

## Session 115 - (2003-2004)

### **S\*0466 (Rat #0184, Act #0176 of 2004) General Bill, By McConnell and Ford**

**Summary:** Sexually violent predator, multidisciplinary team reviewing records to determine person is a predator, membership of team changed

AN ACT TO AMEND CHAPTER 48, TITLE 44, CODE OF LAWS OF SOUTH CAROLINA, 1976, RELATING TO THE SEXUALLY VIOLENT PREDATOR ACT, SO AS TO MAKE TECHNICAL CHANGES, PROVIDE DEFINITIONS FOR THE TERMS "VICTIM" AND "INTERVENER", TO PROVIDE THAT THE AGENCY WITH JURISDICTION OVER A PERSON WHO HAS BEEN CONVICTED OF A SEXUALLY VIOLENT OFFENSE MUST GIVE WRITTEN NOTICE OF THE CONVICTION TO THE VICTIM OF THE CRIME AND TO REVISE THE PERIOD IN WHICH NOTICE OF THE CONVICTION MUST BE GIVEN TO VARIOUS PARTIES, TO PROVIDE THAT A VICTIM'S IMPACT STATEMENT MAY BE REVIEWED BY THE DEPARTMENT OF CORRECTIONS MULTIDISCIPLINARY TEAM, TO PROVIDE THAT IF THE MULTIDISCIPLINARY TEAM DETERMINES THAT A PERSON IS A SEXUALLY VIOLENT PREDATOR, THE TEAM MUST NOTIFY HIS VICTIM OF THIS FINDING, TO REMOVE THE CHIEF ATTORNEY OF THE OFFICE OF APPELLATE DEFENSE OR HIS DESIGNEE AS A MEMBER OF THE MULTIDISCIPLINARY TEAM AND REPLACE HIM WITH AN ATTORNEY WITH SUBSTANTIAL EXPERIENCE IN THE PRACTICE OF CRIMINAL DEFENSE LAW, TO BE APPOINTED BY THE CHIEF JUSTICE TO SERVE A TERM OF ONE YEAR, TO PROVIDE THAT THE ATTORNEY GENERAL MUST NOTIFY A VICTIM WHEN THE PROSECUTOR'S REVIEW COMMITTEE DETERMINES A PERSON IS A SEXUALLY VIOLENT PREDATOR AND NOTIFY THE VICTIM OF THE TIME, DATE, AND LOCATION OF THE PROBABLE CAUSE HEARING, ANY TRAIL TO DETERMINE WHETHER THE PERSON IS A SEXUALLY VIOLENT PREDATOR, AND ANY OTHER LEGAL PROCEEDINGS REGARDING THE PERSON; AND TO AMEND SECTION 56-1-460, AS AMENDED, RELATING TO PENALTIES FOR DRIVING WITH A CANCELED, SUSPENDED, OR REVOKED LICENSE, SO AS TO INCREASE THE FINES IMPOSED PURSUANT TO THIS SECTION AND TO PROVIDE THAT A PORTION OF EACH FINE MUST BE USED BY THE DEPARTMENT OF PUBLIC SAFETY FOR THE HIGHWAY PATROL. - ratified title

03/11/03	Senate	Introduced and read first time SJ-5
03/11/03	Senate	Referred to Committee on Judiciary SJ-5
04/24/03	Senate	Committee report: Favorable with amendment Judiciary SJ-36
04/29/03	Senate	Amended SJ-59
04/29/03	Senate	Read second time SJ-59
04/29/03		Scrivener's error corrected
04/29/03	Senate	Unanimous consent for third reading on next legislative day SJ-59
04/30/03	Senate	Read third time and sent to House SJ-28
04/30/03		Scrivener's error corrected
04/30/03	House	Introduced and read first time HJ-103
04/30/03	House	Referred to Committee on Judiciary HJ-103
05/28/03	House	Committee report: Favorable with amendment Judiciary HJ-75
05/29/03		Scrivener's error corrected
06/03/03	House	Requests for debate-Rep(s). Altman, JE Brown, Anthony, Skelton and Scarborough HJ-72
06/04/03	House	Requests for debate removed-Rep(s). Scarborough, Altman, Anthony and Skelton HJ-40
06/04/03	House	Amended HJ-40
06/04/03	House	Read second time HJ-50
06/05/03	House	Read third time and returned to Senate with amendments HJ-6
01/14/04	Senate	House amendment amended SJ-21
01/14/04	Senate	Returned to House with amendments SJ-21
01/15/04		Scrivener's error corrected
01/21/04	House	Concurred in Senate amendment and enrolled HJ-17
02/12/04		Ratified R 184
02/18/04		Signed By Governor
03/02/04		Copies available
03/02/04		Effective date See Act for Effective Date
03/23/04		Act No. 176