**South Carolina General Assembly**

123rd Session, 2019-2020

**H. 3294**

**STATUS INFORMATION**

General Bill

Sponsors: Reps. Crawford, McCravy, Huggins, Burns, V.S. Moss, Long, G.R. Smith, Trantham, Fry, Norrell, Erickson and Clemmons

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Introduced in the House on January 8, 2019

Introduced in the Senate on March 6, 2019

Currently residing in the Senate Committee on **Family and Veterans' Services**

Summary: Infant placement

**HISTORY OF LEGISLATIVE ACTIONS**

Date Body Action Description with journal page number

12/18/2018 House Prefiled

12/18/2018 House Referred to Committee on **Judiciary**

1/8/2019 House Introduced and read first time ([House Journal‑page 160](file:///h:\hj\20190108.docx))

1/8/2019 House Referred to Committee on **Judiciary** ([House Journal‑page 160](file:///h:\hj\20190108.docx))

1/16/2019 House Member(s) request name added as sponsor: McCravy

1/23/2019 House Member(s) request name added as sponsor: Huggins, Burns, V.S.Moss, Long

1/31/2019 House Member(s) request name added as sponsor: G.R.Smith

2/5/2019 House Member(s) request name added as sponsor: Trantham

2/27/2019 House Committee report: Favorable **Judiciary** ([House Journal‑page 43](file:///h:\hj\20190227.docx))

2/28/2019 House Member(s) request name added as sponsor: Fry

3/5/2019 House Member(s) request name added as sponsor: Norrell, Erickson

3/5/2019 House Read second time ([House Journal‑page 9](file:///h:\hj\20190305.docx))

3/5/2019 House Roll call Yeas‑102 Nays‑0 ([House Journal‑page 9](file:///h:\hj\20190305.docx))

3/5/2019 House Member(s) request name added as sponsor: Clemmons

3/6/2019 House Read third time and sent to Senate ([House Journal‑page 6](file:///h:\hj\20190306.docx))

3/6/2019 House Roll call Yeas‑101 Nays‑0 ([House Journal‑page 7](file:///h:\hj\20190306.docx))

3/6/2019 Senate Introduced and read first time ([Senate Journal‑page 5](file:///h:\sj\20190306.docx))

3/6/2019 Senate Referred to Committee on **Family and Veterans' Services** ([Senate Journal‑page 5](file:///h:\sj\20190306.docx))

View the latest [legislative information](http://www.scstatehouse.gov/billsearch.php?billnumbers=3294&session=123&summary=B) at the website

**VERSIONS OF THIS BILL**

[12/18/2018](file:///p:\pprever\2019-20\3294_20181218.docx)

[2/27/2019](file:///p:\pprever\2019-20\3294_20190227.docx)

~~Indicates Matter Stricken~~

Indicates New Matter

COMMITTEE REPORT

February 27, 2019

**H. 3294**

Introduced by Reps. Crawford, McCravy, Huggins, Burns, V.S. Moss, Long, G.R. Smith and Trantham

S. Printed 2/27/19--H.

Read the first time January 8, 2019.

**THE COMMITTEE ON JUDICIARY**

To whom was referred a Bill (H. 3294) to amend Section 63‑7‑40, Code of Laws of South Carolina, 1976, relating to the placement of infants at designated locations without criminal liability, etc., respectfully

**REPORT:**

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

PETER M. MCCOY, JR. for Committee.

**A** **BILL**

TO AMEND SECTION 63‑7‑40, CODE OF LAWS OF SOUTH CAROLINA, 1976, RELATING TO THE PLACEMENT OF INFANTS AT DESIGNATED LOCATIONS WITHOUT CRIMINAL LIABILITY, SO AS TO ALLOW THE PLACEMENT OF AN INFANT NOT MORE THAN ONE YEAR OLD AT A SAFE HAVEN AND TO CHANGE THE DEFINITION OF “INFANT”.

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

SECTION 1. Section 63‑7‑40(G) and (J) of the 1976 Code is amended to read:

“(G) A person who leaves an infant at a safe haven or directs another person to do so must not be prosecuted for any criminal offense on account of such action if:

(1) the person is a parent of the infant or is acting at the direction of a parent;

(2) the person leaves the infant in the physical custody of a staff member or an employee of the safe haven; and

(3) the infant is not more than ~~sixty days~~ one year old or the infant is reasonably determined by the hospital or hospital outpatient facility to be not more than ~~sixty days~~ one year old.

This subsection does not apply to prosecution for the infliction of any harm upon the infant other than the harm inherent in abandonment.

(J) For purposes of this section:

(1) ‘infant’ means a person not more than ~~sixty days~~ one year old; and

(2) ‘safe haven’ means a hospital or hospital outpatient facility, a law enforcement agency, a fire station, an emergency medical services station, or any staffed house of worship during hours when the facility is staffed.”

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

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