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9 **A BILL**

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11 TO AMEND THE CODE OF LAWS OF SOUTH CAROLINA,
12 1976, BY ADDING SECTION 11-1-130 SO AS TO PROVIDE
13 THAT IT IS UNLAWFUL FOR THIS STATE OR ANY
14 POLITICAL SUBDIVISION THEREOF TO ACCEPT ANY
15 FEDERAL FUNDS TO ENFORCE AN UNLAWFUL FEDERAL
16 MASK MANDATE OR UNLAWFUL FEDERAL VACCINE
17 MANDATE.

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

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22 SECTION 1. Chapter 1, Title 11 of the 1976 Code is amended by
23 adding:

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25 “Section 11-1-130 (A) It is unlawful for this State, or any
26 political subdivision thereof, to accept any federal funds to enforce
27 an unlawful federal mask mandate or unlawful federal vaccine
28 mandate.

29 (B) An ‘unlawful federal mask mandate’ means any federal
30 law, order, rule, regulation, plan of action, or otherwise which
31 requires a resident of the State of South Carolina to wear a face
32 mask or other face covering to minimize the spread of COVID-19
33 or any other infectious disease. Any such unlawful federal mask
34 mandate is invalid in this State and may not be recognized in this
35 State and is null, void, and of no effect in this State and includes,
36 but is not limited to:

37 (1) an executive order or proclamation of the President of
38 the United States requiring residents of this State to wear a face
39 mask or other face covering to minimize the spread of COVID-19
40 or any other infectious disease;

41 (2) a rule, regulation, or requirement promulgated or issued
42 by a federal agency, or a subdivision of a federal agency, requiring

43 residents of this State to wear a face mask or other face covering to
44 minimize the spread of COVID-19 or any other infectious disease
45 including, but not limited to, rules, regulations, or requirements of
46 the Centers for Disease Control and Prevention, the National
47 Institutes of Health, the United States Department of Health and
48 Human Services, the United States Department of Education, the
49 Occupational Safety and Health Administration, the United States
50 Department of Labor, the Food Safety and Inspection Service, and
51 the United States Department of Agriculture;

52 (3) any order or other communication of any other federal
53 political subdivision, such as a coronavirus or COVID-19 task
54 force, requiring residents of this State to wear a face mask or other
55 face covering to minimize the spread of COVID-19 or any other
56 infectious disease; or

57 (4) a federal statute requiring residents of this State to wear a
58 face mask or other face covering to minimize the spread of
59 COVID-19 or any other infectious disease.

60 (C) An ‘unlawful federal vaccine mandate’ means federal law,
61 order, rule, regulation, plan of action, or otherwise which requires
62 a resident of the State of South Carolina to receive a vaccine to
63 minimize the spread of COVID-19 or any other infectious disease.
64 Any such unlawful federal vaccine mandate is invalid in this State
65 and may not be recognized in this State and is null, void, and of no
66 effect in this State and includes, but is not limited to:

67 (1) an executive order or proclamation of the President of
68 the United States requiring residents of this State to receive a
69 vaccine to minimize the spread of COVID-19 or any other
70 infectious disease;

71 (2) a rule, regulation, or requirement promulgated or issued
72 by a federal agency, or a subdivision of a federal agency, requiring
73 residents of this State to receive a vaccine to minimize the spread
74 of COVID-19 or any other infectious disease including, but not
75 limited to, rules, regulations, or requirements of the Centers for
76 Disease Control and Prevention, the National Institutes of Health,
77 the United States Department of Health and Human Services, the
78 United States Department of Education, the Occupational Safety
79 and Health Administration, the United States Department of Labor,
80 the Food Safety and Inspection Service, and the United States
81 Department of Agriculture;

82 (3) any order or other communication of any other federal
83 political subdivision, such as a coronavirus or COVID-19 task
84 force, requiring residents of this State to receive a vaccine to

85 minimize the spread of COVID-19 or any other infectious disease;
86 or
87 (4) a federal statute requiring residents of this State to
88 receive a vaccine to minimize the spread of COVID-19 or any
89 other infectious disease.”

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91 SECTION 2. This act takes effect upon approval by the Governor.

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