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COMMITTEE REPORT

February 27, 2013

**H. 3074**

Introduced by Rep. Stavrinakis

S. Printed 2/27/13--H.

Read the first time January 8, 2013.

**THE COMMITTEE ON JUDICIARY**

To whom was referred a Bill (H. 3074) to amend Section 56‑7‑10, as amended, Code of Laws of South Carolina, 1976, relating to uniform traffic tickets, so as to authorize law enforcement, etc., respectfully

**REPORT:**

That they have duly and carefully considered the same and recommend that the same do pass:

F. GREGORY DELLENEY, JR. for Committee.

**A** **BILL**

TO AMEND SECTION 56‑7‑10, AS AMENDED, CODE OF LAWS OF SOUTH CAROLINA, 1976, RELATING TO UNIFORM TRAFFIC TICKETS, SO AS TO AUTHORIZE LAW ENFORCEMENT OFFICERS AND OTHER PERSONS AUTHORIZED TO PROSECUTE THOSE OFFENSES TO REISSUE A UNIFORM TRAFFIC TICKET FOR ANOTHER OFFENSE INCIDENT TO A PLEA NEGOTIATION OR AGREEMENT.

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

SECTION 1. Section 56‑7‑10 of the 1976 Code, as last amended by Act 68 of 2005, is further amended to read:

“Section 56‑7‑10. (A) There will be a uniform traffic ticket used by all law enforcement officers in arrests for traffic offenses and for the following additional offenses:

Offense Citation

Interfering with Police Officer Serving

Process Section 16‑5‑50

Dumping Trash on Highway/Private Property Section 16‑11‑700

Indecent Exposure Section 16‑15‑130

Disorderly Conduct Section 16‑17‑530

Damaging Highway Section 57‑7‑10

Place Glass, Nails, Etc. on Highway Section 57‑7‑20

Obstruction of Highway by Railroad Cars,

Etc. Section 57‑7‑240

Signs Permitted on Interstate Section 57‑25‑140

Brown Bagging Section 61‑5‑20

Drinking Liquors in Public Conveyance Section 61‑13‑360

Poles Dragging on Highway Section 57‑7‑80

Open Container Section 61‑9‑87

Purchase or Possession of Beer or

Wine by a Person Under Age Section 63‑19‑2440

Purchase or Possession of Alcoholic

Liquor by a Person Under Age

Twenty‑One Section 63‑19‑2450

Unlawful Possession and Consumption

of Alcoholic Liquors Section 61‑5‑30

Sale of Beer or Wine on Which Tax Has

Not Been Paid Section 61‑9‑20

Falsification of Age to Purchase Beer

or Wine Section 61‑9‑50

Unlawful Purchase of Beer or Wine for

a Person Who Cannot Legally Buy Section 61‑9‑60

Unlawful Sale or Purchase of Beer or Wine,

Giving False Information as to Age, Buying

Beer or Wine Unlawfully for Another Section 61‑9‑85

Employment of a Person Under the Age

of Twenty‑One as an Employee in

Retail or Wholesale or Manufacturing

Liquor Business Section 61‑13‑340

Failure to Remove Doors from

Abandoned Refrigerators Section 16‑3‑1010

Malicious Injury to Animals or Personal

Property Section 16‑11‑510

Timber, Logs, or Lumber Cutting, Removing,

Transporting Without Permission, Valued

at Less Than Fifty Dollars Section 16‑11‑580

Littering Section 16‑11‑700

Larceny of a Bicycle Valued at Less Than

One Hundred Dollars Section 16‑13‑80

Cock Fighting Section 16‑17‑650

Ticket Scalping Section 16‑17‑710

Glue Sniffing Section 44‑53‑1110

Trespassing Section 16‑11‑755

Trespassing Section 16‑11‑600

Trespassing Section 16‑11‑610

Trespassing Section 16‑11‑620

Negligent Operation of Watercraft;

Operation of Watercraft While Under

Influence of Alcohol or Drugs Section 50‑21‑110

Negligence of Boat Livery to Provide

Proper Equipment and Registration Section 50‑21‑120

Interference with Aids to Navigation

or Regulatory Markers or Operation of

Watercraft in Prohibited Area Section 50‑21‑170

Operation of Watercraft Without a

Certificate of Title Section 50‑23‑190

Parking on private property without

permission Section 16‑11‑760

Certificate of Veterinary Inspection;

Requirement for Out‑of‑State Livestock

or Poultry Section 47‑4‑60

Inhibition of Livestock Inspection Section 47‑4‑120

Imported Swine Section 47‑6‑50

Operating Equine Sales Facility or

Livestock Market Without Permit Section 47‑11‑20

Liability of Person Removing Livestock

for Slaughter Section 47‑11‑120

Notice to Disinfect Section 47‑13‑310

Quarantine of Livestock or Poultry Section 47‑4‑70

Unlawful for Horse to Enter State Unless

Tested Section 47‑13‑1350

Quarantine of Exposed Horses Section 47‑13‑1360

Proof of Test Required for Public

Assembly of Horses Section 47‑13‑1370

False Certificates Section 47‑13‑1390

Unlawful to Feed Garbage to Swine Section 47‑15‑20

Notification Required from Certain

Persons Disposing of Garbage Section 47‑15‑40

Sale of Uninspected Meat and Meat Products Section 47‑17‑60

Sale of Uninspected Poultry and Poultry

Products Section 47‑19‑70

(B) No other ticket may be used for these offenses. The service of the uniform traffic ticket shall vest all traffic, recorders’, and magistrates’ courts with jurisdiction to hear and to dispose of the charge for which the ticket was issued and served. This ticket will be designed by the department and approved by the Attorney General within thirty days of submission by the department. A law enforcement agency may utilize computers and other electronic devices to issue uniform traffic citations and store information resulting from the issuance of a traffic citation if this method of issuing a citation has been approved by the Department of Public Safety.

(C) Incident to a plea negotiation or agreement, a law enforcement officer or other person authorized by law to prosecute an offense for which a uniform traffic ticket is issued may invalidate the ticket and reissue a uniform traffic ticket for another offense.”

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

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