbkersman: RELATING TO HEARINGS AND PROCEEDINGS BEFORE THE ADMINISTRATIVE LAW COURT - Referred to Committee on Judiciary.

In the Media



Education leaders: Florida holds key to SC literacy fix (3/31/13)

Nearly 3,000 of South Carolina's third-graders who struggle with reading could be held back if the state adopts a plan that would require students to read at or near grade level. [Read more.](#)

Climate report released by DNR (4/9/13)

South Carolina's wildlife department has finally released a climate study that agency scientists completed more than a year ago, but which had been bottled up during a shift in department priorities. [Read more.](#)

Report blasts conditions, oversight failures at SC care facilities for elderly, disabled, poor (4/9/13)

More poor, disabled and elderly residents than ever are at risk in South Carolina's community residential care facilities, an investigation by a state independent watchdog group has found. [Read more.](#)

Senate Leader Offers Plan To Repair South Carolina Roads (4/10/13)

Senate Majority Leader Harvey Peeler - saying there is "no way" S.C. lawmakers will raise the state's gas tax - has proposed borrowing money and taxing out-of-state truckers to repair the state's highways. [Read more.](#)

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state's gas tax - has proposed borrowing money and taxing out-of-state truckers to repair the state's highways. [Read more.](#)

Sheheen challenging Haley again (4/10/13)

State Sen. Vincent Sheheen said Wednesday he thinks Republican Nikki Haley's first-term record as governor gives him a better chance to win in his second try for the state's top office. [Read more.](#)

Bipartisan bill would limit legislators' use of SC state-owned planes (4/10/13)

A state Senate bill, introduced Wednesday with support from Democrats and Tea Party-leaning Republicans, would ban the use of state-owned planes to bring people to Columbia to testify on bills. [Read more.](#)

Haley has more than \$2 million cash available (4/10/13)

Gov. Nikki Haley's senior adviser says she raised nearly \$600,000 in the last quarter and has more than \$2 million available for a second run. [Read more.](#)

Obama budget slashes funding for S.C. MOX plant (4/10/13)

The Obama administration's budget slashes funding for a plutonium reprocessing project in South Carolina and questions the viability of the multi-billion-dollar effort. [Read more.](#)

S.C. Senate votes to create hacking victims fund (4/10/13)

Senators still aren't sure how taxpayers who believe their personal information was stolen as a result of last year's Department of Revenue hacking can prove they were victimized by the breach but they are creating a fund to help anyway. [Read more.](#)

House approves measures to legalize raffles (4/10/13)

The House has approved measures aimed at legalizing raffles in South Carolina. [Read more.](#)

SC task force aims to streamline, not strip, business rules, chairman says (4/11/13)

Leaders of a task force set up by Gov. Nikki Haley to trim state regulations promised at their first meeting Thursday to not strip S.C. codes. [Read more.](#)

SC House to fast-track Boeing incentives after Senate OK (4/11/13)

Economic incentives for Boeing's expansion of its North Charleston plant are moving at a jet-like pace through the State House. [Read more.](#)

SC pension fund sues SC treasurer as power struggle explodes (4/11/13)

Two taxpayer-funded entities are suing each other over how to invest \$26 billion in public money. [Read more.](#)

10 years of credit protection wins key approval from SC Senate (4/11/13)

A bill that could give victims of the nation's largest hacking at a state agency up to 10 years of credit-fraud protection received a key approval Thursday in the S.C. Senate. [Read more.](#)

Senate creates fund to aid victims of 2011 Spartanburg mini train ride crash (4/11/13)

The Senate today created a fund to aid victims of a 2011 miniature train accident in Spartanburg that killed one child and injured 27. [Read more.](#)

Haley gets business boost in Greenville (4/12/13)

Republican Gov. Nikki Haley got a stroke from the Greenville business community Thursday in the form of an economic development award, but Democrats said she's not supporting commerce with a realistic plan to fix the state's crumbling roads. [Read more.](#)

SC conservative group backs Graham on immigration (4/12/13)

A conservative group in South Carolina is launching an ad campaign supporting U.S. Sen. Lindsey Graham's immigration reform proposal. [Read more.](#)

S.C. Supreme Court to take treasurer case (4/13/13)

The S.C. Supreme Court could settle a running feud over who controls the state's \$27 billion pension fund, as it considers whether Treasurer Curtis Loftis is breaking the law by refusing to write a check for an approved investment. [Read more.](#)

Clemson bids for independence from state oversight (4/14/13)

As the Clemson Tiger mascot paraded around the State House promoting the state's second-biggest college last week, Clemson president James Barker told a S.C. Senate panel that his university needs independence from state oversight for big construction projects and land purchases. [Read more.](#)

States line up in favor of federal adoption law (4/14/13)

The U.S. Supreme Court this week will hear an emotional family challenge to longstanding federal law on the adoption of Native American children, with several states, tribes and children's welfare groups lining up to support the current rules. [Read more.](#)

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Firm clients who wish to receive individualized legislative updates, bill monitoring, or lobbying services may discuss options with Bob Coble. He can be reached at 803-253-8211 or bcoble@nexsenpruet.com.

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