

South Carolina General Assembly
122nd Session, 2017-2018

A166, R178, H3822

STATUS INFORMATION

General Bill

Sponsors: Reps. Fry, Bedingfield, Henderson, Huggins, Johnson, Hewitt, Crawford, Duckworth, Arrington, Allison, Tallon, Hamilton, Felder, Elliott, Jordan, B. Newton, Martin, Erickson, West, Lowe, Ryhal, Atwater, Willis, Jefferson, W. Newton, Bennett, Crosby, Long, Putnam, Cogswell and Whipper
Document Path: I:\council\bill\cc\15015vr17.docx

Introduced in the House on February 22, 2017

Introduced in the Senate on May 10, 2017

Passed by the General Assembly on April 17, 2018

Governor's Action: May 3, 2018, Signed

Summary: Controlled substance schedules

HISTORY OF LEGISLATIVE ACTIONS

Date	Body	Action Description with journal page number
2/22/2017	House	Introduced and read first time (House Journal-page 39)
2/22/2017	House	Referred to Committee on Medical, Military, Public and Municipal Affairs (House Journal-page 39)
2/28/2017	House	Member(s) request name added as sponsor: Arrington, Allison, Tallon, Hamilton, Felder, Elliott
3/7/2017	House	Member(s) request name added as sponsor: Jordan, B.Newton, Martin, Erickson, West, Lowe, Ryhal, Atwater, Willis, Jefferson, W.Newton, Bennett, Crosby, Long
3/8/2017	House	Member(s) request name added as sponsor: Putnam, Cogswell
5/4/2017	House	Recalled from Committee on Medical, Military, Public and Municipal Affairs (House Journal-page 44)
5/9/2017	House	Member(s) request name added as sponsor: Whipper
5/9/2017	House	Read second time (House Journal-page 104)
5/9/2017	House	Roll call Yeas-97 Nays-0 (House Journal-page 105)
5/10/2017	House	Read third time and sent to Senate (House Journal-page 20)
5/10/2017	Senate	Introduced and read first time (Senate Journal-page 4)
5/10/2017	Senate	Referred to Committee on Medical Affairs (Senate Journal-page 4)
3/15/2018	Senate	Committee report: Favorable Medical Affairs (Senate Journal-page 13)
3/29/2018	Senate	Read second time (Senate Journal-page 46)
3/29/2018	Senate	Roll call Ayes-41 Nays-0 (Senate Journal-page 46)
4/17/2018	Senate	Read third time and enrolled (Senate Journal-page 10)
5/1/2018		Ratified R 178
5/3/2018		Signed By Governor
5/11/2018		Effective date 05/03/18
5/14/2018		Act No. 166

View the latest [legislative information](#) at the website

VERSIONS OF THIS BILL

[2/22/2017](#)
[5/4/2017](#)
[3/15/2018](#)

(A166, R178, H3822)

AN ACT TO AMEND SECTION 44-53-160, CODE OF LAWS OF SOUTH CAROLINA, 1976, RELATING TO THE PROCESS FOR MAKING CHANGES TO CONTROLLED SUBSTANCE SCHEDULES, SO AS TO REQUIRE THE DEPARTMENT OF HEALTH AND ENVIRONMENTAL CONTROL TO NOTIFY THE CODE COMMISSIONER OF ADDITIONS, DELETIONS, AND RESCHEDULING OF SUBSTANCES.

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

Drug scheduling changes, notice to Code Commissioner

SECTION 1. Section 44-53-160(B) and (C) of the 1976 Code is amended to read:

“(B) Except as otherwise provided in this section, during the time the General Assembly is not in session, the department may add, delete, or reschedule a substance as a controlled substance after providing notice and a hearing to all interested parties. The addition, deletion, or rescheduling of a substance pursuant to this subsection has the full force of law unless overturned by the General Assembly. Upon the addition, deletion, or rescheduling of a substance, the department shall forward copies of the change to the Chairmen of the Medical Affairs Committee and the Judiciary Committee of the Senate, the Medical, Military, Public and Municipal Affairs Committee, and the Judiciary Committee of the House of Representatives, the Clerks of the Senate and House, and the Code Commissioner, and shall post the schedules on the department’s website indicating the change and specifying the effective date of the change.

(C) If a substance is added, deleted, or rescheduled as a controlled substance pursuant to federal law or regulation, the department shall, at the first regular or special meeting of the South Carolina Board of Health and Environmental Control within thirty days after publication in the federal register of the final order designating the substance as a controlled substance or rescheduling or deleting the substance, add, delete, or reschedule the substance in the appropriate schedule. The addition, deletion, or rescheduling of a substance by the department pursuant to this subsection has the full force of law unless overturned by the General Assembly. The addition, deletion, or rescheduling of a substance by the department pursuant to this subsection must be in substance identical with the order published in the federal register

effecting the change in federal status of the substance. Upon the addition, deletion, or rescheduling of a substance, the department shall forward copies of the change to the Chairmen of the Medical Affairs Committee and the Judiciary Committee of the Senate, the Medical, Military, Public and Municipal Affairs Committee, and the Judiciary Committee of the House of Representatives, the Clerks of the Senate and House, and the Code Commissioner, and shall post the schedules on the department's website indicating the change and specifying the effective date of the change."

Time effective

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

Ratified the 1st day of May, 2018.

Approved the 3rd day of May, 2018.
