

SOUTH CAROLINA STATE REGISTER DISCLAIMER

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SOUTH CAROLINA STATE REGISTER

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This issue contains notices, proposed regulations, emergency regulations, final form regulations, and other documents filed in the Office of the Legislative Council, pursuant to Article 1, Chapter 23, Title 1, Code of Laws of South Carolina, 1976.

SOUTH CAROLINA STATE REGISTER

An official state publication, the *South Carolina State Register* is a temporary update to South Carolina’s official compilation of agency regulations--the *South Carolina Code of Regulations*. Changes in regulations, whether by adoption, amendment, repeal or emergency action must be published in the *State Register* pursuant to the provisions of the Administrative Procedures Act. The *State Register* also publishes the Governor’s Executive Orders, notices or public hearings and meetings, and other documents issued by state agencies considered to be in the public interest. All documents published in the *State Register* are drafted by state agencies and are published as submitted. Publication of any material in the *State Register* is the official notice of such information.

STYLE AND FORMAT

Documents are arranged within each issue of the *State Register* according to the type of document filed:

Notices are documents considered by the agency to have general public interest.

Notices of Drafting Regulations give interested persons the opportunity to comment during the initial drafting period before regulations are submitted as proposed.

Proposed Regulations are those regulations pending permanent adoption by an agency.

Pending Regulations Submitted to the General Assembly are regulations adopted by the agency pending approval by the General Assembly.

Final Regulations have been permanently adopted by the agency and approved by the General Assembly.

Emergency Regulations have been adopted on an emergency basis by the agency.

Executive Orders are actions issued and taken by the Governor.

2016 PUBLICATION SCHEDULE

Documents will be accepted for filing on any normal business day from 8:30 A.M. until 5:00 P.M. All documents must be submitted in the format prescribed in the *Standards Manual for Drafting and Filing Regulations*.

To be included for publication in the next issue of the *State Register*, documents will be accepted no later than 5:00 P.M. on any closing date. The modification or withdrawal of documents filed for publication must be made **by 5:00 P.M.** on the closing date for that issue.

	Jan.	Feb.	Mar.	Apr.	May	June	July	Aug.	Sept.	Oct.	Nov.	Dec.
Submission Deadline	1/8	2/12	3/11	4/8	5/13	6/10	7/8	8/12	9/9	10/14	11/11	12/9
Publishing Date	1/22	2/26	3/25	4/22	5/27	6/24	7/22	8/26	9/23	10/28	11/25	12/23

REPRODUCING OFFICIAL DOCUMENTS

Documents appearing in the *State Register* are prepared and printed at public expense. Media services are encouraged to give wide publicity to documents printed in the *State Register*.

PUBLIC INSPECTION OF DOCUMENTS

Documents filed with the Office of the State Register are available for public inspection during normal office hours, 8:30 A.M. to 5:00 P.M., Monday through Friday. The Office of the State Register is in the Legislative Council, Fourth Floor, Rembert C. Dennis Building, 1000 Assembly Street, in Columbia. Telephone inquiries concerning material in the *State Register* or the *South Carolina Code of Regulations* may be made by calling (803) 212-4500.

ADOPTION, AMENDMENT AND REPEAL OF REGULATIONS

To adopt, amend or repeal a regulation, an agency must publish in the *State Register* a Notice of Drafting; a Notice of the Proposed Regulation that contains an estimate of the proposed action's economic impact; and, a notice that gives the public an opportunity to comment on the proposal. If requested by twenty-five persons, a public hearing must be held at least thirty days after the date of publication of the notice in the *State Register*.

After the date of hearing, the regulation must be submitted to the General Assembly for approval. The General Assembly has one hundred twenty days to consider the regulation. If no legislation is introduced to disapprove or enacted to approve before the expiration of the one-hundred-twenty-day review period, the regulation is approved on the one hundred twentieth day and is effective upon publication in the *State Register*.

EMERGENCY REGULATIONS

An emergency regulation may be promulgated by an agency if the agency finds imminent peril to public health, safety or welfare. Emergency regulations are effective upon filing for a ninety-day period. If the original filing began and expired during the legislative interim, the regulation can be renewed once.

REGULATIONS PROMULGATED TO COMPLY WITH FEDERAL LAW

Regulations promulgated to comply with federal law are exempt from General Assembly review. Following the notice of proposed regulation and hearing, regulations are submitted to the *State Register* and are effective upon publication.

EFFECTIVE DATE OF REGULATIONS

Final Regulations take effect on the date of publication in the *State Register* unless otherwise noted within the text of the regulation.

Emergency Regulations take effect upon filing with the Legislative Council and remain effective for ninety days. If the original ninety-day period begins and expires during legislative interim, the regulation may be refiled for one additional ninety-day period.

SUBSCRIPTIONS

The *South Carolina State Register* is available electronically through the South Carolina Legislature Online website at www.scstatehouse.gov, or in a printed format. Subscriptions run concurrent with the State of South Carolina's fiscal year (July through June). The annual subscription fee for the printed format is \$100.00. Payment must be made by check payable to the Legislative Council. To subscribe, complete the form below and mail with payment.

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In order by General Assembly review expiration date
 The history, status, and full text of these regulations are available on the
 South Carolina General Assembly Home Page: <http://www.scstatehouse.gov/regsrch.php>

DOC. NO.	RAT. NO.	FINAL ISSUE	SUBJECT	EXP. DATE	AGENCY
4527			Consumer Credit Counseling Requirements	1/12/16	Department of Consumer Affairs
4533			South Carolina National Guard College Assistance Program	1/13/16	Commission on Higher Education
4534			South Carolina National Guard Student Loan Repayment Program	1/13/16	Commission on Higher Education
4524			Suspension of Certification Due to Criminal Charges and/or Indictment	1/14/16	South Carolina Criminal Justice Academy
4539			Consumer Electronic Equipment Collection and Recovery	2/01/16	Department of Health and Envir Control
4543			Standards for Licensing Nursing Homes	2/28/16	Department of Health and Envir Control
4552			Horse Meat and Kangaroo Meat; Fairs, Camp Meetings, and Other Gatherings; Camps; Mobile/Manufactured Home Park; Sanitation of Schools; and Nuisances	3/14/16	Department of Health and Envir Control
4553			Standards for Licensing Hospices	3/27/16	Department of Health and Envir Control
4562			Board of Long Term Health Care Administrators	3/28/16	LLR-Board of Long Term Health Care Administrators
4563			Local Emergency Preparedness Standards	4/05/16	Office of the Governor
4564			Standards for Licensing Habilitation Centers for Persons with Intellectual Disability or Persons with Related Conditions	4/25/16	Department of Health and Envir Control
4565			Underground Storage Tank Control Regulations	4/25/16	Department of Health and Envir Control
4566			Examination Attempts, Apprenticeship, and Continuing Education Requirements	5/11/16	LLR-Board of Examiners in Opticianry
4573			Continuing Education in Sterilization and Infection Control	5/11/16	LLR-Board of Dentistry
4574			Pilot Registration	5/11/16	LLR-Commissioners of Pilotage
4567			Crabmeat	5/11/16	Department of Health and Envir Control
4568			Standards for Licensing Tattoo Facilities	5/11/16	Department of Health and Envir Control
4569			Standards for Permitting Body Piercing Facilities	5/11/16	Department of Health and Envir Control
4570			Natural Public Swimming Areas	5/11/16	Department of Health and Envir Control
4585			State Emergency Preparedness Standards	5/11/16	Office of the Governor
4588			Safeguarding Patient Medical Records	5/11/16	LLR-Board of Medical Examiners
4589			Continuing Education, Payment of Fees, Appraisal Experience, and Appraiser Apprentice Requirements	5/11/16	LLR-Reals Estate Appraisers Board
4593			Program Approval Standards for South Carolina Teacher Education Institutions	5/11/16	State Board of Education
4586			Special Education, Education of Students with Disabilities	5/11/16	State Board of Education
4580			Vital Statistics	5/11/16	Department of Health and Envir Control
4578			South Carolina Trauma Care Systems	5/11/16	Department of Health and Envir Control
4581			WIC Vendors	5/11/16	Department of Health and Envir Control
4571			Well Standards	5/11/16	Department of Health and Envir Control
4590			Air Pollution Control Regulations and Standards	5/11/16	Department of Health and Envir Control
4596			Residential Treatment Facilities for Children and Adolescents	5/11/16	Department of Health and Envir Control
Resolution Introduced to Disapprove					
4551			Certification of Need for Health Facilities and Services	Tolled	Department of Health and Envir Control
4538			Certification of Need for Health Facilities and Services	Tolled	Department of Health and Envir Control

2 COMMITTEE LIST OF REGULATIONS SUBMITTED TO GENERAL ASSEMBLY

In order by General Assembly review expiration date
 The history, status, and full text of these regulations are available on the
 South Carolina General Assembly Home Page: <http://www.scstatehouse.gov/regnsrch.php>

