~~Indicates Matter Stricken~~

Indicates New Matter

COMMITTEE REPORT

February 24, 2021

**H. 3664**

Introduced by Reps. Hewitt, Hixon, Stavrinakis, Crawford, Kirby, B. Cox and Anderson

S. Printed 2/24/21--H.

Read the first time January 14, 2021.

**THE COMMITTEE ON**

**LABOR, COMMERCE AND INDUSTRY**

To whom was referred a Bill (H. 3664) to amend Section 40‑57‑115, Code of Laws of South Carolina, 1976, relating to criminal background checks required for initial licensure by the Real Estate Commission, etc., respectfully

**REPORT:**

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

WILLIAM E. SANDIFER III for Committee.

**A** **BILL**

TO AMEND SECTION 40‑57‑115, CODE OF LAWS OF SOUTH CAROLINA, 1976, RELATING TO CRIMINAL BACKGROUND CHECKS REQUIRED FOR INITIAL LICENSURE BY THE REAL ESTATE COMMISSION, SO AS TO REQUIRE SOCIAL SECURITY NUMBER‑BASED CRIMINAL RECORDS CHECKS IN ADDITION TO EXISTING REQUIREMENTS.

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

SECTION 1. Section 40‑57‑115 of the 1976 Code is amended to read:

“Section 40‑57‑115. In addition to other requirements established by law and for the purpose of determining an applicant’s eligibility for licensure as a salesman, broker, broker‑in‑charge, property manager, and property manager‑in‑charge, the commission shall require initial applicants and applicants for licensure renewal to submit to a state fingerprint‑based criminal records check, to be conducted by the State Law Enforcement Division (SLED)~~, and~~ ; a national criminal records check, supported by fingerprints, by the FBI; and a social security number‑based criminal records check from a source approved by the commission. Costs of conducting a criminal records check must be borne by the applicant. The commission shall keep information received pursuant to this section confidential, except that information relied upon in denying licensure may be disclosed as necessary to support the administrative action.”

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

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