**South Carolina General Assembly**

118th Session, 2009-2010

**S. 718**

**STATUS INFORMATION**

General Bill

Sponsors: Senators Campsen and Malloy

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Introduced in the Senate on April 15, 2009

Introduced in the House on March 9, 2010

Currently residing in the House Committee on **Judiciary**

Summary: Magistrates court

**HISTORY OF LEGISLATIVE ACTIONS**

Date Body Action Description with journal page number

4/15/2009 Senate Introduced and read first time [SJ](file:///h:\SJ%20Archive\2009\04-15-09.docx)‑5

4/15/2009 Senate Referred to Committee on **Judiciary** [SJ](file:///h:\SJ%20Archive\2009\04-15-09.docx)‑5

4/16/2009 Senate Referred to Subcommittee: Malloy (ch), Ford, Massey, S.Martin, Mulvaney

3/3/2010 Senate Committee report: Favorable with amendment **Judiciary** [SJ](file:///h:\SJ%20Archive\2010\03-03-10.docx)‑8

3/4/2010 Senate Committee Amendment Amended and Adopted [SJ](file:///h:\SJ%20Archive\2010\03-04-10.docx)‑14

3/4/2010 Senate Read second time [SJ](file:///h:\SJ%20Archive\2010\03-04-10.docx)‑14

3/9/2010 Senate Read third time and sent to House [SJ](file:///h:\SJ%20Archive\2010\03-09-10.docx)‑18

3/9/2010 House Introduced and read first time [HJ](file:///h:\HJ%20Archive\2010\03-09-10.docx)‑64

3/9/2010 House Referred to Committee on **Judiciary** [HJ](file:///h:\HJ%20Archive\2010\03-09-10.docx)‑64

**VERSIONS OF THIS BILL**

[4/15/2009](file:///p:\pprever\2009-10\718_20090415.docx)

[3/3/2010](file:///p:\pprever\2009-10\718_20100303.docx)

[3/4/2010](file:///p:\pprever\2009-10\718_20100304.docx)

~~Indicates Matter Stricken~~

Indicates New Matter

COMMITTEE AMENDMENT AMENDED AND ADOPTED

March 4, 2010

**S. 718**

Introduced by Senators Campsen and Malloy

S. Printed 3/4/10--S.

Read the first time April 15, 2009.

**A** **BILL**

TO AMEND SECTION 22‑3‑550 OF THE 1976 CODE, RELATING TO ORDERING RESTITUTION IN MAGISTRATE’S COURT, TO PROVIDE THAT A MAGISTRATE HAS JURISDICTION OF ALL OFFENSES WHICH MAY BE SUBJECT TO THE PENALTIES OF A FINE OR FORFEITURE NOT EXCEEDING ONE THOUSAND DOLLARS AND TO PROVIDE THAT A MAGISTRATE MAY ORDER RESTITUTION IN AN AMOUNT NOT TO EXCEED THE CIVIL JURISDICTIONAL AMOUNT FOR MAGISTRATES.

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

SECTION 1. Section 22‑3‑550(A) of the 1976 Code is amended to read:

“(A) Magistrates have jurisdiction of all offenses which may be subject to the penalties of a fine or forfeiture not exceeding ~~five hundred~~ one thousand dollars, or imprisonment not exceeding thirty days, or both. In addition, a magistrate may order restitution in an amount not to exceed ~~five thousand dollars~~ the civil jurisdictional amount provided in Section 22‑3‑10(2). In determining the amount of restitution, the judge shall determine and itemize the actual amount of damage or loss in the order. In addition, the judge may set an appropriate payment schedule.

A magistrate may hold a party in contempt for failure to pay the restitution ordered if the judge finds the party has the ability to pay and may issue a contempt sentence not exceeding a fine of one thousand dollars, or imprisonment not exceeding thirty days, or both.”

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

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