**South Carolina General Assembly**

118th Session, 2009-2010

**S. 79**

**STATUS INFORMATION**

General Bill

Sponsors: Senator Ford

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Introduced in the Senate on January 13, 2009

Currently residing in the Senate Committee on **Judiciary**

Summary: Corporate certificates

**HISTORY OF LEGISLATIVE ACTIONS**

Date Body Action Description with journal page number

12/10/2008 Senate Prefiled

12/10/2008 Senate Referred to Committee on **Judiciary**

1/13/2009 Senate Introduced and read first time [SJ](file:///h:\SJ%20Archive\2009\01-13-09.docx)‑108

1/13/2009 Senate Referred to Committee on **Judiciary** [SJ](file:///h:\SJ%20Archive\2009\01-13-09.docx)‑108

**VERSIONS OF THIS BILL**

[12/10/2008](file:///p:\pprever\2009-10\79_20081210.docx)

**A** **BILL**

TO AMEND SECTION 5‑1‑30, AS AMENDED, CODE OF LAWS OF SOUTH CAROLINA, 1976, RELATING TO PREREQUISITES TO THE ISSUANCE OF A CORPORATE CERTIFICATE TO A PROPOSED MUNICIPALITY, SO AS TO DELETE THE REFERENCE TO CHAPTER 17.

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

SECTION 1. Section 5‑1‑30(B) of the 1976 Code, as last amended by Act 77 of 2005, is further amended to read:

“(B)(1) When an area seeking incorporation has petitioned ~~pursuant to Chapter 17~~ the nearest incorporated municipality to be annexed to the municipality, and has been refused annexation by the municipality for six months, or when the population of the area seeking incorporation exceeds seven thousand persons, then the provision of the five‑mile limitation of this section does not apply to the area.

(2) For purposes of item (1) of this subsection, a refusal to annex the area by the municipality includes a statement from the municipality that the area does not meet the statutory requirements for annexation.”

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

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