AMENDED

February 24, 2009

**H. 3343**

Introduced by Reps. Rutherford, Weeks and King

S. Printed 2/24/09--H.

Read the first time January 27, 2009.

**A** **BILL**

TO AMEND THE CODE OF LAWS OF SOUTH CAROLINA, 1976, BY ADDING SECTION 24‑5‑180 SO AS TO PROVIDE THAT THE ADMINISTRATOR OF A JAIL OR DETENTION CENTER SHALL PROVIDE AN ATTORNEY ACCESS TO HIS CLIENTS WHO ARE CONFINED IN THESE FACILITIES DURING THE PERIOD OF EIGHT O’CLOCK A.M. TO SIX O’CLOCK P.M.

Amend Title To Conform

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

SECTION 1. Article 1, Chapter 5, Title 24 of the 1976 Code is amended by adding:

“Section 24-5-180. (A) The administrator of a jail or local detention facility shall provide an attorney access to his clients who are confined in these facilities at any time the attorney requests such access.

(B) However, the administrator of a jail or local detention facility may reasonably delay the requested access when exigent circumstances exist or when, in the normal course of business, the jail or local detention facility is in lockdown for the purpose of maintaining safe and orderly operation of the jail or local detention facility. In all circumstances, the administrator of the jail or local detention facility shall schedule visitation space and times that accommodate the attorney’s schedule, as well as the facility’s needs, without unnecessary delay.”

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

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