~~Indicates Matter Stricken~~

Indicates New Matter

COMMITTEE AMENDMENT ADOPTED

April 25, 2018

**H. 3549**

Introduced by Rep. Cobb‑Hunter

S. Printed 4/25/18--S.

Read the first time April 25, 2017.

**A** **BILL**

TO AMEND SECTION 61‑6‑120, AS AMENDED, CODE OF LAWS OF SOUTH CAROLINA, 1976, RELATING TO A PERMIT ISSUED FOR ON‑PREMISES CONSUMPTION OF ALCOHOLIC LIQUOR IN PROXIMITY TO A CHURCH, SCHOOL, OR PLAYGROUND, SO AS TO PROVIDE THAT THE DECISION‑MAKING BODY OF THE LOCAL SCHOOL MUST AFFIRMATIVELY STATE THAT IT DOES NOT OBJECT TO THE ISSUANCE OF A LICENSE.

Amend Title To Conform

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

SECTION 1. Section 61-6-120(A)(2) of the 1976 Code, as last amended by Act 253 of 2014, is further amended to read:

“(2) ‘school’, an establishment, other than a private dwelling, where the usual processes of education are usually conducted; and”

SECTION 2. Section 61‑6‑120(C) of the 1976 Code, as last amended by Act 253 of 2014, is further amended to read:

“(C)(1) Notwithstanding the provisions of subsection (A), the department may issue a license ~~so long as the provisions of subsection (A) are met in regards to schools, and~~ so long as any ~~playground or~~ church, school, or playground located within the parameters affirmatively states that it does not object to the issuance of a license. This subsection only applies to a permit for on‑premises consumption of alcoholic liquor.

(2)(a) Any applicant seeking to utilize the provisions of this subsection must provide a statement declaring the church, playground, or school does not object to the issuance of the specific license sought, as follows: ~~from the decision‑making body of the owner of the playground or~~

(i) if a church, from the decision‑making body of the local church,

(ii) if a playground, from the decision-making body of the owner of the playground,

(iii) if a school, from the local school district board of trustees of the local public school, governing board of the charter school, or governing authority of the private school ~~stating that it does not object to the issuance of the specific license sought~~.

(b) If more than one ~~playground or~~ church, school, or playground is located within the parameters set forth in subsection (A), the applicant must provide the statement from all ~~playgrounds and~~ churches, schools, or playgrounds.

(3) The department may promulgate regulations necessary to implement the provisions of this subsection.”

SECTION 3. This act takes effect upon approval by the Governor.

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