

No. R 328  
CLERK OF THE SENATE

5418  
No. \_\_\_\_\_  
CODE COMMISSIONER

## A JOINT RESOLUTION

TO PROVIDE FOR THE CONTINUING AUTHORITY TO PAY THE EXPENSES OF STATE GOVERNMENT IF THE 2012-2013 FISCAL YEAR BEGINS WITHOUT A GENERAL APPROPRIATIONS ACT FOR THAT YEAR IN EFFECT, AND TO PROVIDE EXCEPTIONS; AND TO AMEND SECTION 12-6-545, AS AMENDED, CODE OF LAWS OF SOUTH CAROLINA, 1976, RELATING TO INCOME TAX RATES FOR PASS-THROUGH TRADE AND BUSINESS INCOME, SO AS TO REDUCE THE TAX RATE FROM FIVE PERCENT TO THREE PERCENT OVER THREE YEARS.

I Certify that the Within Originated in the House of Representatives.

Charles F. Reed  
Clerk of the House

Correctly Enrolled \_\_\_\_\_

Stephen T. Draffin  
Stephen T. Draffin, Director  
Legislative Council

**JUN 28 2012**

Delivered to the Governor this \_\_\_\_\_

Delivered to the Secretary of State this \_\_\_\_\_

day of \_\_\_\_\_, A.D. 20 \_\_\_\_\_

day of \_\_\_\_\_, A.D. 20 \_\_\_\_\_

Jeffrey H. Smith  
Clerk of the Senate

THE STATE OF SOUTH CAROLINA

At A General Assembly Begun to be Holden at  
Columbia, on the Second Tuesday in January, in the  
Year of Our Lord Two Thousand Twelve, and  
Thence Continued by Divers Adjournments to the  
\_\_\_\_\_ of \_\_\_\_\_

In the Year of Our Lord Two Thousand Twelve

**A JOINT RESOLUTION**

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THE EXPENSES OF STATE GOVERNMENT IF THE  
2012-2013 FISCAL YEAR BEGINS WITHOUT A GENERAL  
APPROPRIATIONS ACT FOR THAT YEAR IN EFFECT, AND  
TO PROVIDE EXCEPTIONS; AND TO AMEND SECTION  
12-6-545, AS AMENDED, CODE OF LAWS OF SOUTH  
CAROLINA, 1976, RELATING TO INCOME TAX RATES FOR  
PASS-THROUGH TRADE AND BUSINESS INCOME, SO AS  
TO REDUCE THE TAX RATE FROM FIVE PERCENT TO  
THREE PERCENT OVER THREE YEARS.**

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

**Continuing authority to pay government expenses**

SECTION 1. (A) If the 2012-2013 state fiscal year begins with no annual general appropriations act in effect for that year, the authority to pay the recurring expenses of state government continues at the level of amounts appropriated in Act 73 of 2011 for the recurring expenses of state government for Fiscal Year 2012-2013 except as provided in subsection (B).

The effective dates of Parts IA and IB of Act 73 of 2011 are extended until the effective date for appropriations made in a general appropriations act for Fiscal Year 2012-2013, after which appropriations made pursuant to this joint resolution are deemed to

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have been made pursuant to the general appropriations act for Fiscal Year 2012-2013.

(B) Notwithstanding debt service appropriations in Act 73 of 2011 and until the effective date of the appropriations made in a general appropriations act for Fiscal Year 2012-2013, there is appropriated from the general fund of the State whatever amount is necessary for timely debt service on state obligations and other amounts constitutionally required to be appropriated, including the Capital Reserve Fund. The General Reserve Fund is established in the amount required by law.

**Reduction of income tax rates for pass-through trade and business income**

SECTION 2. Section 12-6-545(B)(2) of the 1976 Code is amended read:

“(2) The rate of the income tax imposed pursuant to this subsection is:


Taxable Year Beginning in	Rate of Tax
2006	6.5 percent
2007	6 percent
2008	5.5 percent
2008 through 2011	5 percent
2012	4.33 percent
2013	3.67 percent
after 2013	3 percent.”

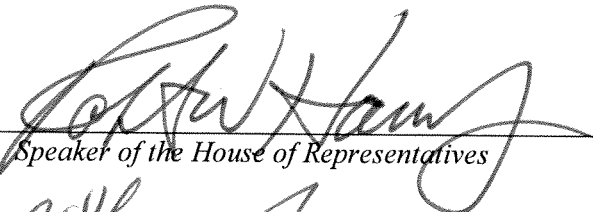
**Time effective**

SECTION 3. SECTION 1 of this joint resolution takes effect July 1, 2012 and applies as provided in SECTION 1. SECTION 2 takes effect upon approval of the Governor.

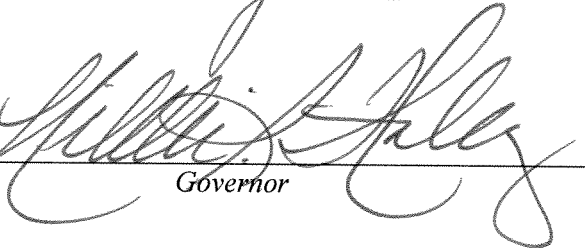
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In the Senate House JUN 28 2012

  
President of the Senate

  
Speaker of the House of Representatives

Approved the 28<sup>th</sup> day of June 2012.

  
Governor

**LEGISLATIVE COUNCIL**  
of the  
**GENERAL ASSEMBLY OF SOUTH CAROLINA**

**Stephen T. Draffin, Director**

**Attorney: Good**

**Stenographer: Downey**

**H. 5418**

**Legislative Council No. (1118) 5418DG12**

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**Statewide:** ☒ **Local:** ☐ **Temporary:** ☐

**Proofread by** Chadwick