

**AGENDA**  
**HOUSE JUDICIARY COMMITTEE**  
**March 26, 2019**

The House Judiciary Committee will meet on **Tuesday, March 26, 2019, at 2:30pm, or one and one half hours upon adjournment of the House, whichever is later, in Room 516** of the Blatt Building, Columbia, South Carolina. *The Judiciary committee staff has attempted to contact the interested parties of all bills listed on the agenda for this meeting.*

**CONSTITUTIONAL LAWS SUBCOMMITTEE**

**Favorable with Amendments**

[H. 3968](#) -- Reps. Clemmons, Cobb-Hunter, Rutherford, Mace, Allison, Caskey, Clary, Cogswell, Crawford, Daning, Fry, Gagnon, Hewitt, Hixon, Johnson, Magnuson, McKnight, B. Newton, W. Newton, Pendarvis, Rose, G.R. Smith, Taylor, Yow, King, R. Williams, Jefferson, Henegan, Ott, Simmons, Mack, Gilliard, Alexander, Anderson, Atkinson, Bailey, Bamberg, Bannister, Brawley, Burns, Chellis, Chumley, Clyburn, Collins, B. Cox, W. Cox, Dillard, Elliott, Erickson, Forrest, Forrester, Garvin, Govan, Hart, Hayes, Herbkersman, Jordan, Loftis, McDaniel, McGinnis, Morgan, Norrell, Rivers, Robinson, Sandifer, G.M. Smith, Stavrinakis, Stringer, Thayer, Thigpen, Trantham, Weeks, Wheeler, Whitmire, S. Williams, Willis, McCoy, Long, Sottile, Ligon, Martin, Young, Blackwell, Kimmons, Henderson-Myers, Brown, Bennett, Bales, Ridgeway, Funderburk, Parks, Hill, Huggins, Ballentine, Kirby, Hiott, White, Moore, Hosey, Howard, West and Lucas: A BILL TO AMEND THE CODE OF LAWS OF SOUTH CAROLINA, 1976, BY ADDING CHAPTER 32 TO TITLE 17 SO AS TO ENACT THE “ASSET FORFEITURE AND PRIVATE PROPERTY PROTECTION ACT”; ETC.

**CRIMINAL LAWS SUBCOMMITTEE**

**Favorable with Amendments**

[H. 3322](#) -- Reps. Pitts, Rutherford, G.M. Smith, Murphy, McCoy, Weeks, Clyburn, Hosey, Gilliard, Jefferson, Willis, Henegan, Erickson, Bamberg, Henderson-Myers, Cobb-Hunter and Davis: A BILL TO AMEND SECTION 17-25-322, CODE OF LAWS OF SOUTH CAROLINA, 1976, RELATING TO RESTITUTION TO CRIME VICTIMS, SO AS TO REQUIRE THAT THE COURT MUST TAKE INTO CONSIDERATION THE FINANCIAL RESOURCES OF THE DEFENDANT AND ABILITY OF DEFENDANT TO PAY, REQUIRE IF A COURT FINDS A DEFENDANT FACES FINANCIAL HARDSHIP THAT THAT DEFENDANT MUST PAY NO LESS THAN A SPECIFIED AMOUNT, AND REQUIRE THE DEPARTMENT OF PROBATION, PAROLE AND PARDON SERVICES TO IMPOSE A PAYMENT SCHEDULE OF EQUAL MONTHLY PAYMENTS RESULTING IN FULL RESTITUTION BY THE END OF SUPERVISION; ETC.

**ELECTION LAWS SUBCOMMITTEE**

**Favorable With Amendment**

[H. 3319](#) -- Reps. King, Cobb-Hunter and Garvin: A BILL TO AMEND THE CODE OF LAWS OF SOUTH CAROLINA, 1976, BY ADDING SECTION 24-3-980 SO AS TO PROVIDE THAT THE DEPARTMENT OF CORRECTIONS AND THE DEPARTMENT OF PROBATION, PAROLE AND PARDON SERVICES SHALL INFORM A PERSON WHO HAS BEEN CONVICTED OF A FELONY OR AN OFFENSE AGAINST THE ELECTION LAWS AND HAS SERVED THE SENTENCE IMPOSED FOR THE CONVICTION, INCLUDING

PROBATION AND PAROLE TIME UNLESS SOONER PARDONED, THAT HE IS ELIGIBLE TO REGISTER TO VOTE.

