**South Carolina General Assembly**

124th Session, 2021-2022

**A139, R151, S1010**

**STATUS INFORMATION**

General Bill

Sponsors: Senators Gambrell, Alexander and Garrett

Document Path: l:\council\bills\rt\17070ph22.docx

Companion/Similar bill(s): 4778

Introduced in the Senate on January 25, 2022

Introduced in the House on February 22, 2022

Passed by the General Assembly on April 7, 2022

Governor's Action: April 25, 2022, Signed

Summary: Water Supply

**HISTORY OF LEGISLATIVE ACTIONS**

 Date Body Action Description with journal page number

 1/25/2022 Senate Introduced and read first time ([Senate Journal‑page 5](file:///h%3A%5Csj%5C20220125.docx))

 1/25/2022 Senate Referred to Committee on **Agriculture and Natural Resources** ([Senate Journal‑page 5](file:///h%3A%5Csj%5C20220125.docx))

 2/10/2022 Senate Committee report: Favorable **Agriculture and Natural Resources** ([Senate Journal‑page 5](file:///h%3A%5Csj%5C20220210.docx))

 2/14/2022 Scrivener's error corrected

 2/16/2022 Senate Read second time ([Senate Journal‑page 13](file:///h%3A%5Csj%5C20220216.docx))

 2/16/2022 Senate Roll call Ayes‑41 Nays‑0 ([Senate Journal‑page 13](file:///h%3A%5Csj%5C20220216.docx))

 2/17/2022 Senate Read third time and sent to House ([Senate Journal‑page 12](file:///h%3A%5Csj%5C20220217.docx))

 2/22/2022 House Introduced and read first time ([House Journal‑page 7](file:///h%3A%5Chj%5C20220222.docx))

 2/22/2022 House Referred to Committee on **Agriculture, Natural Resources and Environmental Affairs** ([House Journal‑page 7](file:///h%3A%5Chj%5C20220222.docx))

 3/31/2022 House Committee report: Favorable **Agriculture, Natural Resources and Environmental Affairs** ([House Journal‑page 25](file:///h%3A%5Chj%5C20220331.docx))

 4/5/2022 House Debate adjourned ([House Journal‑page 19](file:///h%3A%5Chj%5C20220405.docx))

 4/6/2022 House Read second time ([House Journal‑page 23](file:///h%3A%5Chj%5C20220406.docx))

 4/6/2022 House Roll call Yeas‑109 Nays‑0 ([House Journal‑page 24](file:///h%3A%5Chj%5C20220406.docx))

 4/7/2022 House Read third time and enrolled

 4/21/2022 Ratified R 151

 4/25/2022 Signed By Governor

 4/29/2022 Effective date 04/25/22

 4/29/2022 Act No.  139

View the latest [legislative information](http://www.scstatehouse.gov/billsearch.php?billnumbers=1010&session=124&summary=B) at the website

**VERSIONS OF THIS BILL**

[1/25/2022](file:///p%3A%5Cpprever%5C2021-22%5C1010_20220125.docx)

[2/10/2022](file:///p%3A%5Cpprever%5C2021-22%5C1010_20220210.docx)

[2/14/2022](file:///p%3A%5Cpprever%5C2021-22%5C1010_20220214.docx)

[3/31/2022](file:///p%3A%5Cpprever%5C2021-22%5C1010_20220331.docx)

(A139, R151, S1010)

**AN ACT TO AMEND THE CODE OF LAWS OF SOUTH CAROLINA, 1976, BY ADDING SECTION 49‑3‑60 SO AS TO PROVIDE THAT AN ENTITY THAT HAS CONTRACTED FOR THE RIGHT TO STORE WATER IN A RESERVOIR OWNED BY THE UNITED STATES ARMY CORPS OF ENGINEERS HAS EXCLUSIVE RIGHTS TO ANY RETURN FLOWS GENERATED TO THAT RESERVOIR.**

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

**Right to return flows**

SECTION 1. Chapter 3, Title 49 of the 1976 Code is amended by adding:

 “Section 49‑3‑60. (A) Notwithstanding another provision of law, an entity that has contracted for the right to store water in a reservoir owned by the United State Army Corps of Engineers has exclusive rights to any return flows generated directly or indirectly to that reservoir by the entity. The rights conferred by this subsection must be subject to any regulatory requirements imposed by the South Carolina Department of Health and Environmental Control and to the availability to the entity of unused storage capacity within the reservoir to store such return flows.

 (B) For purposes of this section, ‘return flow’ means water that is discharged directly or indirectly to a reservoir from a water reclamation facility.”

**Time effective**

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

Ratified the 21st day of April, 2022.

Approved the 25th day of April, 2022.

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