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Indicates New Matter

INTRODUCED

April 2, 2009

**H. 3882**

Introduced by Labor, Commerce and Industry Committee

S. Printed 4/2/09--H. [SEC 4/6/09 10:32 AM]

Read the first time April 2, 2009.

**A** **BILL**

TO AMEND THE CODE OF LAWS OF SOUTH CAROLINA, 1976, BY ADDING SECTION 11‑11‑55 SO AS TO PROVIDE THE STATE BUDGET AND CONTROL BOARD SHALL DEVELOP A WEB‑BASED APPLICATION FOR THE SUBMISSION OF QUESTIONS AND CONCERNS ABOUT STATE AGENCY LICENSING, PERMITTING, AND REGULATION OF ECONOMIC ACTIVITY, AND TO PROVIDE A STATE AGENCY THAT PROMULGATES REGULATIONS, ISSUES PERMITS OR LICENSES, AND HAS A WEBSITE ON THE INTERNET SHALL PLACE ON ITS WEBSITE HOMEPAGE A HYPERLINK OR UNIFORM RESOURCE LOCATOR THAT PROVIDES DIRECT ACCESS TO THIS WEB‑BASED APPLICATION; BY ADDING SECTION 48‑39‑155 SO AS TO PROVIDE A CERTIFICATION OF CONSISTENCY WITH THE COASTAL ZONE MANAGEMENT PLAN MUST BE MADE BY THE DEPARTMENT OF HEALTH AND ENVIRONMENTAL CONTROL WITHIN THIRTY DAYS AFTER THE DATE THE REQUEST IS SUBMITTED TO THE DEPARTMENT FOR THIS CERTIFICATION, AND IF THE DEPARTMENT FAILS TO ISSUE A WRITTEN DECISION WITHIN THIS THIRTY‑DAY PERIOD, THE PROPOSED ACTIVITY OR LICENSE IS CONSIDERED CONSISTENT WITH THE COASTAL ZONE MANAGEMENT PLAN AND PROGRAM; AND TO AMEND SECTION 33‑41‑1110, RELATING TO A RENEWAL APPLICATION FOR A REGISTERED LIMITED LIABILITY COMPANY, SO AS TO PROVIDE THIS APPLICATION ANNUALLY MUST BE RENEWED BEFORE APRIL FIRST.

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

SECTION 1. Article 1, Chapter 11, Title 11 of the 1976 Code is amended by adding:

“Section 11‑11‑55. (A) The State Budget and Control Board, in an effort to ensure state agency licensing, permitting, and regulation of economic activity is not unduly burdensome on economic activity in this State, shall develop a web‑based application for the submission of questions and concerns about state agency licensing, permitting, and regulation of economic activity.

(B) A state agency that promulgates regulations, issues permits or licenses, and has a website on the Internet shall place on its website homepage a hyperlink or uniform resource locator that provides direct access to the web‑based application provided in subsection (A) of this section.”

SECTION 2. Chapter 39, Title 48 of the 1976 Code is amended by adding:

“Section 48‑39‑155. A certification of consistency with the coastal zone management plan must be made by the Department of Health and Environmental Control within thirty days after the date the request is submitted to the department for this certification. If the department fails to issue a written decision within this thirty‑day period, the proposed activity or license is considered consistent with the coastal zone management plan and program.”

SECTION 3. Section 33‑41‑1110(C) of the 1976 Code is amended to read:

“(C) The initial application or a renewal application filed with the Secretary of State must be accompanied by a fee of one hundred dollars. A renewal application annually must be filed before April first.”

SECTION 4. If any section, subsection, paragraph, subparagraph, sentence, clause, phrase, or word of this act is for any reason held to be unconstitutional or invalid, such holding shall not affect the constitutionality or validity of the remaining portions of this act, the General Assembly hereby declaring that it would have passed this act, and each and every section, subsection, paragraph, subparagraph, sentence, clause, phrase, and word thereof, irrespective of the fact that any one or more other sections, subsections, paragraphs, subparagraphs, sentences, clauses, phrases, or words hereof may be declared to be unconstitutional, invalid, or otherwise ineffective.

SECTION 5. This act takes effect upon approval by the Governor.

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