DOC. No.	SUBJECT	HOUSE COMMITTEE	SENATE COMMITTEE
4527	Consumer Credit Counseling Requirements	Labor, Commerce and Industry	Banking and Insurance
4533	South Carolina National Guard College Assistance Program	Education and Public Works	Education
4534	South Carolina National Guard Student Loan Repayment Program	Education and Public Works	Education
4524	Suspension of Certification Due to Criminal Charges and/or Indictment	Judiciary	Judiciary
4539	Consumer Electronic Equipment Collection and Recovery	Agriculture and Natural Resources	Agriculture and Natural Resources
4543	Standards for Licensing Nursing Homes	Regulations and Admin. Procedures	Medical Affairs
4552	Horse Meat and Kangaroo Meat; Fairs, Camp Meetings, and Other Gatherings; Camps; Mobile/Manufactured Home Park; Sanitation of Schools; and Nuisances	Regulations and Admin. Procedures	Medical Affairs
4553	Standards for Licensing Hospices	Regulations and Admin. Procedures	Medical Affairs
4562	Board of Long Term Health Care Administrators	Regulations and Admin. Procedures	Medical Affairs
4563	Local Emergency Preparedness Standards	Regulations and Admin. Procedures	General
4564	Standards for Licensing Habilitation Centers for Persons with Intellectual Disability or Persons with Related Conditions	Regulations and Admin. Procedures	Medical Affairs
4565	Underground Storage Tank Control Regulations	Regulations and Admin. Procedures	Medical Affairs
4566	Examination Attempts, Apprenticeship, and Continuing Education Requirements	Regulations and Admin. Procedures	Medical Affairs
4573	Continuing Education in Sterilization and Infection Control		
4574	Pilot Registration		
4567	Crabmeat		
4568	Standards for Licensing Tattoo Facilities		
4569	Standards for Permitting Body Piercing Facilities		
4570	Natural Public Swimming Areas		
4585	State Emergency Preparedness Standards		
4588	Safeguarding Patient Medical Records		
4589	Continuing Education, Payment of Fees, Appraisal Experience, and Appraiser Apprentice Requirements		
4593	Program Approval Standards for South Carolina Teacher Education Institutions		
4586	Special Education, Education of Students with Disabilities		
4580	Vital Statistics		
4578	South Carolina Trauma Care Systems		
4581	WIC Vendors		
4571	Well Standards		
4590	Air Pollution Control Regulations and Standards		
4596	Residential Treatment Facilities for Children and Adolescents		
Resolution Introduced to Disapprove			
4551	Certification of Need for Health Facilities and Services	Medical, Military, Pub & Mun Affairs	Medical Affairs
4538	Certification of Need for Health Facilities and Services	Medical, Military, Pub & Mun Affairs	Medical Affairs

Executive Order No. 2016-01

WHEREAS, a vacancy exists in the office of Clerk of Court for Union County as a result of the resignation of William F. Gault, which became effective December 4, 2015; and

WHEREAS, the Governor is authorized to appoint a County Clerk of Court in the event of a vacancy pursuant to Sections 1-3-220(2), 4-11-20(1), and 14-17-30 of the South Carolina Code of Laws; and

WHEREAS, June H. Miller, residing at 2668 Lockhart Highway in Union, South Carolina 29379, is a fit and proper person to serve as Union County Clerk of Court.

NOW, THEREFORE, pursuant to the authority vested in me by the Constitution and Statutes of this State, I hereby appoint June H. Miller as Clerk of Court of Union County until the next general election for this office and until her successor shall qualify.

**GIVEN UNDER MY HAND AND THE GREAT
SEAL OF THE STATE OF SOUTH CAROLINA,
THIS 6th DAY OF JANUARY, 2016.**

**NIKKI R. HALEY
Governor**

Executive Order No. 2016-02

WHEREAS, Executive Order 2015-04 established the Domestic Violence Task Force (hereinafter, “Task Force”) for the purpose of comprehensively addressing the cultural issues surrounding domestic violence in the State of South Carolina, including but not limited to social, economic, and geographic issues as well as professional standards and best practices within government and non-government organizations; and

WHEREAS, since its inception, the Task Force and its various divisions and working groups have met at least 38 times with participants numbering more than 135 from at least 65 government and non-government entities, all of whom continue to actively engage in the mission of reforming the culture surrounding domestic violence in South Carolina; and

WHEREAS, the Task Force has proposed 50 Recommendations to address the culture surrounding domestic violence within the criminal justice system, victim and offender services, and community awareness, education, and outreach, some of which are currently being implemented and some of which will continue to be implemented into 2016; and

WHEREAS, due to the ongoing implementation of recommendations, there is a need for the Task Force to continue working beyond the date originally set for the Task Force’s expiration, December 31, 2015, in order to ensure that the Task Force’s work renders meaningful results for the People of South Carolina.

NOW, THEREFORE, pursuant to the powers conferred upon me by the Constitution and Statutes of the State of South Carolina, I hereby re-establish the Domestic Violence Task Force of South Carolina to continue executing its duties and responsibilities to comprehensively address the cultural issues surrounding domestic violence in the State of South Carolina, including but not limited to social, economic, and geographic issues as well as professional standards and best practices within government and non-government organizations.

4 EXECUTIVE ORDERS

This Order shall supplement in part and rescind in part Executive Order 2015-04 insomuch as the dissolution date, December 31, 2015, shall be considered null and void.

**GIVEN UNDER MY HAND AND THE GREAT
SEAL OF THE STATE OF SOUTH CAROLINA,
THIS 7th DAY OF JANUARY, 2016.**

**NIKKI R. HALEY
Governor**

Executive Order No. 2016-03

WHEREAS, the Domestic Violence Task Force (hereinafter, “Task Force”), re-established by Executive Order 2016-02, has proposed 50 recommendations to comprehensively address the cultural issues surrounding domestic violence in the State of South Carolina, including but not limited to social, economic, and geographic issues as well as professional standards and best practices within government and non-government organizations; and

WHEREAS, it is widely recognized that independence from a batterer may hinge on the survivor’s ability to retain employment and earn an income, and yet, those survivors who are employed remain especially vulnerable at the workplace where their locations and movements are known by the batterer; and

WHEREAS, although employers can be sources of support to survivors, providing information about referrals to resources or offering assistance by other appropriate means, most state agencies in South Carolina lack a comprehensive policy addressing domestic violence for state employees; and

WHEREAS, the Task Force has recommended that the culture surrounding domestic violence in South Carolina can be improved, in part, by requiring state agencies to adopt a workplace policy for domestic violence, and my Administration will take such action to ensure that state agencies are supportive of their public servants involved in situations of domestic violence.

NOW, THEREFORE, pursuant to the powers conferred upon me by the Constitution and Statutes of the State of South Carolina, I hereby order state agencies under my authority to adopt a comprehensive human resources policy for domestic violence that provides guidance in the workplace for both management and employees, including procedures for confidentiality, safety and security, performance and leave, and educating employees regarding available services. I further direct the Department of Administration Office of Human Resources to assist state agencies in fulfillment of this order.

The comprehensive domestic violence policies shall be implemented no later than April 1, 2016 in the following state agencies:

- (1) Department of Administration;
- (2) Department of Alcohol and Other Drug Abuse Services;
- (3) Department of Commerce;
- (4) Department of Corrections;
- (5) Department of Employment and Workforce;
- (6) Department of Health and Human Services;
- (7) Department of Insurance;
- (8) Department of Juvenile Justice;
- (9) Department of Labor, Licensing and Regulation;
- (10) Department of Motor Vehicles;
- (11) Department of Parks, Recreation and Tourism;

- (12) Department of Probation, Parole and Pardon Services;
- (13) Department of Public Safety;
- (14) Department of Revenue;
- (15) Department of Social Services;
- (16) Department of Transportation; and
- (17) State Law Enforcement Division.

It is further suggested that other agencies not under the Governor's direct authority adopt comprehensive domestic violence policies as well.

**GIVEN UNDER MY HAND AND THE GREAT
SEAL OF THE STATE OF SOUTH CAROLINA,
THIS 7th DAY OF JANUARY, 2016.**

NIKKI R. HALEY
Governor

Executive Order No. 2016-04

WHEREAS, the Domestic Violence Task Force (hereinafter, "Task Force"), re-established by Executive Order 2016-02, has proposed 50 recommendations to comprehensively address the cultural issues surrounding domestic violence in the State of South Carolina, including but not limited to social, economic, and geographic issues as well as professional standards and best practices within government and non-government organizations; and

WHEREAS, the Task Force found that 48 percent of victim service providers indicated they did not have or did not know if they had a policy for domestic violence screening, and whereupon it is known that domestic violence cannot be addressed if it is not identified; and

WHEREAS, while individuals seeking or receiving direct services from state agencies are required to complete forms and answer questions about various health and lifestyle conditions, approximately half of responding victim service providers reported to the Task Force the lack of a screening tool or risk assessment for domestic violence; and

WHEREAS, in addition to the traditional health assessments, public servants trained to assist individuals are in the unique position to screen for risk factors and warning signs of domestic violence with little cost to the State and with great potential benefit for referring self-identified survivors and batterers to resources and treatment; and

WHEREAS, the Task Force has recommended that the culture surrounding domestic violence in South Carolina can be improved, in part, by requiring state agencies that provide direct client services to include a domestic violence risk assessment during the overall health screening process, and accordingly, my Administration will take such action to ensure that state agencies are proactive in assessing members of the public for risk factors and warning signs associated with domestic violence.

NOW, THEREFORE, pursuant to the powers conferred upon me by the Constitution and Statutes of the State of South Carolina, I hereby order certain state agencies under my authority to adopt a screening and risk assessment policy for domestic violence, including questions or questionnaires that assess abusive and violent behavior, physical injury, fear of a family member or sexual partner, and other risk factors and warning signs associated with home safety, as well as procedures for referrals for services and treatment, using model policies compiled by the United States Department of Health and Human Services Center for Disease Control

6 EXECUTIVE ORDERS

as hereto attached. I further direct the Department of Social Services to assist state agencies in fulfillment of this Order.

The domestic violence screening and risk assessment policies shall be implemented no later than July 1, 2016 in the following state agencies:

- (1) Department of Administration Continuum of Care
- (2) Department of Administration Guardian ad Litem
- (3) Department of Administration Office of Children's Affairs
- (4) Department of Administration State Office of Victim Assistance
- (5) Department of Alcohol and Other Drug Abuse Services
- (6) Department of Corrections
- (7) Department of Employment and Workforce
- (8) Department of Health and Human Services
- (9) Department of Juvenile Justice
- (10) Department of Probation, Parole, and Pardon Services
- (11) Department of Social Services

It is further suggested that other state agencies that provide direct services not within the Governor's authority implement a domestic violence screening and risk assessment policy as well.

**GIVEN UNDER MY HAND AND THE GREAT
SEAL OF THE STATE OF SOUTH CAROLINA,
THIS 7th DAY OF JANUARY, 2016.**

**NIKKI R. HALEY
Governor**

DEPARTMENT OF HEALTH AND ENVIRONMENTAL CONTROL

NOTICE OF GENERAL PUBLIC INTEREST

In accordance with Section 44-7-200(D), Code of Laws of South Carolina, the public is hereby notified that a Certificate of Need application has been accepted for filing and publication January 22, 2016 for the following project(s). After the application is deemed complete, affected persons will be notified that the review cycle has begun. For further information, please contact Vonja Szatkowski, Certificate of Need Program, 2600 Bull Street, Columbia, SC 29201 at (803) 545-3028.

