

Session 113 - (1999-2000)

S 0960 General Bill, By Hayes, Giese and Rankin

Summary: Criminal domestic violence, law enforcement officer may arrest without warrant to prevent harm; Crimes and Offenses

A BILL TO AMEND SECTION 16-25-70, AS AMENDED, CODE OF LAWS OF SOUTH CAROLINA, 1976, RELATING TO EFFECTING AN ARREST OR SEARCH WITH OR WITHOUT A WARRANT, THE HANDLING OF A DOMESTIC OR FAMILY VIOLENCE COMPLAINT OR CRIME BY A LAW ENFORCEMENT OFFICER OR A COURT, AND A LAW ENFORCEMENT OFFICER'S LIABILITY FOR AN ACT, OMISSION, OR EXERCISE OF DISCRETION UNDER THIS SECTION, SO AS TO DELETE A PROVISION WHICH REQUIRES A LAW ENFORCEMENT OFFICER TO HAVE PROBABLE CAUSE TO EFFECT A WARRANTLESS ARREST IN A PERSON'S RESIDENCE WHEN THE LAW ENFORCEMENT OFFICER BELIEVES THE ACTION IS NECESSARY TO PREVENT PHYSICAL HARM OR DANGER TO A FAMILY OR HOUSEHOLD MEMBER, AND TO DELETE A PROVISION WHICH REQUIRES THAT ONLY EVIDENCE OF VIOLATIONS OF THE CRIMINAL DOMESTIC VIOLENCE PROVISIONS ARE ADMISSIBLE IN A COURT OF LAW.

12/07/99 Senate Prefiled

12/07/99 Senate Referred to Committee on Judiciary

01/11/00 Senate Introduced and read first time SJ-40

01/11/00 Senate Referred to Committee on Judiciary SJ-40

04/26/00 Senate Committee report: Favorable with amendment Judiciary SJ-7