

Session 116 - (2005-2006)

S 0789 General Bill, By Fair

Summary: Youthful offenders

A BILL TO AMEND CHAPTER 1, TITLE 17, CODE OF LAWS OF SOUTH CAROLINA, 1976, RELATING TO CRIMINAL PROCEDURES BY ADDING SECTION 17-1-25, SO AS TO PROVIDE THAT AN INDIVIDUAL MAY NOT BE TRIED OR SENTENCED AS A YOUTHFUL OFFENDER IF THE INDIVIDUAL HAS ALLEGEDLY COMMITTED OR BEEN CONVICTED OF A VIOLENT CRIME, A CLASS A, B, C, OR D FELONY, ASSAULT AND BATTERY OF A HIGH AND AGGRAVATED NATURE, CRIMINAL SEXUAL CONDUCT IN THE THIRD DEGREE, ASSAULT WITH INTENT TO COMMIT CRIMINAL SEXUAL CONDUCT IN THE THIRD DEGREE, OR STALKING AND TO PROVIDE THAT AN INDIVIDUAL WHO IS SENTENCED AS A YOUTHFUL OFFENDER, CONTRARY TO THIS SECTION, MUST BE REFERRED TO THE DEPARTMENT OF PROBATION, PAROLE AND PARDON SERVICES FOR PROPER DISPOSITION; AND TO AMEND SECTION 24-19-10, AS AMENDED, RELATING TO DEFINITION OF TERMS USED IN CONNECTION WITH THE CORRECTION AND TREATMENT OF YOUTHFUL OFFENDERS, SO AS TO REVISE THE DEFINITION OF "YOUTHFUL OFFENDER" TO EXCLUDE OFFENDERS WHO HAVE COMMITTED CLASS D FELONIES, A FELONY WITH A MAXIMUM TERM OF MORE THAN TEN YEARS, ASSAULT AND BATTERY OF A HIGH AND AGGRAVATED NATURE, CRIMINAL SEXUAL CONDUCT IN THE THIRD DEGREE, ASSAULT WITH INTENT TO COMMIT CRIMINAL SEXUAL CONDUCT IN THE THIRD DEGREE, AND STALKING.

04/26/05 Senate Introduced and read first time SJ-6

04/26/05 Senate Referred to Committee on Judiciary SJ-6

05/02/05 Senate Referred to Subcommittee: Hutto (ch), Jackson, Knotts, Bryant