Affecting Clarendon County**McLeod Regional Medical Center of the Pee Dee, Inc. d/b/a McLeod Home Health**

Establishment of a new Home Health Agency in Clarendon County, wherein the Licensee began operations during the period of time the CON Program was not operating, at a total project cost of \$0.

Affecting Edgefield County**Home Health Services of Self Regional Healthcare d/b/a Home Health Services of Self Regional Healthcare - Edgefield County**

Establishment of new Home Health Agency in Edgefield County at a total project cost of \$2,500.

Affecting Marlboro County**McLeod Regional Medical Center of the Pee Dee, Inc. d/b/a McLeod Home Health**

Establishment of a new Home Health Agency in Marlboro County, wherein the Licensee began operations during the period of time the CON Program was not operating, at a total project cost of \$0.

Affecting Newberry County**Home Health Services of Self Regional Healthcare d/b/a Home Health Services of Self Regional Healthcare - Newberry County**

Establishment of new Home Health Agency in Edgefield County at a total project cost of \$2,500.

Affecting Sumter County**McLeod Regional Medical Center of the Pee Dee, Inc. d/b/a McLeod Home Health**

Establishment of a new Home Health Agency in Sumter County, wherein the Licensee began operations during the period of time the CON Program was not operating, at a total project cost of \$0.

In accordance with Section 44-7-210(A), Code of Laws of South Carolina, and S.C. DHEC Regulation 61-15, the public and affected persons are hereby notified that for the following projects, applications have been deemed complete, and the review cycle has begun. A proposed decision will be made as early as 30 days, but no later than 120 days, from January 22, 2016. "Affected persons" have 30 days from the above date to submit requests for a public hearing to Vonja Szatkowski, Certificate of Need Program, 2600 Bull Street, Columbia, S.C. 29201. If a public hearing is timely requested, the Department's decision will be made after the public hearing, but no later than 150 days from the above date. For further information call (803) 545-3028.

Affecting Abbeville County**NHC/OP, L.P. d/b/a NHC HomeCare - Greenwood (Abbeville)**

Establishment of a new Home Health Agency in Abbeville County wherein the Licensee began operation during the period of time the CON Program was not operating at a total project cost of \$1,000.

8 NOTICES

Affecting Anderson County

NHC/OP, L.P. d/b/a NHC Homecare - Laurens (Anderson)

Establishment of a new Home Health Agency in Anderson County wherein the Licensee began operation during the period of time the CON Program was not operating at a total project cost of \$1,000.

Affecting Bamberg County

NHC Homecare - South Carolina, LLC d/b/a NHC Homecare - Low Country (Bamberg)

Establishment of a new Home Health Agency in Bamberg County wherein the Licensee began operation during the period of time the CON Program was not operating at a total project cost of \$1,000.

Tri-County Home Health Care & Services, Inc. d/b/a Tri-County Home Health Care and Services, Inc. - Bamberg County

Establishment of a new Home Health Agency in Bamberg County, wherein the Licensee began operations during the period of time the CON Program was not operating, at a total project cost of \$8,100.

Affecting Barnwell County

NHC/OP, L.P. d/b/a NHC Homecare - Aiken (Barnwell)

Establishment of a new Home Health Agency in Barnwell County wherein the Licensee began operation during the period of time the CON Program was not operating at a total project cost of \$1,000.

Affecting Beaufort County

NHC Homecare - South Carolina LLC d/b/a NHC Homecare, Beaufort (Beaufort)

Establishment of a new Home Health Agency in Beaufort County wherein the Licensee began operation during the period of time the CON Program was not operating at a total project cost of \$78,000.

Tri-County Home Health Care & Services, Inc. d/b/a Tri-County Home Health Care and Services, Inc. - Beaufort County

Establishment of a new Home Health Agency in Beaufort County, wherein the Licensee began operations during the period of time the CON Program was not operating, at a total project cost of \$12,300.

Affecting Berkeley County

Hedgemark Brentwood Medical Services, Inc. d/b/a PHC Home Health

Establishment of a new Home Health Agency in Berkeley County, wherein the Licensee began operations during the period of time the CON Program was not operating, at a total project cost of \$13,300.

Affecting Calhoun County

NHC Homecare - South Carolina, LLC d/b/a NHC Homecare - Midlands (Calhoun)

Establishment of a new Home Health Agency in Calhoun County wherein the Licensee began operation during the period of time the CON Program was not operating at a total project cost of \$1,000.

Tri-County Home Health Care & Services, Inc. d/b/a Tri-County Home Health Care and Services, Inc. - Calhoun County

Establishment of a new Home Health Agency in Calhoun County, wherein the Licensee began operations during the period of time the CON Program was not operating, at a total project cost of \$8,100.

Affecting Charleston County**NHC Homecare - South Carolina, LLC d/b/a NHC Homecare - Low Country (Charleston)**

Establishment of a new Home Health Agency in Charleston County wherein the Licensee began operation during the period of time the CON Program was not operating at a total project cost of \$1,000.

In-Care Home Health, Inc. d/b/a InCare Home Health, Inc. - Charleston County

Establishment of a new Home Health Agency in Charleston County, wherein the Licensee began operations during the period of time the CON Program was not operating, at a total project cost of \$10,200.

Affecting Cherokee County**NHC HomeCare - South Carolina, LLC d/b/a NHC HomeCare - Piedmont (Cherokee)**

Establishment of a new Home Health Agency in Cherokee County wherein the Licensee began operation during the period of time the CON Program was not operating at a total project cost of \$1,000.

Spartanburg Regional Health Services District, Inc. d/b/a Spartanburg Medical Center Home Health

Expansion of Home Health Services to Cherokee County at a total project cost of \$7,304.72.

Affecting Chester County**NHC HomeCare - South Carolina, LLC d/b/a NHC HomeCare - Piedmont (Chester)**

Establishment of a new Home Health Agency in Chester County wherein the Licensee began operation during the period of time the CON Program was not operating at a total project cost of \$1,000.

Affecting Clarendon County**NHC Homecare - South Carolina, LLC d/b/a NHC Homecare - Low Country (Clarendon)**

Establishment of a new Home Health Agency in Clarendon County wherein the Licensee began operation during the period of time the CON Program was not operating at a total project cost of \$1,000.

Affecting Colleton County**NHC Homecare - South Carolina LLC d/b/a NHC Homecare, Beaufort (Colleton)**

Establishment of a new Home Health Agency in Colleton County wherein the Licensee began operation during the period of time the CON Program was not operating at a total project cost of \$1,000.

Affecting Dillon County**NHC Homecare - South Carolina, LLC d/b/a NHC Homecare - Murrells Inlet (Dillon)**

Establishment of a new Home Health Agency in Dillon County wherein the Licensee began operation during the period of time the CON Program was not operating at a total project cost of \$1,000.

Affecting Dorchester County**Hedgemark Brentwood Medical Services, Inc. d/b/a PHC Home Health**

Establishment of a new Home Health Agency in Dorchester County, wherein the Licensee began operations during the period of time the CON Program was not operating, at a total project cost of \$13,300.

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Affecting Edgefield County

NHC/OP, L.P. d/b/a NHC Homecare - Aiken (Edgefield)

Establishment of a new Home Health Agency in Edgefield County wherein the Licensee began operation during the period of time the CON Program was not operating at a total project cost of \$1,000.

Affecting Fairfield County

NHC Homecare - South Carolina, LLC d/b/a NHC Homecare - Midlands (Fairfield)

Establishment of a new Home Health Agency in Fairfield County wherein the Licensee began operation during the period of time the CON Program was not operating at a total project cost of \$1,000.

Tri-County Home Health Care & Services, Inc. d/b/a Tri-County Home Health Care and Services, Inc. - Fairfield County

Establishment of a new Home Health Agency in Fairfield County, wherein the Licensee began operations during the period of time the CON Program was not operating, at a total project cost of \$8,100.

Affecting Georgetown County

NHC Homecare - South Carolina, LLC d/b/a NHC Homecare - Murrells Inlet (Georgetown)

Establishment of a new Home Health Agency in Georgetown County wherein the Licensee began operation during the period of time the CON Program was not operating at a total project cost of \$1,000.

Affecting Greenville County

Spartanburg Regional Health Services District, Inc. d/b/a Spartanburg Medical Center Home Health

Expansion of Home Health Services to Greenville County at a total project cost of \$7,304.72.

Affecting Hampton County

NHC Homecare - South Carolina, LLC d/b/a NHC Homecare, Beaufort (Hampton)

Establishment of a new Home Health Agency in Hampton County wherein the Licensee began operation during the period of time the CON Program was not operating at a total project cost of \$1,000.

Affecting Horry County

NHC Homecare - South Carolina, LLC d/b/a NHC Homecare - Murrells Inlet (Horry)

Establishment of a new Home Health Agency in Horry County wherein the Licensee began operation during the period of time the CON Program was not operating at a total project cost of \$13,500.

Affecting Jasper County

NHC Homecare - South Carolina LLC d/b/a NHC Homecare, Beaufort (Jasper)

Establishment of a new Home Health Agency in Jasper County wherein the Licensee began operation during the period of time the CON Program was not operating at a total project cost of \$1,000.

Affecting Kershaw County

NHC Homecare - South Carolina, LLC d/b/a NHC Homecare - Midlands (Kershaw)

Establishment of a new Home Health Agency in Kershaw County wherein the Licensee began operation during the period of time the CON Program was not operating at a total project cost of \$1,000.

Tri-County Home Health Care & Services, Inc. d/b/a Tri-County Home Health Care and Services, Inc. - Kershaw County

Establishment of a new Home Health Agency in Kershaw County, wherein the Licensee began operations during the period of time the CON Program was not operating, at a total project cost of \$10,200.

Affecting Lancaster County**NHC HomeCare - South Carolina, LLC d/b/a NHC HomeCare - Piedmont (Lancaster)**

Establishment of a new Home Health Agency in Lancaster County wherein the Licensee began operation during the period of time the CON Program was not operating at a total project cost of \$1,000.

