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Date: 4/28/2014 5:30:42 PM  
Subject: Local Bill S.5024 (Sellers)

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Christian and Josh – Please review for policy this constitutional local bill. Thank you.

H.5024 – Sellers:

- Introduced on April 1<sup>st</sup> and passed to the Senate on April 3<sup>rd</sup> – Moving quickly.
- Passed the House 61-2 (Bedingfield; Newton) with 58 not voting.

<http://www.scstatehouse.gov/billsearch.php?billnumbers=5024&session=0&summary=B>

Bill Summary: A local bill to allow the Denmark-Olar School District No. 2 Board of Trustees to impose a capital millage to provide funding for buildings. (The bill notes that the elementary and middle schools were built in the 1950s, and the additional revenue would allow these buildings to be updated or replaced.)

Legal Analysis: This is a constitutional local bill. The SC Supreme Court has upheld the General Assembly's authority to provide for public education system and accordingly have not found local bills related to education unconstitutional in violation of home rule – Art. VIII, Sec. 7.

Policy Analysis: This bill would create a new taxing stream that the school district board could impose on property owners.

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