

Session 119 - (2011-2012)

H 3148 General Bill, By Pitts, Simrill, Toole, G.R. Smith, G.M. Smith, Bingham, Long, Viers, Huggins, Herbkersman, Loftis and Corbin

Summary: S.C. Immigration Compliance Act

A BILL TO AMEND THE CODE OF LAWS OF SOUTH CAROLINA, 1976, SO AS TO ENACT THE "SOUTH CAROLINA IMMIGRATION COMPLIANCE ACT OF 2011" BY ADDING ARTICLE 13 TO CHAPTER 11, TITLE 8 TO REQUIRE PUBLIC EMPLOYERS OF THE STATE TO REGISTER AND PARTICIPATE IN THE FEDERAL WORK AUTHORIZATION PROGRAM AND TO PROHIBIT A PUBLIC EMPLOYER OF THIS STATE FROM ENTERING INTO A CONTRACT FOR SERVICES UNLESS THE CONTRACTOR AND SUBCONTRACTOR COMPLY WITH THE FEDERAL WORK AUTHORIZATION PROGRAM IN VERIFYING INFORMATION ON ALL NEW EMPLOYEES; BY ADDING SECTION 43-5-250 SO AS TO PROVIDE THAT A PERSON MAY NOT RECEIVE WELFARE, HEALTH, DISABILITY, PUBLIC OR ASSISTED HOUSING, FOOD ASSISTANCE, UNEMPLOYMENT, RETIREMENT, OR OTHER SIMILAR BENEFITS PROVIDED BY THE STATE OR A POLITICAL SUBDIVISION OF THE STATE UNLESS THE PERSON VERIFIES THAT HE OR SHE IS LAWFULLY PRESENT IN THE STATE AND TO PROVIDE THAT IT IS UNLAWFUL FOR THE STATE OR A POLITICAL SUBDIVISION OF THE STATE TO PROVIDE SUCH BENEFITS; BY ADDING SECTION 44-7-75 SO AS TO PROVIDE THAT A PERSON MAY NOT RECEIVE SERVICES FROM A HOSPITAL LICENSED IN THIS STATE UNLESS THE PERSON VERIFIES THAT HE OR SHE IS LAWFULLY PRESENT IN THE STATE AND TO PROVIDE AN EXCEPTION FOR RECEIVING SERVICES FOR AN EMERGENCY MEDICAL CONDITION; TO AMEND SECTION 59-63-30, RELATING TO QUALIFICATIONS OF A CHILD TO ATTEND PUBLIC SCHOOL IN THIS STATE, SO AS TO REQUIRE THE PARENT OF A CHILD TO VERIFY THAT THE CHILD IS LEGALLY PRESENT IN THE STATE; BY ADDING SECTION 11-35-57 SO AS TO PROVIDE THAT AN EMPLOYER WHO HIRES AN INDIVIDUAL WHO IS NOT LEGALLY PRESENT IN THIS STATE PURSUANT TO FEDERAL LAW IS NOT ELIGIBLE TO ENTER INTO A CONTRACT WITH THE STATE OR WITH OTHER GOVERNMENTAL BODIES OR POLITICAL SUBDIVISIONS THAT PROCURE GOODS OR SERVICES PURSUANT TO THE SOUTH CAROLINA PROCUREMENT CODE; BY ADDING SECTION 16-11-645 SO AS TO CREATE THE FELONY OFFENSE OF ILLEGAL ALIEN TRESPASS AND TO PROVIDE A PENALTY; AND BY ADDING SECTION 16-11-647 SO AS TO ALLOW THE FORFEITURE OF PROPERTY, MONIES, NEGOTIABLE INSTRUMENTS, SECURITIES, AND OTHER THINGS OF VALUE WHEN A PERSON COMMITS THE OFFENSE OF ILLEGAL ALIEN TRESPASS, TO PROVIDE PROCEDURES FOR FORFEITURE, TO CREATE AN EXCEPTION FOR THE INNOCENT OWNER OF ITEMS SUBJECT TO FORFEITURE, AND TO PROVIDE FOR THE DISTRIBUTION OF FORFEITED ITEMS AFTER CONVICTION.

12/07/10 House Prefiled
12/07/10 House Referred to Committee on Judiciary
12/21/10 House Scrivener's error corrected
01/11/11 House Introduced and read first time (House Journal-page 62)
01/11/11 House Referred to Committee on Judiciary (House Journal-page 63)
01/12/11 House Member(s) request name added as sponsor: Long
01/19/11 House Member(s) request name added as sponsor: Viers
01/25/11 House Member(s) request name added as sponsor: Huggins
02/08/11 House Member(s) request name added as sponsor: Herbkersman
04/28/11 House Member(s) request name added as sponsor: Loftis, Corbin