Affecting Lexington County**Tidewater Home Health, PA**

Establishment of a new Home Health Agency in Lexington County, wherein the Licensee began operations during the period of time the CON Program was not operating, at a total project cost of \$7,407.

Affecting Newberry County**NHC/OP, L.P. d/b/a NHC HomeCare - Greenwood (Newberry)**

Establishment of a new Home Health Agency in Newberry County wherein the Licensee began operation during the period of time the CON Program was not operating at a total project cost of \$1,000.

Tri-County Home Health Care & Services, Inc. d/b/a Tri-County Home Health Care and Services, Inc. - Newberry County

Establishment of a new Home Health Agency in Newberry County, wherein the Licensee began operations during the period of time the CON Program was not operating, at a total project cost of \$10,200.

Affecting Marion County**NHC Homecare - South Carolina, LLC d/b/a NHC Homecare - Murrells Inlet (Marion)**

Establishment of a new Home Health Agency in Marion County wherein the Licensee began operation during the period of time the CON Program was not operating at a total project cost of \$1,000.

Affecting McCormick County**NHC/OP, L.P. d/b/a NHC HomeCare - Greenwood (McCormick)**

Establishment of a new Home Health Agency in McCormick County wherein the Licensee began operation during the period of time the CON Program was not operating at a total project cost of \$1,000.

Affecting Oconee County**Tri-County Home Health Care & Services, Inc. d/b/a Tri-County Home Health Care and Services, Inc. - Oconee County**

Establishment of a new Home Health Agency in Oconee County, wherein the Licensee began operations during the period of time the CON Program was not operating, at a total project cost of \$10,200.

Affecting Orangeburg County**NHC/OP, L.P. d/b/a NHC Homecare - Aiken (Orangeburg)**

Establishment of a new Home Health Agency in Orangeburg County wherein the Licensee began operation during the period of time the CON Program was not operating at a total project cost of \$1,000.

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Tri-County Home Health Care & Services, Inc. d/b/a Tri-County Home Health Care and Services, Inc. - Orangeburg County

Establishment of a new Home Health Agency in Orangeburg County, wherein the Licensee began operations during the period of time the CON Program was not operating, at a total project cost of \$12,300.

Affecting Pickens County

NHC/OP, L.P. d/b/a NHC Homecare - Laurens (Pickens)

Establishment of a new Home Health Agency in Pickens County wherein the Licensee began operation during the period of time the CON Program was not operating at a total project cost of \$1,000.

Affecting Richland County

Tidewater Home Health, PA

Establishment of a new Home Health Agency in Richland County, wherein the Licensee began operations during the period of time the CON Program was not operating, at a total project cost of \$7,407.

Affecting Saluda County

NHC/OP, L.P. d/b/a NHC HomeCare - Greenwood (Saluda)

Establishment of a new Home Health Agency in Saluda County wherein the Licensee began operation during the period of time the CON Program was not operating at a total project cost of \$1,000.

Affecting Spartanburg County

NHC/OP, L.P. d/b/a NHC Homecare - Laurens (Spartanburg)

Establishment of a new Home Health Agency in Spartanburg County wherein the Licensee began operation during the period of time the CON Program was not operating at a total project cost of \$1,000.

Affecting Sumter County

NHC Homecare - South Carolina, LLC d/b/a NHC Homecare - Midlands (Sumter)

Establishment of a new Home Health Agency in Sumter County wherein the Licensee began operation during the period of time the CON Program was not operating at a total project cost of \$1,000.

Affecting Union County

NHC HomeCare - South Carolina, LLC d/b/a NHC HomeCare - Piedmont (Union)

Establishment of a new Home Health Agency in Union County wherein the Licensee began operation during the period of time the CON Program was not operating at a total project cost of \$1,000.

Tri-County Home Health Care & Services, Inc. d/b/a Tri-County Home Health Care and Services, Inc. - Union County

Establishment of a new Home Health Agency in Union County, wherein the Licensee began operations during the period of time the CON Program was not operating, at a total project cost of \$10,200.

Spartanburg Regional Health Services District, Inc. d/b/a Spartanburg Medical Center Home Health

Expansion of Home Health Services to Union County at a total project cost of \$7,304.72.

Affecting Williamsburg County

NHC Homecare - South Carolina, LLC d/b/a NHC Homecare - Low Country (Williamsburg)

Establishment of a new Home Health Agency in Williamsburg County wherein the Licensee began operation during the period of time the CON Program was not operating at a total project cost of \$1,000.

Affecting York County

Tri-County Home Health Care & Services, Inc. d/b/a Tri-County Home Health Care and Services, Inc. - York County

Establishment of a new Home Health Agency in York County, wherein the Licensee began operations during the period of time the CON Program was not operating, at a total project cost of \$8,100.

14 DRAFTING NOTICES

**CLEMSON UNIVERSITY
STATE CROP PEST COMMISSION
CHAPTER 27**

Statutory Authority: 1976 Code Sections 46-9-40 and 46-9-50

Notice of Drafting:

The State Crop Pest Commission is considering the implementation of new regulations which govern, to the extent authorized by the S.C. Code, Title 46, Chapter 9, designation, monitoring and control of plant pests in South Carolina.

Interested parties should submit written comments to Dr. Stephen E. Cole, Interim Director, Regulatory Services, Clemson University, 511 Westinghouse Road, Pendleton, SC 29670. To be considered, comments should be received no later than February 29, 2016, the close of the drafting comment period.

Synopsis:

The proposed amendments will clarify the definitions of the plant nursery regulations in R.27-160 as they relate to turf growers and turf products.

These proposed regulations will require legislative action.

**DEPARTMENT OF CONSUMER AFFAIRS
CHAPTER 28**

Statutory Authority: 1976 Code Sections 37-6-104, 37-6-402, 37-6-403, and 37-6-506

Notice of Drafting:

The South Carolina Department of Consumer Affairs proposes to promulgate R.28-55 addressing the revocable assignment of wages. Interested persons are invited should submit their views in writing to Kelly Rainsford, Deputy for Regulatory Enforcement, South Carolina Department of Consumer Affairs, P.O. Box 5757, Columbia, South Carolina 29250-5757. To be considered, comments must be received no later than February 22, 2016, the close of the drafting comment period.

Synopsis:

Sections 37-2-410 (last amended in 1974), 37-2-710 (passed in 1985) and 37-3-403 (last amended 1974) permit a consumer to authorize the revocable assignment of wages pertaining to a debt arising from a credit sale, consumer lease, loan or rental-purchase transaction. The South Carolina Department of Consumer Affairs proposes to provide a framework for the provision of a revocable assignment of wages, including format and disclosure requirements.

This regulation will require legislative review.

DEPARTMENT OF CONSUMER AFFAIRS

CHAPTER 28

Statutory Authority: 1976 Code Sections 37-6-506 and 37-17-120 et seq.

Notice of Drafting:

The South Carolina Department of Consumer Affairs proposes to promulgate R.28-90 addressing Discount Medical Plan Organizations. Interested parties are invited to present their views in writing to Matthew Aronson, Assistant Consumer Advocate/Staff Attorney, South Carolina Department of Consumer Affairs, PO Box 5757, Columbia, SC 29250. To be considered, comments must be received no later than February 22, 2016, the close of the drafting comment period.

Synopsis:

The Legislature granted the authority to administer the Discount Medical Plan Organizations statute to the Department of Consumer Affairs in 2007. The statute puts forth requirements for companies offering Discount Medical Plans in this State. The proposed regulation will clarify undefined terms of the statute, address renewal requirements, and address any other items necessary to administer the statute.

This regulation will require legislative review.

DEPARTMENT OF CONSUMER AFFAIRS

CHAPTER 28

Statutory Authority: 1976 Code Sections 37-6-104, 37-6-402, 37-6-403, and 37-6-506

Notice of Drafting:

The South Carolina Department of Consumer Affairs proposes to amend and modify Regulations 28-4, 28-6, 28-8, 28-9. Interested parties are invited to present their views in writing to Kelly Rainsford, Deputy for Regulatory Enforcement, South Carolina Department of Consumer Affairs, P.O. Box 5757, Columbia, SC 29250. To be considered, comments must be received no later than February 22, 2016, the close of the drafting comment period.

Synopsis:

The Department intends to amend the following regulations: 28-4, 28-6, 28-8, 28-9. The regulations were last amended February 26, 1993 (28-4, 28-6) and May 24, 2013 (28-8, 28-9). The purposes of the proposed amendments are to revise and edit regulatory language to comply with, and conform to, current statutory requirements and to delete obsolete provisions.

This regulation will require legislative review.

16 DRAFTING NOTICES

DEPARTMENT OF EMPLOYMENT AND WORKFORCE CHAPTER 47

Statutory Authority: 1976 Code Sections 41-29-110 and 41-31-45(C)

Notice of Drafting:

The Department of Employment and Workforce (Department) proposes to revise Regulations 47-500 and 47-501 in Article 5. Unemployment Trust Fund, as required by South Carolina Code Ann. 41-31-45(C). Interested parties may submit their comments in writing to Sally Foster, Governmental Affairs Division, South Carolina Department of Employment and Workforce, 1550 Gadsden Street, Columbia, South Carolina 29202. For questions, call 803-737-0089 or email sfoster@dew.sc.gov. To be considered, all comments must be received in writing no later than February 10, 2016, the close of the drafting period.

Synopsis:

The Department is proposing to amend Regulations 47-500 and 47-501 in Article 5. Unemployment Trust Fund to have the initial rebuilding period remain at five (5) years and to have any and all subsequent rebuilding periods be four (4) years. The regulation currently outlines how the Department will determine the income necessary to pay benefits and return the trust fund to an adequate level.

Legislative review of this amendment is required.

Document No. 4642

**DEPARTMENT OF HEALTH AND ENVIRONMENTAL CONTROL
CHAPTER 61**

Statutory Authority: 1976 Code Sections 40-33-30, 44-1-140, 44-37-40, 44-37-50, and 44-89-10

61-24. Licensed Midwives.