### **GENERAL LAWS SUBCOMMITTEE**

#### **Favorable**

[H. 3915](#)- Reprs. Kimmons, Davis, Mace, Murphy, Rutherford, Trantham and Rose: A BILL TO AMEND SECTIONS 63-7-10 AND 63-7-1620, CODE OF LAWS OF SOUTH CAROLINA, 1976, RELATING TO PRINCIPLES OF THE STATE'S CHILD WELFARE SYSTEM AND LEGAL REPRESENTATION OF THE DEPARTMENT OF SOCIAL SERVICES IN CHILD ABUSE AND NEGLECT PROCEEDINGS, RESPECTIVELY, SO AS TO CLARIFY THAT LEGAL REPRESENTATIVES OF THE DEPARTMENT MUST ENSURE THAT CHILD WELFARE AND SAFETY ARE THE SOLE BASIS OF DEPARTMENT RECOMMENDATIONS AND DECISIONS IN SUCH PROCEEDINGS AND THAT THE LEGAL REPRESENTATIVES HAVE THE SOLE DISCRETION ON BEHALF OF THE DEPARTMENT OVER ANY DECISIONS PERTAINING TO SUCH PROCEEDINGS.

#### **Favorable**

[H. 3967](#) -- Reprs. Mace, Trantham, Kimmons, Crawford, Henderson-Myers, Bernstein, McCoy, Fry, Magnuson, Allison, Henegan, Thayer, Cobb-Hunter, King, Brawley, Dillard, Davis, Hewitt, Spires, Collins, Sottile, Daning, Cogswell, Taylor, Atkinson, Ballentine, Bannister, Bennett, Clary, Elliott, Huggins, Long, McDaniel, McKnight, Pendarvis, Rutherford, Simmons, G.R. Smith, Garvin, Rose and B. Cox: A BILL TO AMEND THE CODE OF LAWS OF SOUTH CAROLINA, 1976, BY ADDING SECTION 24-13-35 SO AS TO PROVIDE METHODS OF RESTRAINING INMATES WITH A CLINICAL DIAGNOSIS OF PREGNANCY OR IN POSTPARTUM RECUPERATION.

### **SPECIAL LAWS SUBCOMMITTEE**

#### **Favorable with Amendments**

[H. 3203](#) -- Reprs. Hewitt, Ligon and Crawford: A BILL TO AMEND THE CODE OF LAWS OF SOUTH CAROLINA, 1976, BY ADDING SECTION 27-1-65 SO AS TO AUTHORIZE A HOMEOWNER OR TENANT TO DISPLAY ANY FOR SALE SIGN ON THE PREMISES REGARDLESS OF ANY PROVISION IN A DEED, CONTRACT, LEASE, RENTAL AGREEMENT, OR HOMEOWNER'S ASSOCIATION DOCUMENT, AND TO PROHIBIT A DEED, CONTRACT, LEASE, RENTAL AGREEMENT, OR HOMEOWNER'S ASSOCIATION DOCUMENT FROM PRECLUDING A TENANT OR HOMEOWNER FROM DISPLAYING A FOR SALE SIGN.

#### **Favorable**

[H. 3737](#) -- Reprs. Spires, Calhoon, Huggins, Caskey, Ott, Ballentine, Toole and Wooten: A BILL TO AMEND SECTION 55-11-320, CODE OF LAWS OF SOUTH CAROLINA, 1976, RELATING TO THE COMPOSITION OF THE RICHLAND-LEXINGTON AIRPORT DISTRICT, SO AS TO INCREASE THE DISTRICT'S MEMBERSHIP BY TWO MEMBERS WHO MUST BE RESIDENTS OF CAYCE OR WEST COLUMBIA.

#### **Favorable with Amendment**

[H. 3661](#) -- Rep. McCoy: A BILL TO AMEND THE CODE OF LAWS OF SOUTH CAROLINA, 1976, BY ADDING SECTION 5-3-320 SO AS TO CLARIFY THE MEANING OF THE TERM "CONTIGUOUS" WHEN A MUNICIPALITY THAT IS LOCATED ENTIRELY WITHIN THE BORDERS OF A SPECIAL PURPOSE DISTRICT ANNEXES UNINCORPORATED PROPERTY THAT IS ALSO LOCATED WITHIN THE SAME SPECIAL PURPOSE DISTRICT AS THE ANNEXING MUNICIPALITY.

