

Session 112 - (1997-1998)

H*4767 (Rat #0470, Act #0343 of 1998) General Bill, By W.J. Young, Harrison and Wilkins

A BILL TO AMEND SECTION 16-3-1510, AS AMENDED, CODE OF LAWS OF SOUTH CAROLINA, 1976, RELATING TO DEFINITIONS RELATING TO VICTIM AND WITNESS SERVICES, SO AS TO REVISE THE DEFINITIONS OF "VICTIM", "PERSON", AND "CRIMINAL OFFENSE"; TO AMEND SECTION 16-3-1525, RELATING TO LAW ENFORCEMENT NOTIFICATION OF VICTIMS AND WITNESSES OF THE ARREST OR DETENTION OF CERTAIN PERSONS ACCUSED OF COMMITTING A CRIME AND BOND AND JUVENILE DETENTION HEARINGS, SO AS TO PROVIDE THAT A LAW ENFORCEMENT AGENCY THAT DETAINS CERTAIN JUVENILES IS RESPONSIBLE FOR NOTIFYING THE VICTIMS OF CERTAIN PRETRIAL, BOND, AND DETENTION HEARINGS, OR PRETRIAL RELEASES, TO PROVIDE THAT THE ARRESTING AGENCY MUST ATTEMPT TO PROVIDE EACH VICTIM OF EACH CASE FOR WHICH BOND IS BEING DETERMINED OF HIS RIGHT TO ATTEND THE BOND HEARING AND MAKE RECOMMENDATIONS TO THE PRESIDING JUDGE; TO AMEND SECTION 16-3-1530, AS AMENDED, RELATING TO A DETENTION FACILITY'S DUTY TO NOTIFY A VICTIM OF THE RELEASE ESCAPE OR A TRANSFER OF AN ACCUSED PERSON, SO AS TO REVISE THE NOTIFICATION PROCEDURE AS IT RELATES TO JUVENILE OFFENDERS; TO AMEND SECTION 16-3-1555, RELATING TO EXPERT WITNESS FEES AND THE DISTRIBUTION AND FILING OF VICTIM'S IMPACT STATEMENTS, SO AS TO PROVIDE THAT A VICTIM'S IMPACT STATEMENT MAY BE SEALED UNTIL THE DEFENDANT HAS BEEN ADJUDICATED, FOUND GUILTY, OR PLED GUILTY; TO AMEND SECTION 16-3-160, AS AMENDED, RELATING TO THE NOTIFICATION OF A VICTIM OF CERTAIN POST-CONVICTION PROCEEDINGS AND THE VICTIM'S RIGHT TO ATTEND, SO AS TO PROVIDE THAT THE DEPARTMENT OF CORRECTIONS, THE DEPARTMENT OF PROBATION, PAROLE, AND PARDON SERVICES, THE BOARD OF JUVENILE PAROLE, OR THE DEPARTMENT OF JUVENILE JUSTICE MUST ATTEMPT TO NOTIFY EACH VICTIM WHO HAS INDICATED A DESIRE TO BE NOTIFIED OF CERTAIN POST-CONVICTION PROCEEDINGS; TO PROVIDE FOR THE DISTRIBUTION OF CERTAIN ASSESSMENTS COLLECTED BY THE MAGISTRATE'S, FAMILY, AND MUNICIPAL COURTS, TO PROVIDE FOR THE AUDITING OF COUNTY TREASURERS, CLERKS OF COURT, MAGISTRATES, AND MUNICIPAL COURTS BY THE STATE AUDITOR TO DETERMINE WHETHER THE ASSESSMENTS ARE PROPERTY COLLECTED AND REMITTED TO THE STATE TREASURER AND TO PROVIDE FOR THE SUBMISSION OF THE AUDIT TO THE GENERAL SESSIONS COURT SURCHARGE, SO AS TO REVISE THE LIST OF ACTIVITIES THAT MAY BE FUNDED BY THE SURCHARGE; TO AMEND SECTION 16-3-1510, AS AMENDED, RELATING TO DEFINITIONS RELATING TO VICTIM AND WITNESS SERVICES, SO AS TO REVISE THE DEFINITIONS OF "VICTIM", "PERSON", AND "CRIMINAL OFFENSE"; AND TO AMEND SECTION 20-7-8320, RELATING TO THE CONDITIONAL RELEASE OF A JUVENILE FROM A CORRECTIONAL SCHOOL, SO AS TO MAKE A TECHNICAL CHANGE, TO REVISE THE AGE OF A JUVENILE WHEN HIS CONDITIONAL RELEASE MAY EXPIRE, AND TO REVISE THE CONDITIONS THAT MAY BE IMPOSED UPON A CONDITIONAL RELEASE.-AMENDED TITLE

03/05/98	House	Introduced and read first time HJ-4
03/05/98	House	Referred to Committee on Judiciary HJ-5
05/06/98	House	Committee report: Favorable with amendment Judiciary HJ-5
05/12/98	House	Debate adjourned until Wednesday, May 13, 1998 HJ-22
05/13/98	House	Debate adjourned until Thursday, May 14, 1998 HJ-19
05/14/98	House	Debate adjourned until Tuesday, May 19, 1998 HJ-21
05/19/98	House	Amended HJ-25
05/19/98	House	Requests for debate-Rep(s). Scott, Moody-Lawrence, Inabinett, Lloyd, Whipper, Gourdine, Harrell, Breeland & Davenport HJ-42
05/21/98	House	Amended HJ-29
05/21/98	House	Read second time HJ-31
05/21/98	House	Roll call Yeas-91 Nays-0 HJ-31
05/27/98	House	Read third time and sent to Senate HJ-55
05/28/98	Senate	Introduced and read first time SJ-10
05/28/98	Senate	Referred to Committee on Judiciary SJ-10
06/02/98	Senate	Recalled from Committee on Judiciary SJ-19
06/02/98	Senate	Read second time SJ-19
06/03/98	Senate	Amended
06/03/98	Senate	Read third time and returned to House with amendments
06/03/98	House	Concurred in Senate amendment and enrolled HJ-109

06/04/98	Ratified R 470
06/08/98	Signed By Governor
06/08/98	Effective date 06/08/98 except as otherwise provided
06/17/98	Copies available
06/17/98	Act No. 343