Preamble:

Regulation 61-24 was last amended in 2013. The proposed amendments herein include the Department’s effort to incorporate revisions and clarification relating to licensing requirements, interpretations, educational requirements, license revocation criteria, prenatal care, intrapartum care, postpartum care, care of the newborn, physician referral, record keeping, and reporting. Language has been added to incorporate current provider wide exceptions and memoranda applicable to licensed midwives. In addition, corrections have been made for clarity, readability, grammar, references, codification, and overall improvement to the text of the regulation.

A Notice of Drafting was published in the *State Register* on August 28, 2015.

Section-by-Section Discussion of Proposed Amendments

TABLE OF CONTENTS

The table of contents was updated to reflect the amendments.

61-24.A(1) Purpose and Scope

Section A(1) was deleted as it is not necessary.

61-24.100. Definitions (formerly 61-24.A(2))

The definition of 100.K Low Risk was added. The definition of A(2)(d) Community Health Center has been deleted. The definitions of 100.C (formerly A(2)(c)) Certified Nurse Midwife, 100.D (formerly A(2)(e)) Contact Hour, 100.F (formerly A(2)(g)) Certified Professional Midwife, 100.G (formerly A(2)(h)) Department, 100.H (formerly A(2)(i)) Health Care Provider, 100.J (formerly A(2)(j)) License, and 100.P (formerly A(2)(p)) Nurse Practitioner have been amended. The remaining definitions were renumbered to adjust the codification.

61-24.200. LICENSE REQUIREMENTS (formerly 61-24.B)

Section B title Interpretations title was renumbered to Section 200 and titled License Requirements.

61-24.201. Licensure

Section 201 title Licensure was added for clarification. Section 201.A (formerly B(1)) was amended to require licensure by certification by NARM or other Department-approved organizations. Section 201.B was added to exempt individuals licensed by the Department prior to January 1, 2017, from having to obtain NARM certification unless the renewal is more than thirty (30) days late. Section 201.C was relocated from former Section B(2)(b). Section 201.D was relocated from former Section B(2)(c). Section 201.E was relocated from former Section B(9).

61-24.202. License Requirements (formerly 61-24.C)

Section 202.A was relocated from former Section C(1) and delineates the requirements for the midwife apprentice license. Section 202.A.1 (formerly C(1)) delineates the required items to be included with the midwife apprentice application. Section 202.A.2 was relocated from former Section C(1). Section 202.A.3 was added stating that the midwife apprentice license shall be effective for twelve (12) months following the date of issuance. Section 202.A.4 was relocated from former Section C(1) and prescribes the required timeline for midwife apprentice license renewals. Section 202.B was relocated from former Section C(2) and delineates the requirements for the initial midwife license. Section 202.B.1 was added stating that the midwife license shall be

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effective for thirty-six (36) months following the date of issuance. Section 202.B.2 was relocated from former Section C(2) and delineates the requirements for the initial midwife application. Section 202.A.3 (formerly C(4)) states that a licensed midwife may sponsor no more than three (3) apprentice midwives at the same time.

61-24.203. Midwife License Renewal (formerly 61-24.C(5))

Section 203.A (formerly C(5)) prescribes the requirements for renewing a midwife license and was amended to require that midwife licenses be renewed every thirty-six (36) months and renewals shall be submitted at least sixty (60) days prior to the expiration of the license. Section 203.B requires that NARM-certified midwives submit documentation of certification with their renewal applications.

61-24.204. Licensing Fees (formerly 61-24.B(4))

Section 204.A requires that licensing fees be made payable by check, credit card, or money order to the Department. Section 204.B states that the fee for midwife licenses and renewals every thirty-six (36) months is two hundred twenty-five dollars (\$225.00). Section 204.C prescribes the initial and annual renewal fee for apprentice midwife licenses as fifty dollars (\$50.00).

61-24.205. Enforcement Action (formerly 61-24.B(10))

Section 205 was relocated from former Section B(10) and delineates the actions that may result in non-issuance, suspension, or revocation of a license. Former Section B(10)(b) has been deleted.

61-24.206. Consultation

Section 206.A was added allowing consultations by the Department as requested by the midwife or as deemed appropriate by the Department. Section 206.B states that the Department may require specific topics for continuing education based on noncompliance.

61-24.207. Inspections (formerly 61-24.B(6))

Section 207 was relocated from former Section B(6).

61-24.208. Exceptions to Licensing Standards (formerly 61-24.B(8))

Section 208 was relocated from former Section B(8) and provides the Department the authority to make exceptions to these standards when it is determined that the health, safety, and well-being of the patients will not be compromised and provide the standard is not specifically required by statute.

61-24.B(11). Hearings and Appeals

This section was deleted as the appeals process is included in statute and therefore unnecessary in the regulation.

61-24.300. TUBERCULOSIS SCREENING (formerly 61-24.C(6))

Section 300 was relocated from former Section C(6) and updates the tuberculosis screening requirements to align with current CDC guidelines.

61-24.400. SCOPE OF PRACTICE AND LIMITATIONS

New Section 400 title was added for consistency and clarity.

61-24.401. Scope of Practice (formerly 61-24.D)

Section 401.A (formerly D) was amended to require that the licensed midwife may provide care to low risk women and neonates determined by medical evaluation to be prospectively normal for pregnancy and childbirth. Section 401.B was added to state that midwives shall deliver only women who have completed between thirty-seven (37) and forty-one (41) weeks of gestation, except under emergency circumstances. Section 401.C delineates the allowable care by midwives.

61-24.402. Limitations of Midwifery Care (formerly 61-24.N)

Sections 402.A through 402.D were relocated from former Sections N(1) through N(4) and prescribes the prohibited practices by midwives. Section 402.E was added to state that the midwife shall not provide care for women with a previous cesarean section as these patients are not eligible to birth outside of a hospital.

61-24.500. CARE AND SERVICES

New Section title was added for clarity and consistency.

61-24.501. Informed Consent (formerly 61-24.F(5))

Section 501.A requires that the midwife disclose in writing to a prospective patient that he or she is not a nurse or physician but it a midwife licensed by the Department to perform midwifery services by virtue of approved educational requirements, clinical experience, and examination. Section 501.B requires that the informed consent include a description of the risks of out of hospital birth, available alternatives to midwifery care, and the maternal and fetal conditions requiring referral to a physician. Section 501.C requires the midwife to develop a formal care plan, signed by both the patient and the midwife, and delineates the requirements of the formal care plan. Section 501.D requires the development of a plan for backup medical care for mother and infant, and transfer plans.

61-24.502. Prenatal Care (formerly 61-24.F)

Section 502.A (formerly F(1)) was amended to require that the patient have two (2) visits with a physician with obstetric admitting privileges at a South Carolina hospital. Section 502.A further requires that a physician make a written determination that the planned birth is low risk. Section 502.B (formerly F(2)) requires that during pregnancy the patient shall be seen by the midwife or other authorized healthcare provider and a record of each visit shall be noted in the patient’s medical record. Sections 502.B.1 through 502.B.3 delineate the timetable for prenatal visits. Section 502.C (formerly F(3)) delineates the requirements for home visits by the midwife. Section 502.D (formerly F(4)) prescribes the requirements of each prenatal visit and requires a record of each visit to be noted in the patient’s medical record. Section 502.D.3 (formerly F(4)(c)) requires blood pressure monitoring. Section 502.D.4 (formerly F(4)(d)) was amended to conform to codification standards. Section 502.D.13 (formerly F(4)(m)) was amended to require that hematocrit and/or hemoglobin be assessed at approximately twelve to sixteen (12 to 16) weeks gestational age and again at thirty-five to thirty-seven (35 to 37) weeks gestational age. Section 502.E was relocated from former Section F(6) and amended for grammar and clarity.

61-24.503. Intrapartum Care (formerly 61-24.G)

Section 503.A was relocated from former Section G(1) and requires intrapartum care to be documented in the patient’s medical record. Section 503.A.1 (formerly G(1)(b)) was amended to require assessing and monitoring maternal vital signs once every thirty (30) minutes and fetal heart rate every fifteen to thirty (15 to 30) minutes during the first stage of labor and every five to fifteen (5 to 15) minutes during the second stage of labor. Section 503.A.2 (formerly G(1)(c)) was amended for grammar. Section 503.A.7 (formerly G(1)(g)) was amended for clarity. Sections 503.B (formerly G(2)), and 503.C (formerly G(3)) were amended for grammar and clarity.

61-24.504. Postpartum Care (formerly 61-24.H)

Section 504.A (formerly H(1)) was amended for grammar and clarity. Section 504.B (formerly H(1)(a)) was amended to require monitoring the physical status of mother and infant, including monitoring and recording vital signs at least once every thirty (30) minutes and offering any necessary routine comfort measures. Section 504.E was added requiring the midwife to leave clear instructions for self-care until the next visit. Section 504.F (formerly H(2)) was amended for grammar and clarity. Section 504.G (formerly H(3)) was amended to require that women needing Rho (D) immune globulin be evaluated and treated by the midwife or a healthcare provider within seventy-two (72) hours of delivery.

61-24.505. Newborn Care (formerly 61-24.I)

Section 505 (formerly I) title was amended for clarity. Section 505.A (formerly I(1)) was amended for grammar and to adjust codification. Section 505.B (formerly I(2)) was amended to require that within one (1) hour of birth, the midwife shall administer a prophylactic agent, such as Erythromycin, into each eye of the newborn.

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Section 505.C (formerly I(3)) was amended to require that the midwife notify parents of all requirements for a state-mandated metabolic screening and to require that if the metabolic screening is completed by the midwife, the midwife shall document the date and time the screening was obtained. Section 505.C further states that if a parent objects to the screening for religious reasons, the objection shall be signed by the parent and documented in the patient's medical record. Section 505.D was added to require that parents be instructed on the importance of a state-mandated hearing screening and of having the screening performed within one (1) month of the child's birth. Section 505.E (formerly I(4)) was amended for grammar and clarity. Sections 505.F (formerly I(5)) and 505.G (formerly I(6)) were amended for grammar and clarity.

61-24.506. Drugs and Medications (formerly G(5))

Section 506.A delineates the drugs and medications a midwife may administer provided they are prescribed to the patient by a physician with obstetric admitting privileges at a South Carolina hospital. Section 506.B allows for the administration of oxygen to a mother or newborn in accordance with orders from a physician and states that in cases of emergency, oxygen may be administered with notification to a physician as soon as the patient is stabilized. Section 506.B further requires that any administration of oxygen and physician consultation be documented in the patient's medical record.

