

Session 106 - (1985-1986)

H 2246 General Bill, By Wilkins, W.S. Anderson, Hayes, J.E. Lockemy, J.G. McAbee, McKay and A.V. Rawl Similar (S 0125)

A Bill to amend Sections 25-1-2420, 25-1-2440, 25-1-2520, all as amended, and Section 25-1-2665, Code of Laws of South Carolina, 1976, relating to the Code of Military Justice, so as to change a Code reference, provide that no person charged committing an offense subject to the Code may be relieved of amenability to trial by court-martial by reason of discharge or other termination of that status, add an additional punishment a Commander may impose without the intervention of a court-martial; to amend Sections 25-1-2900, 25-1-2910, 25-1-2920, 25-1-2930, 25-1-2940, 25-1-2950, 25-1-2960, 25-1-2970, 25-1-2980, 25-1-2990, 25-1-3000, 25-1-3010, 25-1-3020, 25-1-3030, 25-1-3040, 25-1-3050, 25-1-3070, 25-1-3080, and 25-1-3110, all as amended, Sections 25-1-2885, 25-1-2895, 25-1-2905, 25-1-2915, 25-1-2925, 25-1-2935, 25-1-2945, 25-1-2955, 25-1-2965, 25-1-2975, 25-1-2985, 25-1-2995, 25-1-3005, 25-1-3015, 25-1-3035, 25-1-3045, 25-1-3055, and 25-1-3065, relating to military tribunals, so as to change from mandatory to precatory the punishment a court-martial may order, authorize any person subject to the Military Code who fails to account for or return military property to be court-martialed, add conduct which would prejudice good order and discipline in the military forces to the list of factors of which must be taken cognizance by a court-martial, and correct clerical errors; so as to reword a provision prohibiting an action or proceeding from being maintained against any member of the military forces acting under the authority or apparent authority of the Military Code; and to add Section 25-1-2726 so as to provide that jurisdiction over an accused attaches upon service of charges.

01/29/85	House	Introduced and read first time HJ-419
01/29/85	House	Referred to Committee on Judiciary HJ-420
02/13/85	House	Committee report: Favorable Judiciary HJ-677
02/14/85	House	Read second time HJ-802
02/19/85	House	Read third time and sent to Senate HJ-859
02/19/85	Senate	Introduced and read first time SJ-585
02/19/85	Senate	Referred to Committee on Judiciary SJ-585
03/12/85	Senate	Committee report: Favorable with amendment Judiciary SJ-818
03/19/85	Senate	Recommitted to Committee on Judiciary SJ-931