

Municipal Association Legislative Agenda Update
April 1, 2011

Legislative principle	Bill number	Short Title	Description	Current Action
POINT OF SALE				
Promoting economic growth	H3713	Point of sale	Eliminates point of sale assessments	passed out of the House Ways and Means Property Tax subcommittee on 3/08/11; on the full House Ways and Means agenda
Promoting economic growth	S647	Point of sale	Eliminates point of sale assessments	The Senate Finance committee voted 12-6 to approve this bill as amended by the subcommittee on 3/29/11
Promoting economic growth	S229	Property Owner Protection Act of 2011	Caps increases in value of sold property at 15 percent at point of sale and again at reassessment.	The Senate Finance Property Tax subcommittee did not take action on this bill
BUSINESS LICENSE				
Encouraging local accountability and fiscal responsibility	H3472	Revises the appeals process for business license fees	Outlines a process by which a taxpayer may object to a business license tax assessment that includes appeals to the Administrative Law Court. This bill also outlines the Revenue Procedures Act as a tool in resolving disputes concerning business license tax assessments.	introduced on January 27, 2011 and referred to House Ways and Means committee
CUTS TO THE LOCAL GOVERNMENT FUND				
Encouraging local accountability and fiscal responsibility	H3516	Suspends restrictions on amending or repealing provisions in the State Aid to Subdivisions Act	Allows the General Assembly to reduce the funding to the Local Government Fund by suspending restrictions on amending or repealing provisions in the State Aid to Subdivisions Act for fiscal year 2011-2012. This bill also allows counties for fiscal year 2011-2012 to transfer among appropriated state revenues as needed to ensure delivery of services.	passed by the House on 02/25/11 ; carried over by the Senate Finance committee on 03/08/11

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TELECOMMUNICATIONS				
Encouraging local accountability and fiscal responsibility	H3508	Makes changes to the law relating to government-owned telecommunications service providers	Clarifies that governments providing telecommunications services must comply with the 2002 Telecommunications Act and expands the definition of broadband.	House passed on 02/18/11; a Senate Judiciary subcommittee heard testimony on 3/23/11 but did not take action on the bill
PUBLIC SAFETY				
Enhancing positive quality of life	S336	Specific requirements for uniform traffic citations	Requires a copy of the traffic citation be handed directly to the offender by the law enforcement officer issuing the ticket. This bill also requires law enforcement to stop the owner or operator of the vehicle to issue the traffic citation.	Senate gave third reading on 03/30/11, sent to the House
Enhancing positive quality of life	H3443	Allows photographic evidence to be used during traffic stops	Allows citations for speeding or traffic control device violations to be based on a combination of photographic and radar evidence.	introduced on January 25 and referred to House Judiciary committee
ALCOHOL PERMITS				
Encouraging local accountability and fiscal responsibility	H3178	Removes references to nonprofit organizations related to special permits to sell beer and wine	Removes specific references to nonprofit organizations in the law that allows special permits for the sale of beer and wine. This bill corrects a law passed in 2010 that unintentionally excludes municipalities from applying for beer and wine licenses.	House passed on 02/23/11; Senate gave second reading on 03/09/11, waiting on third reading

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IMMIGRATION				
Enhancing positive quality of life	S20	Requires law enforcement to check immigration status of arrested, detained or stopped individuals	Requires a law enforcement officer who has reasonable suspicion that a person stopped, detained or arrested by law enforcement is an illegal immigrant to verify immigration status.	Senate passed on 03/10/11; House referred to the Judiciary committee
RECYCLING PERMITS				
Encouraging local accountability and fiscal responsibility	S461	Funding for the administration of a model recycling program	Requires holder of on-premises consumption alcohol permits to recycle each beverage container in accordance with the model recycling program through SC DHEC. The bill was amended to remove accommodations tax funding as the funding source and replaced it with funding from the Governor's Task Force on Litter.	The Senate Judiciary committee gave this bill a favorable report on 3/22/11; on the Senate calendar
TRANSPARENCY				
Encouraging local accountability and fiscal responsibility	S435	Requires local governments to file periodic expenditure reports	Requires local governmental entities, agencies, organizations or individuals that receive, collect or spend public funds derived from state or local tax revenue to file periodic expenditure reports with the state or local governmental entity or agency that provided, collected or spent the public funds. The bill was amended to clarify that this legislation only applies to grant funds and not money paid for services or products.	The Senate Finance committee gave this bill a favorable report on 03/29/11

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