61-24.600. REFERRAL REQUIREMENTS

New section title was added for clarity and consistency.

61-24.601. Physician Referral (formerly 61-24.J)

Section 601.A was relocated from former Section J(1) and requires physician consultations to be documented in the patient's medical record. Section 601.B (formerly J(2)) was amended to require that the midwife provide all records upon referral, including prenatal records, and consult with the receiving physician about the course of care up to the point of transfer and remain in consultation with the physician until resolution of the situation. Section 601.B further requires that the midwife include the physician's name and time of referral in the medical record.

61-24.602. Maternal Conditions Requiring Referral (formerly 61-24.K)

Section 602 was relocated from former Section K and requires that the midwife obtain and document in the medical record consultation with a physician with obstetric admitting privileges at a South Carolina hospital for a woman exhibiting any of the delineated conditions during the maternity cycle. Section 602.A (formerly K(2)) requires referral for pregnancy-induced hypertension, as evidenced by blood pressure of one hundred forty (140) over ninety (90) on two (2) occasions greater than six (6) hours apart. Section 602.B (formerly K(4)) requires referral for persistent headaches, epigastric pain or visual disturbances. Section 602.C (formerly K(9)) requires referral for persistent symptoms of urinary tract infection. Section 602.D (formerly K(8)) requires referral for significant vaginal bleeding before the onset of labor not associated with uncomplicated spontaneous abortion. Section 602.E (formerly K(33)) requires referral for rupture of membranes prior to 37.0 weeks gestation. Section 602.F (formerly K(26)) requires referral for noted abnormal decrease in or cessation of fetal movement. Section 602.G (formerly K(15)) requires referral for severe anemia as evidenced by hemoglobin of less than 9.5. Section 602.H (formerly K(29)) requires referral for a fever of one hundred two (102) degrees Fahrenheit or greater for more than twenty-four (24) hours. Section 602.I requires referral for non-vertex presentation after 37.0 weeks gestation. Section 602.J requires referral for hyperemesis or significant dehydration. Section 602.K (formerly K(21)) requires referral for isoimmunization, Rh negative sensitization, or another positive antibody titer which may have detrimental effect on mother or fetus. Section 602.L requires referral for pregestational or gestational diabetes. Section 602.M requires referral for a positive HIV antibody test. Section 602.N (formerly K(11)) requires referral for any genital herpes infection in pregnancy. Section 602.O combines former Sections K(7) and K(14) and requires referral for symptoms of malnutrition, anorexia, protracted weight loss or failure to gain weight. Section 602.P requires referral for current or previous deep venous thrombosis or thromboembolic disease. Section 602.Q requires referral for documented placental anomaly or previa at term. Section 602.R requires referral for labor prior to 37.0 weeks gestation. Section 602.S requires referral for a history of prior uterine incision, including previous cesarean section. Section 602.T (formerly K(24)) requires referral for multiple gestation. Section 602.U requires referral for fetal anomalies. Section 602.V (formerly K(36)) requires

referral for documented abnormal fetal heart tones. Section 602.W requires referral for abnormal non-stress test or abnormal biophysical profile. Section 602.X (formerly K(20)) requires referral for polyhydramnios or oligohydramnios. Section 602.Y requires referral for evidence of intrauterine growth restriction. Section 602.Z (formerly K(28)) requires referral for gestation beyond 41.0 weeks by reliable confirmed dates. Section 602.AA (formerly K(3)) requires referral for marked edema of face and hands. Section 602.BB (formerly K(6)) requires referral for convulsions of any kind. Section 602.CC (formerly K(11)) requires referral for symptoms of gonorrhea or syphilis. Section 602.DD (formerly K(12)) requires referral for patients who smoke more than ten (10) cigarettes per day and does not decrease usage. Section 602.EE (formerly K(13)) requires referral for patients appearing to abuse alcohol or drugs. Section 602.FF (formerly K(33)) requires referral for ruptured membranes without onset of labor within twelve (12) hours. Section 602.GG (formerly K(23)) requires referral for meconium stained amniotic fluid. Section 602.HH (formerly K(42)) requires referral for a partially separated placenta or atonic uterus. Section 602.II (formerly K(43)) requires referral for bleeding of greater than seven hundred fifty (750) milliliters. Section 602.JJ (formerly K(44)) requires referral for firm uterus with no bleeding but retained placenta more than one (1) hour. Section 602.KK (formerly K(45)) requires referral for a significant change in blood pressure, pulse over one hundred (100), or is pale, cyanotic, weak, or dizzy. Section 602.LL (formerly K(46)) requires referral for retained placental or membrane fragments. Section 602.MM (formerly K(47)) requires referral for a laceration requiring repair. Section 602.NN (formerly K(52)) requires referral for breast infection. Section 602.OO (formerly K(53)) requires referral for signs of serious postpartum depression.

61-24.603. Neonatal Conditions Requiring Referral (formerly 61-24.L)

Section 603 was relocated from former Section L and amends the neonatal conditions requiring consultation with a physician and documentation in the medical record. Sections 603.A (formerly L(1)), 603.B (formerly L(2)), and 603.D (formerly L(4)) were amended for grammar and clarity. Section 603.C (formerly L(3)) was amended to include administration of positive pressure ventilation or mouth-to-mouth resuscitation. Section 603.E (formerly L(5)) was amended to require referral for a neonate with a pale or gray color. Section 603.F (formerly L(7)) was amended to require referral for neonates developing jaundice in the first thirty-six (36) hours or developing an unusual degree of jaundice at any time. Section 603.G (formerly L(7)) requires referral for an abnormal cry. Section 603.H (formerly L(8)) requires referral for skin lesions or eye discharge suggesting pathology. Section 603.I (formerly L(9)) requires referral for excessive moulding of head, large cephalhematoma, excessive bruising, apparent fractures, dislocations, or other injuries. Section 603.J (formerly L(10)) requires referral for neonates weighing less than five and one half (5.5) pounds or more than nine (9) pounds. Section 603.K (formerly L(11)) requires referral for signs of hypoglycemia, hypocalcemia, or other metabolic disorders. Section 603.L (formerly L(12)) requires referral for signs of postmaturity. Section 603.M (formerly L(13)) requires referral for meconium staining or does not urinate or pass meconium in the first twelve (12) hours following birth. Section 603.N (formerly L(14)) requires referral for neonates exhibiting edema. Section 603.O (formerly L(15)) requires referral for neonates that are lethargic, weak, or flaccid, or does not feed well. Section 603.P (formerly L(16)) requires referral for neonates with a rectal temperature below ninety-seven (97) degrees Fahrenheit or above 100.6 degrees Fahrenheit. Section 603.Q (formerly L(17)) requires referral for neonates with a full, bulging, or abnormally sunken fontanel. Finally, Section 603.R (formerly L(18)) requires referral for neonates appearing abnormal in any other respect.

61-24.700. EMERGENCY MEASURES (formerly 61-24.M)

Section 700.A (formerly M) was amended for clarity and grammar. Section 700.B (formerly M(1)) was amended for clarity. Section M(1)(d), Tight nuchal cord, was deleted. Section 700.C (formerly M(2)) was amended for clarity. Section 700.C.2 (formerly M(2)(b)) was amended to allow intramuscular administration of Oxytocin for the control of postpartum hemorrhage greater than seven hundred fifty (750) milliliters blood loss. Section 700.C.3 adds positive pressure ventilation to mother or newborn as an emergency measure. Section 700.D was added requiring that the midwife provide all prenatal, labor, delivery, postpartum, and newborn records of patients and newborns to the receiving healthcare provider when patients and/or newborns are transferring due to an emergency and/or transfer of care.

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61-24.800. PATIENT RECORDS

New section title was added for clarity and consistency.

61-24.801. General (formerly 61-24.O(1))

Section 801 (formerly O(1)) was amended to require that the midwife maintain and store records of each mother and neonate in a manner that ensures confidentiality, security, and integrity of the information therein.

61-24.802. Content (formerly 61-24.O(1))

Section 802.A (formerly O(1)(a)) was amended for clarity and grammar. Section 802.A.1 (formerly O(1)(a)(1)) was amended for grammar. Section 802.A.5 (formerly O(1)(a)(5)) was amended to require notation of a serological test for syphilis and gestational diabetes screening. Section 802.A.9 (formerly O(1)(a)(9)) was amended for conform to codification and drafting standards. Section 802.A.12 was added to require documentation evidencing scheduled and prenatal visits. Section 802.A.13 was added to require documentation of consultation with physician prior to administering drugs or medications. Section 802.B (formerly O(1)(b)) was amended for clarity. Section 802.B.9 was added to require documentation of the administration of drugs or medications and physician consultation prior to administration. The remaining subsections were amended for grammar and codification standards.

61-24.803. Record Maintenance

Section 803.A (formerly O(1)(c)) was amended to require that the midwife store records in an environment which will prevent unauthorized access and deterioration and to require that the records be treated as confidential and not be disposed of before ten (10) years. Sections 803.A.1 and 803.A.2 were added to prescribe the maintenance timeline for records of minors. Section 803.B was added to require that the midwife make all records available to Department staff for review upon request.

61-24.804. Birth Registration (formerly 61-24.O(2))

Section 804 (formerly O(2)) was amended to require that the midwife ensure that the baby's birth is registered with the Department within five (5) days of birth.

61-24.900. REPORTING REQUIREMENTS (formerly 61-24.O(3))

Section 900 title was relocated from former Section O(3).

61-24.901. Quarterly Reports (formerly 61-24.O(3)(a))

Former Section O(3)(a) was separated out to individual sub-items as Sections 901.A through 901.C. Section 901.D (formerly O(3)(b)) was amended to require that when emergency measures are utilized, a special report shall be submitted within ten (10) days to the Department describing in detail the emergency situation, the measure(s) taken, and the resulting outcome.

61-24.902. Consumer Reports (formerly 61-24.O(3)(c))

Former Section O(3)(c) was separated out to individual sub-items as Sections 902.A and 902.B.

