**South Carolina General Assembly**

125th Session, 2023-2024

**H. 5438**

**STATUS INFORMATION**

Joint Resolution

Sponsors: Reps. Hiott, McCravy and Magnuson

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Introduced in the House on April 18, 2024

Currently residing in the House

Summary: State Board of Education - JR to Approve Regulation Document No. 5269

**HISTORY OF LEGISLATIVE ACTIONS**

 Date Body Action Description with journal page number

 4/18/2024 House Introduced and read first time (House Journal‑page 39)

 4/18/2024 House Referred to Committee on **Regulations and Administrative Procedures** (House Journal‑page 39)

 4/24/2024 House Committee report: Favorable **Regulations and Administrative Procedures** (House Journal‑page 3)

 4/25/2024 House Debate adjourned (House Journal‑page 17)

 5/1/2024 House Member(s) request name added as sponsor: McCravy

 5/1/2024 House Requests for debate-Rep(s). Cobb-Hunter, Bradley, Ott, Gilliard, King, Kirby, Hosey, Anderson, Williams, Henderson-Myers. Magnuson, Weeks, West, JL Johnson, Wetmore, Caskey, May, White, S Jones, Killmartin, Ballentine, Bauer, Garven, Spann-Wilder, Pendarvis, Burns, Chumley, Dilliard, W Jones, McDaniel, Jefferson, Clyburn, Harris (House Journal‑page 466)

 5/7/2024 House Member(s) request name added as sponsor: Magnuson

 5/7/2024 House Debate adjourned (House Journal‑page 140)

 5/8/2024 House Debate adjourned (House Journal‑page 227)

View the latest  [legislative information](https://www.scstatehouse.gov/billsearch.php?billnumbers=5438&session=125&summary=B)  at the website

**VERSIONS OF THIS BILL**

[04/18/2024](https://www.scstatehouse.gov/sess125_2023-2024/prever/5438_20240418.docx)

[04/24/2024](https://www.scstatehouse.gov/sess125_2023-2024/prever/5438_20240424.docx)

Committee Report

April 24, 2024

H. 5438

Introduced by Rep. Hiott

S. Printed 04/24/24--H.

Read the first time April 18, 2024

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The committee on House Regulations and Administrative Procedures

To whom was referred a Joint Resolution (H. 5438) to approve regulations of the State Board of Education, relating to School and Classroom Library Materials, designated as Regulation Document Number 5269, pursuant, etc., respectfully

Report:

That they have duly and carefully considered the same, and recommend that the same do pass:

J.A. BRADLEY for Committee.

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A JOINT RESOLUTION

TO APPROVE REGULATIONS OF THE State Board of Education, RELATING TO School and Classroom Library Materials, DESIGNATED AS REGULATION DOCUMENT NUMBER 5269, PURSUANT TO THE PROVISIONS OF ARTICLE 1, CHAPTER 23, TITLE 1 OF THE SOUTH CAROLINA CODE OF LAWS.

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

SECTION 1. The regulations of the State Board of Education, relating to School and Classroom Library Materials, designated as Regulation Document Number 5269, and submitted to the General Assembly pursuant to the provisions of Article 1, Chapter 23, Title 1 of the S.C. Code, are approved.

SECTION 2. This joint resolution takes effect upon approval by the Governor.

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SUMMARY AS SUBMITTED

BY PROMULGATING AGENCY.

The State Board of Education (“State Board”) proposes this regulation which establishes consistent definitions and a two‑prong threshold test for local educators and boards to determine if materials available to students in public schools are (1) Age and Developmentally Appropriate and (2) educationally suitable and aligned with the purpose of South Carolina’s instructional program. It furthermore creates a uniform process for local school boards to review and hold public hearings on complaints raised within its district and establishes an appellate process to the State Board of Education.

The Notice of Drafting was published in the *State Register* on September 22, 2023.

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