**South Carolina General Assembly**

118th Session, 2009-2010

**A293, R354, H4225**

**STATUS INFORMATION**

General Bill

Sponsors: Reps. Rutherford, McLeod and Weeks

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Introduced in the House on January 12, 2010

Introduced in the Senate on March 9, 2010

Last Amended on June 16, 2010

Passed by the General Assembly on June 16, 2010

Governor's Action: August 27, 2010, Signed

Summary: Victim Assistance Program

**HISTORY OF LEGISLATIVE ACTIONS**

 Date Body Action Description with journal page number

 12/1/2009 House Prefiled

 12/1/2009 House Referred to Committee on **Judiciary**

 1/12/2010 House Introduced and read first time [HJ](file:///h%3A%5CHJ%20Archive%5C2010%5C01-12-10.docx)‑35

 1/12/2010 House Referred to Committee on **Judiciary** [HJ](file:///h%3A%5CHJ%20Archive%5C2010%5C01-12-10.docx)‑35

 2/24/2010 House Member(s) request name added as sponsor: Weeks

 2/24/2010 House Committee report: Favorable with amendment **Judiciary** [HJ](file:///h%3A%5CHJ%20Archive%5C2010%5C02-24-10.docx)‑6

 3/3/2010 House Amended [HJ](file:///h%3A%5CHJ%20Archive%5C2010%5C03-03-10.docx)‑13

 3/3/2010 House Read second time [HJ](file:///h%3A%5CHJ%20Archive%5C2010%5C03-03-10.docx)‑13

 3/4/2010 House Read third time and sent to Senate [HJ](file:///h%3A%5CHJ%20Archive%5C2010%5C03-04-10.docx)‑16

 3/9/2010 Senate Introduced and read first time [SJ](file:///h%3A%5CSJ%20Archive%5C2010%5C03-09-10.docx)‑5

 3/9/2010 Senate Referred to Committee on **Judiciary** [SJ](file:///h%3A%5CSJ%20Archive%5C2010%5C03-09-10.docx)‑5

 3/23/2010 Senate Referred to Subcommittee: Hutto (ch), Rose, Shoopman

 5/19/2010 Senate Committee report: Favorable with amendment **Judiciary** [SJ](file:///h%3A%5CSJ%20Archive%5C2010%5C05-19-10.docx)‑33

 6/1/2010 Senate Committee Amendment Adopted [SJ](file:///h%3A%5CSJ%20Archive%5C2010%5C06-01-10.docx)‑43

 6/1/2010 Senate Read second time [SJ](file:///h%3A%5CSJ%20Archive%5C2010%5C06-01-10.docx)‑43

 6/2/2010 Senate Read third time and returned to House with amendments [SJ](file:///h%3A%5CSJ%20Archive%5C2010%5C06-02-10.docx)‑30

 6/15/2010 House Non‑concurrence in Senate amendment [HJ](file:///h%3A%5CHJ%20Archive%5C2010%5C06-15-10.docx)‑75

 6/15/2010 House Roll call Yeas‑0 Nays‑111 [HJ](file:///h%3A%5CHJ%20Archive%5C2010%5C06-15-10.docx)‑75

 6/16/2010 Senate Senate insists upon amendment and conference committee appointed Hutto, Rose, and Shoopman [SJ](file:///h%3A%5CSJ%20Archive%5C2010%5C06-16-10.docx)‑188

 6/16/2010 House Conference committee appointed Reps. Kelly, Delleney, Rutherford [HJ](file:///h%3A%5CHJ%20Archive%5C2010%5C06-16-10.docx)‑103

 6/16/2010 House Conference report received and adopted [HJ](file:///h%3A%5CHJ%20Archive%5C2010%5C06-16-10.docx)‑360

 6/16/2010 House Roll call Yeas‑107 Nays‑1 [HJ](file:///h%3A%5CHJ%20Archive%5C2010%5C06-16-10.docx)‑360

 6/16/2010 Senate Conference report received and adopted [SJ](file:///h%3A%5CSJ%20Archive%5C2010%5C06-16-10.docx)‑189

 6/29/2010 House Ordered enrolled for ratification [HJ](file:///h%3A%5CHJ%20Archive%5C2010%5C06-29-10.docx)‑2

 8/23/2010 Ratified R 354

 8/27/2010 Signed By Governor

 9/1/2010 Effective date 08/27/10

 9/7/2010 Act No. 293

**VERSIONS OF THIS BILL**

[12/1/2009](file:///p%3A%5Cpprever%5C2009-10%5C4225_20091201.docx)

[2/24/2010](file:///p%3A%5Cpprever%5C2009-10%5C4225_20100224.docx)

[3/3/2010](file:///p%3A%5Cpprever%5C2009-10%5C4225_20100303.docx)

[5/19/2010](file:///p%3A%5Cpprever%5C2009-10%5C4225_20100519.docx)

[6/1/2010](file:///p%3A%5Cpprever%5C2009-10%5C4225_20100601.docx)

[6/16/2010](file:///p%3A%5Cpprever%5C2009-10%5C4225_20100616.docx)

(A293, R354, H4225)

**AN ACT** **TO AMEND SECTION 16‑3‑1400, AS AMENDED, CODE OF LAWS OF SOUTH CAROLINA, 1976, RELATING TO DEFINITIONS FOR PURPOSES OF THE ARTICLE ON THE VICTIM ASSISTANCE PROGRAM, SO AS TO PROVIDE THAT THE TERM “VICTIM SERVICE PROVIDER” DOES NOT INCLUDE A MUNICIPAL COURT JUDGE, MAGISTRATES COURT JUDGE, CIRCUIT COURT JUDGE, SPECIAL CIRCUIT COURT JUDGE, OR FAMILY COURT JUDGE.**

Be it enacted by the General Assembly of the State of South Carolina:

**“Victim service provider” defined; certain judges excluded**

SECTION 1. Section 16‑3‑1400 of the 1976 Code, as last amended by Act 271 of 2008, is further amended to read:

 “Section 16‑3‑1400. For purposes of this article:

 (1) ‘Victim service provider’ means a person:

 (a) who is employed by a local government or state agency and whose job duties involve providing victim assistance as mandated by South Carolina law; or

 (b) whose job duties involve providing direct services to victims and who is employed by an organization that is incorporated in South Carolina, holds a certificate of authority in South Carolina, or is registered as a charitable organization in South Carolina, and the organization’s mission is victim assistance or advocacy and the organization is privately funded or receives funds from federal, state, or local governments to provide services to victims.

 ‘Victim service provider’ does not include a municipal court judge, magistrates court judge, circuit court judge, special circuit court judge, or family court judge.

 (2) ‘Witness’ means a person who has been or is expected to be summoned to testify for the prosecution or who by reason of having relevant information is subject to call or likely to be called as a witness for the prosecution, whether or not an action or proceeding is commenced.”

**Time effective**

SECTION 2. This act takes effect upon approval by the Governor.

Ratified the 23rd day of August, 2010.

Approved the 27th day of August, 2010.

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