61-24.903. Mortality Reporting (formerly 61-24.O(3)(d))

Section 903.A (formerly O(3)(d)) requires the midwife to report all maternal or infant deaths to the Department on a Report of Fetal Death Form within forty-eight (48) hours of death. Section 903.B (formerly O(3)(d)) delineates the required information for the report to be filed with the Department.

61-24.1000. MIDWIFERY ADVISORY COUNCIL (formerly 61-24.P(1))

Section 1000.A (formerly P(1)(a)) was amended to state that the Department Director shall appoint a Midwifery Advisory Council which shall meet at least annually for the purpose of guiding, advising, and making recommendations to the Department. Section 1000.A further states that the Department Director may dismiss a council member at his or her discretion as to adequate cause. Section 1000.B (formerly P(1)(a)) was amended to require that the council consist of three (3) licensed midwives, one (1) consumer of midwifery care, two (2) certified nurse midwives, one (1) physician current practicing perinatal care, and one (1) at-large member, each

member be appointed for a three (3) year term, and states that a quorum is established by representation of each position on the council. Section 1000.C (formerly P(1)(b)) was amended to require the council to establish a peer review committee to consult midwives on questions of ethics, competency, and performance, and further requires that the committee consist of certified professional midwives and physicians currently practicing pediatric care, obstetric care, or family medicine.

61-24.1100. SEVERABILITY

Section 1100 was added to allow the regulation to remain valid should it be determined that a portion of the regulation be invalid or unenforceable.

61-24.1200. GENERAL (formerly 61-24.Q)

Section 1200 (formerly Q) was amended for grammar and clarity and renumbered to adjust the codification.

Notice of Public Hearing and Opportunity for Public Comment:

Interested persons may submit written comments on the proposed regulation by writing to Gwen Thompson by mail at Bureau of Health Facilities Licensing, South Carolina Department of Health and Environmental Control, 2600 Bull Street, Columbia, SC 29201; by facsimile at (803) 545-4212; or by email at thompsgw@dhec.sc.gov. Comments may also be submitted electronically on the Public Comments for Health Regulations page at the following address: <http://www.scdhec.gov/Agency/RegulationsAndUpdates/PublicComments/>. To be considered, comments must be received no later than 5:00 p.m. on February 22, 2016, the close of the public comment period. Comments received shall be submitted in a Summary of Public Comments and Department Responses for the Board of Health and Environmental Control’s consideration at the public hearing.

Interested persons may also make oral and/or written comments on the proposed amendments to R.61-24 at a public hearing to be conducted by the Board of Health and Environmental Control at its regularly scheduled meeting on March 10, 2016. The Board will conduct the public hearing in the Board Room. Third Floor, Aycok Building of the Department of Health and Environmental Control at 2600 Bull Street, Columbia, South Carolina 29201. The Board meeting commences at 10:00 a.m. at which time the Board will consider items on its agenda in the order presented. The order of presentation for public hearings will be noted in the Board’s agenda published by the Department twenty-four (24) hours in advance of the meeting at the following address: <http://www.scdhec.gov/Agency/docs/AGENDA.pdf>. Persons desiring to make oral comments at the hearing are asked to limit their statements to five (5) minutes or less and, as a courtesy, are asked to provide written copies of their presentation for the record. Due to admittance procedures at the DHEC Building, all visitors should enter through the Bull Street entrance and register at the front desk.

Copies of the proposed amendments for public comment as published in the *State Register* on January 22, 2016, may be obtained online in the DHEC Regulation Development Update at: <http://www.scdhec.gov/Agency/RegulationsAndUpdates/RegulationDevelopmentUpdate/>. Click on the Health Facilities Regulations topic and scan down to the proposed amendments of R.61-24. A copy can also be obtained by contacting Gwen Thompson at the above address or by email at thompsgw@dhec.sc.gov.

Preliminary Fiscal Impact Statement:

Implementation of this regulation will not require additional resources. There is no anticipated additional cost by the Department or state government due to any inherent requirements of this regulation. There are no external costs anticipated.

Statement of Need and Reasonableness:

This Statement of Need and Reasonableness is based on an analysis of the factors listed in S.C. Code Sections 1-23-115(C)(1)-(3) and (9)-(11).

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DESCRIPTION OF REGULATION: R.61-24, Licensed Midwives.

Purpose: The purpose of these amendments to R.61-24 is to clarify standards pertaining to licensed midwives. These amendments include the Department's effort to incorporate revisions and clarification relating to licensing requirements, interpretations, educational requirements, license revocation criteria, prenatal care, intrapartum care, postpartum care, care of the newborn, physician referral, record keeping, and reporting. Language has been added to incorporate current provider wide exceptions and memoranda applicable to licensed midwives. In addition, corrections have been made for clarity, readability, grammar, references, codification, and overall improvement to the text of the regulation.

Legal Authority: 1976 Code Sections 40-33-30, 44-1-140, 44-37-40, 44-37-50, and 44-89-10.

Plan for Implementation: Upon approval by the General Assembly and publication in the *State Register* as a final regulation, a copy of R.61-24, which includes these latest amendments, will be available electronically on the Department's Laws and Regulations website under the Health Regulations category at: <http://www.scdhec.gov/Agency/RegulationsAndUpdates/LawsAndRegulations/>. Subsequently, this regulation will be published in the South Carolina Code of Regulations. Printed copies will be available for a fee from the Department's Freedom of Information Office. The Department will also send an email to stakeholders, affected services and facilities, and other interested parties.

DETERMINATION OF NEED AND REASONABLENESS OF THE PROPOSED REGULATION BASED ON ALL FACTORS HEREIN AND EXPECTED BENEFITS:

Regulation 61-24 was last amended in 2013. The amendments to the regulation are necessary to update definitions, nomenclature, codification, and overall improvement and revisions to the text of the regulation. The amendments further update licensure requirements, interpretations, educational requirements, license revocation criteria, prenatal, intrapartum, and postpartum care, care of the newborn, physician referral, record keeping and reporting.

DETERMINATION OF COSTS AND BENEFITS:

Implementation of these amendments will not require additional resources. There is no anticipated additional cost to the Department or state government due to any inherent requirements of these amendments. Amendments to R.61-24 improve informed consent, patient care, services and treatment, reporting requirements, and overall improvement to the text of the regulation.

UNCERTAINTIES OF ESTIMATES:

None.

EFFECT ON THE ENVIRONMENT AND PUBLIC HEALTH:

The amendments to R.61-24 seek to support the Department's goals relating to the protection of public health through the anticipated benefits highlighted above. There is no anticipated effect on the environment.

DETRIMENTAL EFFECT ON THE ENVIRONMENT AND PUBLIC HEALTH IF THE REGULATION IS NOT IMPLEMENTED:

There is no anticipated detrimental effect on the environment. If the revision is not implemented, the regulation will be maintained in its current form without realizing the benefits of the amendments herein.

Statement of Rationale:

The Department proposes amending R.61-24, *Licensed Midwives*. The amendments update R.61-24 to align with current practices, procedures, and nomenclature. The amendments address issues regarding licensure requirements, mother and newborn care, reporting requirements, physician referral, scope of practice, transfers, and overall updates to the regulation.

Text:

The full text of this regulation is available on the South Carolina General Assembly Home Page: <http://www.scstatehouse.gov/regnsrch.php>. Full text may also be obtained from the promulgating agency.

Document No. 4641
DEPARTMENT OF NATURAL RESOURCES
 CHAPTER 123
 Statutory Authority: 1976 Code Section 50-13-2011

123-209. Term and Conditions for the Public’s Use of State Lakes and Ponds Owned by the Department of Natural Resources

123-210. Term and Conditions for the Public’s Use of State Lakes and Ponds Leased by the Department of Natural Resources.

Preamble:

The Department of Natural Resources (the department) proposes to establish revised Regulation 123-209 setting the terms and conditions for the public use of lakes and ponds owned the department for the purpose of providing public fishing and Regulation 123-210 setting terms and conditions for the public’s use of lakes and ponds leased by the department for the purpose of providing public fishing. The following is a section by section summary of the proposed changes and revisions:

123-209. Term and Conditions for the Public’s Use of State Lakes and Ponds Owned by the Department of Natural Resources.

- A. No Change.
 - a. Draper WMA State Lakes in York County – no change.
 - b. Lake Cherokee in Cherokee County – no change.
 - c. Lake Edgar Brown in Barnwell County – no change.
 - d. Lake George Warren in Hampton County – no change.
 - e. Lake John D. Long in Union County – delete e(x).
 - f. Mountain Lakes in Chester County – no change.
 - g. Lake Paul Wallace in Marlboro County – allow for use of fireworks with permit from the department.
 - h. Lake Thicketty in Cherokee County – no change.
 - i. Webb Center Lakes in Hampton County – no change.

123-210. Term and Conditions for the Public’s Use of State Lakes and Ponds Leased by the Department of Natural Resources.

- A. No change
 - a. Lake Ashwood in Lee County – provide for closure of lake for flood related repairs.
 - b. Dargan’s Pond in Darlington County – no change.
 - c. Lake Edwin Johnson in Spartanburg County – no change.
 - d. Jonesville Reservoir in Union County – extend closure period for 12 months.
 - e. Lancaster Reservoir in Lancaster County - no change.

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- f. Lake Oliphant in Chester County – extend closure period for 12 months.
- g. Star Fort Pond in Greenwood County – no change.
- h. Sunrise Lake in Lancaster County – extend closure period for 12 months.

The Notice of Drafting regarding these regulations was published on December 25, 2015 in the *South Carolina State Register*, Volume 39, Issue No. 12.

Notice of Public Hearing and Opportunity for Public Comment:

Should a hearing be requested pursuant to Section 1-23-110(A)(3) of the 1976 Code, as amended, such hearing will be conducted before the Board of the Department of Natural Resources, 1000 Assembly Street, Columbia, SC on February 26, 2016 at 10:00 am. Written comments may be directed to Emily Cope, Wildlife & Freshwater Fisheries Division, Department of Natural Resources, Post Office Box 167, Columbia, SC 29202. Written comments should be submitted on or before 9:00 am on February 23, 2016. If a qualifying request pursuant to Section 1-23-110(A)(3) is not timely received, the hearing will be canceled.

