**South Carolina General Assembly**

120th Session, 2013-2014

**A67, R80, S463**

**STATUS INFORMATION**

General Bill

Sponsors: Senators Hayes and Ford

Document Path: l:\council\bills\agm\19917ab13.docx

Companion/Similar bill(s): 3619

Introduced in the Senate on February 28, 2013

Introduced in the House on April 24, 2013

Last Amended on June 4, 2013

Passed by the General Assembly on June 6, 2013

Governor's Action: June 13, 2013, Signed

Summary: Department of Insurance

**HISTORY OF LEGISLATIVE ACTIONS**

Date Body Action Description with journal page number

2/28/2013 Senate Introduced and read first time ([Senate Journal‑page 6](file:///h:\SJ%20Archive\2013\02-28-13.docx))

2/28/2013 Senate Referred to Committee on **Banking and Insurance** ([Senate Journal‑page 6](file:///h:\SJ%20Archive\2013\02-28-13.docx))

4/10/2013 Senate Committee report: Favorable **Banking and Insurance** ([Senate Journal‑page 20](file:///h:\SJ%20Archive\2013\04-10-13.docx))

4/17/2013 Senate Amended ([Senate Journal‑page 30](file:///h:\SJ%20Archive\2013\04-17-13.docx))

4/23/2013 Read second time ([Senate Journal‑page 27](file:///h:\SJ%20Archive\2013\04-23-13.docx))

4/23/2013 Senate Roll call Ayes‑36 Nays‑2 ([Senate Journal‑page 27](file:///h:\SJ%20Archive\2013\04-23-13.docx))

4/24/2013 Senate Read third time and sent to House ([Senate Journal‑page 14](file:///h:\SJ%20Archive\2013\04-24-13.docx))

4/24/2013 House Introduced and read first time ([House Journal‑page 106](file:///h:\HJ%20Archive\2013\04-24-13.docx))

4/24/2013 House Referred to Committee on **Judiciary** ([House Journal‑page 106](file:///h:\HJ%20Archive\2013\04-24-13.docx))

5/14/2013 House Recalled from Committee on **Judiciary** ([House Journal‑page 32](file:///h:\HJ%20Archive\2013\05-14-13.docx))

5/14/2013 House Referred to Committee on **Labor, Commerce and Industry** ([House Journal‑page 32](file:///h:\HJ%20Archive\2013\05-14-13.docx))

5/23/2013 House Committee report: Favorable with amendment **Labor, Commerce and Industry** ([House Journal‑page 4](file:///h:\HJ%20Archive\2013\05-23-13.docx))

5/30/2013 House Requests for debate‑Rep(s). King, Neal, Weeks, Mitchell, Williams, Knight, Sandifer, Erickson, Gambrell, RL Brown, Anderson, Tallon, Gilliard, Hardwick, Barfield, HA Crawford, Robinson‑Simpson ([House Journal‑page 41](file:///h:\HJ%20Archive\2013\05-30-13.docx))

6/4/2013 House Requests for debate removed‑Rep(s). King, Barfield, Hardwick, Sandifer, Gambrell, Tallon, Erickson, HA Crawford, Anderson, Gilliard, Williams, Robinson‑Simpson ([House Journal‑page 23](file:///h:\HJ%20Archive\2013\06-04-13.docx))

6/4/2013 House Requests for debate removed‑Rep(s). Knight ([House Journal‑page 97](file:///h:\HJ%20Archive\2013\06-04-13.docx))

6/4/2013 House Amended ([House Journal‑page 97](file:///h:\HJ%20Archive\2013\06-04-13.docx))

6/4/2013 House Read second time ([House Journal‑page 97](file:///h:\HJ%20Archive\2013\06-04-13.docx))

6/4/2013 House Roll call Yeas‑111 Nays‑0 ([House Journal‑page 99](file:///h:\HJ%20Archive\2013\06-04-13.docx))

6/5/2013 House Read third time and returned to Senate with amendments ([House Journal‑page 107](file:///h:\HJ%20Archive\2013\06-05-13.docx))

6/6/2013 Senate Concurred in House amendment and enrolled ([Senate Journal‑page 73](file:///h:\SJ%20Archive\2013\06-06-13.docx))

6/6/2013 Senate Roll call Ayes‑44 Nays‑0 ([Senate Journal‑page 73](file:///h:\SJ%20Archive\2013\06-06-13.docx))

6/11/2013 Ratified R 80

6/13/2013 Signed By Governor

6/20/2013 Effective date 06/13/13

6/24/2013 Act No. 67

**VERSIONS OF THIS BILL**

[2/28/2013](file:///p:\pprever\2013-14\463_20130228.docx)

[4/10/2013](file:///p:\pprever\2013-14\463_20130410.docx)

[4/17/2013](file:///p:\pprever\2013-14\463_20130417.docx)

[5/23/2013](file:///p:\pprever\2013-14\463_20130523.docx)

[6/4/2013](file:///p:\pprever\2013-14\463_20130604.docx)

(A67, R80, S463)

**AN ACT TO AMEND SECTION 38-53-90, CODE OF LAWS OF SOUTH CAROLINA, 1976, RELATING TO APPLICANTS FOR LICENSURE AS PROFESSIONAL BONDSMEN AND RUNNERS, SO AS TO REQUIRE CERTAIN STATE AND NATIONAL CRIMINAL BACKGROUND CHECKS, TO PROVIDE THE DEPARTMENT OF INSURANCE MUST REPORT THE RESULTS, AND TO PROVIDE THE APPLICANT MUST BEAR THE ASSOCIATED COSTS.**

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

**Criminal background checks for professional bondsmen and runners**

SECTION 1. Section 38‑53‑90 of the 1976 Code is amended to read:

“Section 38‑53‑90. (A) Before a license is issued to an applicant permitting him to act as a professional bondsman or runner, the applicant shall furnish to the director or his designee a complete set of his fingerprints and a recent passport size full‑face photograph in the manner prescribed by the director. Before a license is issued to a new or renewal applicant permitting him to act as a professional surety bondsman or runner, the applicant must undergo a state criminal records check, supported by his fingerprints, by the South Carolina Law Enforcement Division (SLED) and a national criminal records check, supported by his fingerprints, by the Federal Bureau of Investigation (FBI). The results of these criminal records checks must be reported by the department. The cost associated with the criminal history record must be borne by the applicant. The applicant’s fingerprints must be certified by an authorized law enforcement officer.

(B) Before being issued the license, every applicant for a license as a professional bondsman, surety bondsman, or runner shall certify to the director that he:

(1) is eighteen years of age or older;

(2) is a resident of this State;

(3) is a person of good moral character and has not been convicted of a felony or any crime involving moral turpitude within the last ten years;

(4) has knowledge, training, or experience of sufficient duration and extent to satisfy reasonably the director or his designee that he possesses the competence necessary to fulfill the responsibilities of a licensee.”

**Time effective**

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

Ratified the 11th day of June, 2013.

Approved the 13th day of June, 2013.

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