

DEPARTMENT OF ENVIRONMENTAL SERVICES

CHAPTER 61

Statutory Authority: 1976 Code Sections 44-55-2310 et seq., 48-6-10 et seq., and 2026 Act No. 146, effective May 15, 2026

Notice of Drafting:

The South Carolina Department of Environmental Services (SCDES) proposes amending Regulation 61-51, Public Swimming Pools (R.61-51). Interested persons may submit comments on the proposed amendments to Doug Kinard of SCDES at 2600 Bull Street, Columbia, S.C. 29201, or via email at doug.kinard@des.sc.gov. To be considered, SCDES must receive comments no later than 5:00 p.m. on September 28, 2026, the close of the Notice of Drafting (NOD) comment period.

Synopsis:

On May 15, 2026, Governor McMaster signed 2026 S.C. Act 146 (Act 146). Act 146 entails statutory cleanup associated with the restructuring of the South Carolina Department of Health and Environmental Control (SCDHEC) to SCDES and the South Carolina Department of Public Health. Act 146 amended statutory provisions previously associated with SCDHEC to reflect authorities provided for in the restructuring. Pursuant to S.C. Code Ann. Section 48-6-60(A) and Section 231(B) of Act 146, SCDES is vested with all the functions, powers, and duties, including the power and duty to promulgate associated regulations, for the safety, safe operation, and sanitation of public swimming pools and other public bathing places, construction, tourist and trailer camps, and fairs.

SCDES proposes amending R.61-51 to reflect the restructuring of SCDHEC pursuant to Act 146, to revise related references, and to make non-substantive, grammatical changes. SCDES also proposes amending R.61-51 to allow the use of emergency notification devices at public swimming pools that utilize modern technology in lieu of hard-wired phone lines provided minimum performance and reliability criteria are met.

The Administrative Procedures Act, S.C. Code Section 1-23-120(A), requires General Assembly review of these proposed amendments.

DEPARTMENT OF INSURANCE

CHAPTER 69

Statutory Authority: 1976 Code Section 38-3-110

Notice of Drafting:

The Department of Insurance proposes to repeal Regulation 69-62, Closeout and Termination of the SCAAIP. This regulation is no longer needed. The purpose of this regulation was to provide for the termination and orderly transition of business from the SCAAIP to the AAIP of SC. The SCAAIP was in effect from March 1, 1999, to February 28, 2003. It was terminated as a legal entity in 2007. Interested persons may submit written comments to Gwendolyn McGriff, General Counsel, South Carolina Department of Insurance, 1201 Main Street, Suite 1000, Post Office Box 100105, Columbia, SC 29202-3105. For questions, call 803-737-6200 or email gmcgriff@doi.sc.gov. To be considered, all comments must be received no later than 5:00 p.m. September 25, 2026, the close of the drafting comment period.

Synopsis:

The regulation will be repealed in its entirety. The SCAAIP ceased to exist as a legal entity in 2007. All funds handled by the SCAAIP were turned over to the Associated Automobile Insurance Plan of South Carolina (i.e., the assigned risk plan). All liabilities were settled, funds distributed, and the Termination Fund dissolved.