Preliminary Fiscal Impact Statement:

The amendment of regulations 123-109 and 123-110 will not result in any additional costs to the State. The State and local communities will continue to benefit economically from the activities of the public accessing and utilizing the lakes and ponds for recreational fishing and outdoor recreation.

Statement of Need and Reasonableness:

DESCRIPTION OF REGULATIONS:

Purpose: These revised regulations will provide for activities at Lake Wallace requested by the Lake Paul Wallace Authority, will extend the renovation closure periods at Lake Oliphant and Sunrise Lake and will provide for a closure for repairs at Lake Ashwood.

Legal Authority: The amended 1976 Code Section 50-11-2200 prohibits certain acts and conduct on department owned lands and state lakes owned or leased by the department unless the department establishes regulations to allow any of the acts or conduct under prescribed conditions.

Plan for Implementation: Once the regulation has been approved by the General Assembly, the Department will incorporate all regulations in the annual Rules and Regulations Brochure. The public will be notified through this publication, through signage posted at each lake or pond, and through news releases and other Department media outlets and publications.

DETERMINATION OF NEED AND REASONABLENESS OF THE PROPOSED REGULATION BASED ON ALL FACTORS HEREIN AND EXPECTED BENEFITS:

The repeal of 1976 Code Section 50-13-2011 has rendered the existing regulations defining the terms and conditions for the public's use of state lakes and ponds leased by the department unenforceable. These proposed regulations will define the terms and conditions for public use to insure protection of the natural resources and facilities associated with these state lakes and ponds. The establishment of these regulations will allow for the continued sustainable use of these areas by the public. Additionally, proposed regulations will revise and standardize language in the regulations defining the terms and conditions for the public's use of state lakes and ponds owned by the department.

DETERMINATION OF COSTS AND BENEFITS:

Implementation of the proposed regulation will not require any additional costs to the state or to the angling community.

UNCERTAINTIES OF ESTIMATES:

Staff does not anticipate any increased costs with the promulgation of this regulation. Accordingly, no costs estimates and the uncertainties associated with them are provided.

EFFECT ON ENVIRONMENT AND PUBLIC HEALTH:

The promulgation of this regulation will not have any impacts on public health.

DETRIMENTAL EFFECT ON THE ENVIRONMENT AND PUBLIC HEALTH IF THE REGULATION IS NOT IMPLEMENTED:

No detrimental impact on public health or the environment will occur if this proposed regulation is not implemented. Failure to implement this regulation will prevent positive benefits to public.

Statement of Rationale:

Regulation 123-209. is amended to reflect statutory changes and to clarify and up-date the terms and conditions to provide for the public's use of state lakes and ponds owned by the department for the purpose of providing public fishing.

Regulation 123-210 is amended to comply with statutory changes in order to establish the terms and conditions to provide for the public's use of state lakes and ponds leased by the department for the purpose of providing public fishing

Text:

The full text of this regulation is available on the South Carolina General Assembly Home Page: <http://www.scstatehouse.gov/regnsrch.php>. Full text may also be obtained from the promulgating agency.

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Filed: January 7, 2016 3:30pm

Document No. 4640
DEPARTMENT OF NATURAL RESOURCES
CHAPTER 123
Statutory Authority: 1976 Code Section 50-11-2200

123-210. Term and Conditions for the Public's Use of State Lakes and Ponds Leased by the Department of Natural Resources

Emergency Situation:

Emergency regulations are need to close Lake Ashwood in Lee County due to flood damage at the facility in order to provide for resource protection and public safety.

Text:

123-210. Term and Conditions for the Public's Use of State Lakes and Ponds Leased by the Department of Natural Resources.

A. Pursuant to the conditions provided in 1976 Code Section 50-11-2200 prohibiting certain acts and conduct on state lakes owned or leased by the department, regulations defining the terms and conditions for public use of state lakes leased by the Department are as follows:

- a. Lake Ashwood in Lee County
 - i. The lake is closed at all times.
- b. Dargan's Pond in Darlington County
 - i. The lake is open on Wednesday and Saturday only from March 1 through September 30 from one-half hour before official sunrise to one-half hour after official sunset.
 - ii. Fishing is allowed with only rod and reels or poles. The statewide limit on the number of these devices applies.
 - iii. Daily fish limits are 3 largemouth bass with only one being 16 inches or longer, 20 bream, and 3 catfish. Statewide limits apply for all other fish species.
 - iv. Trails are for walking or fishing access only; no ATVs, motorized vehicles, or horses allowed on these trails.
 - v. Pets must be on leashes or under the control of their owner at all times.
 - vi. Boats are allowed, but may only be propelled by paddle or electric trolling motors.
 - vii. The possession or consumption of alcoholic beverages is prohibited on department lake properties, except as by special permit from the department.
- c. Lake Edwin Johnson in Spartanburg County
 - i. Lake is open for fishing from one-half hour before official sunrise to one-half hour after official sunset seven days a week.
 - ii. Fishing is allowed with only rod and reels or poles. The statewide limit on the number of these devices applies.
 - iii. No minnows allowed for bait.
 - iv. Daily fish limits are 3 largemouth bass, 10 bream, and 3 catfish. Statewide limits apply for all other fish species except no size limit on crappie.
 - v. Trails are for walking or fishing access only; no ATVs, motorized vehicles, or horses allowed on these trails.
 - vi. Pets must be on leashes or under the control of their owner at all times.

- vii. Boats are allowed, but may only be propelled by paddle or electric trolling motors.
- viii. The possession or consumption of alcoholic beverages is prohibited on department lake properties, except as by special permit from the department.

d. Jonesville Reservoir in Union County

- i. Lake is open on Monday, Wednesday and Saturday only, from one-half hour before official sunrise to one-half hour after official sunset.
- ii. Fishing is allowed with only rod and reels or poles. The statewide limit on the number of these devices applies.
- iii. No minnows allowed for bait.
- iv. Daily fish limits are 3 largemouth bass, 10 bream, and 3 catfish. Statewide limits apply for all other fish species, except no size limit on crappie.
- v. Trails are for walking or fishing access only; no ATVs, motorized vehicles, or horses allowed on these trails.
- vi. Pets must be on leashes or under the control of their owner at all times.
- vii. Boats are allowed, but may only be propelled by paddle or electric trolling motors.
- viii. The possession or consumption of alcoholic beverages is prohibited on department lake properties, except as by special permit from the department.
- ix. Jonesville Reservoir will be closed at all times for renovation and restocking from July 1, 2016 through June 30, 2018. Jonesville Reservoir will reopen July 1, 2018.

e. Lancaster Reservoir in Lancaster County

- i. Lake is open on Thursday and Saturday from one-half hour before official sunrise to one-half hour after official sunset.
- ii. Fishing is allowed with only rod and reels or poles. The statewide limit on the number of these devices applies.
- iii. No minnows allowed for bait.
- iv. Daily fish limits are 2 largemouth bass 16 inches or longer, 20 bream, and 3 catfish. Statewide limits apply for all other fish species.
- v. Trails are for walking or fishing access only; no ATVs, motorized vehicles, or horses allowed on these trails.
- vi. Pets must be on leashes or under the control of their owner at all times.
- vii. Boats are allowed, but may only be propelled by paddle or electric trolling motors.
- viii. The possession or consumption of alcoholic beverages is prohibited on department lake properties, except as by special permit from the department.

f. Lake Oliphant in Chester County

- i. Lake is open Monday, Wednesday and Saturday from one-half hour before official sunrise to one-half hour after official sunset.
- ii. Fishing is allowed with only rod and reels or poles. The statewide limit on the number of these devices applies.
- iii. No minnows allowed for bait.
- iv. Daily fish limits are 3 largemouth bass, 10 bream, and 3 catfish. Statewide limits apply for all other fish species, except no size limit on crappie.
- v. Trails are for walking or fishing access only; no ATVs, motorized vehicles, or horses allowed on these trails.
- vi. Pets must be on leashes or under the control of their owner at all times.
- vii. Boats are allowed, but may only be propelled by paddle or electric trolling motors.
- viii. The possession or consumption of alcoholic beverages is prohibited on department lake properties, except as by special permit from the department.
- ix. Lake Oliphant will be closed at all times for renovation and restocking from July 1, 2015 through June 30, 2017. Lake Oliphant will reopen July 1 2017.

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g. Star Fort Pond in Greenwood County

i. Lake is open for fishing on Wednesday, Friday and Saturday between April 1 and November 1, from one-half hour before official sunrise to one-half hour after official sunset.

ii. Fishing is allowed with only rod and reels or poles. The statewide limit on the number of these devices applies.

iii. No minnows allowed for bait.

iv. Daily fish limits are 3 largemouth bass, 10 bream, and 3 catfish. Statewide limits apply for all other fish species, except no size limit on crappie.

v. Trails are for walking or fishing access only; no ATVs, motorized vehicles, or horses allowed on these trails.

vi. Pets must be on leashes or under the control of their owner at all times.

vii. Boats are allowed, but may only be propelled by paddle or electric trolling motors.

viii. The possession or consumption of alcoholic beverages is prohibited on department lake properties, except as by special permit from the department.

h. Sunrise Lake in Lancaster County

i. Lake is open for fishing on Monday, Wednesday and Saturday from one-half hour before official sunrise to one-half hour after official sunset.

ii. Fishing is allowed with only rod and reels or poles. The statewide limit on the number of these devices applies.

iii. No minnows allowed for bait.

iv. Daily fish limits are 2 largemouth bass, 10 bream, and 3 catfish. Statewide limits apply for all other fish species, except no size limit on crappie.

v. Trails are for walking or fishing access only; no ATVs, motorized vehicles, or horses allowed on these trails.

vi. Pets must be on leashes or under the control of their owner at all times.

vii. Boats are allowed, but may only be propelled by paddle or electric trolling motors.

viii. The possession or consumption of alcoholic beverages is prohibited on department lake properties, except as by special permit from the department.

ix. Sunrise Lake will be closed at all times for renovation and restocking from July 1, 2015 through June 30, 2017. Sunrise Lake will reopen July 1, 2017.