

## Session 116 - (2005-2006)

**S\*0016 (Rat #0160, Act #0127 of 2005) General Bill, By Moore, McConnell, Elliott, Hayes, Verdin, Alexander, Fair and Knotts**

**Summary:** Include manufacturing Methamphetamine as a violent crime

AN ACT TO AMEND SECTION 16-1-60, AS AMENDED, CODE OF LAWS OF SOUTH CAROLINA, 1976, RELATING TO VIOLENT CRIMES, SO AS TO INCLUDE THE OFFENSE OF MANUFACTURING OR TRAFFICKING IN METHAMPHETAMINE AS A VIOLENT CRIME; TO AMEND SECTION 44-53-110, RELATING TO DEFINITIONS FOR PURPOSES OF NARCOTICS AND CONTROLLED SUBSTANCES, SO AS TO AMEND THE DEFINITION OF "PARAPHERNALIA", ADD THE DEFINITIONS OF "COCAINE BASE" AND "METHAMPHETAMINE", AND DELETE THE DEFINITION OF "CRACK COCAINE, ICE, OR CRANK"; TO AMEND SECTION 44-53-365, RELATING TO THEFT OF CONTROLLED SUBSTANCES, SO AS TO INCLUDE THEFT OF PRECURSOR SUBSTANCES; TO AMEND SECTION 44-53-370, AS AMENDED, RELATING TO PENALTIES FOR POSSESSION, MANUFACTURE, AND TRAFFICKING OF CERTAIN CONTROLLED SUBSTANCES, SO AS TO PROVIDE FOR THE OFFENSE OF POSSESSION OF COCAINE AND TO PROVIDE PENALTIES; TO AMEND SECTION 44-53-375, RELATING TO THE POSSESSION, DISTRIBUTION, MANUFACTURE, AND TRAFFICKING OF ICE, CRANK, AND CRACK COCAINE, SO AS TO INSTEAD RELATE TO THE POSSESSION, DISTRIBUTION, MANUFACTURE, AND TRAFFICKING OF METHAMPHETAMINE OR COCAINE BASE, MAKE POSSESSION OF EQUIPMENT USED IN THE MANUFACTURE OF METHAMPHETAMINE PRIMA FACIE EVIDENCE OF THE INTENT TO MANUFACTURE, AND TO PROVIDE PENALTIES AND EXCEPTIONS; TO AMEND SECTION 44-53-470, RELATING TO SECOND OR SUBSEQUENT OFFENSES FOR PURPOSES OF CONTROLLED SUBSTANCE OFFENSES, SO AS TO PROVIDE PROCEDURES FOR CLASSIFYING A CONTROLLED SUBSTANCE OFFENSE AS A SECOND OR SUBSEQUENT OFFENSE; TO AMEND SECTION 44-53-420, RELATING TO ATTEMPT AND CONSPIRACY FOR PURPOSES OF CONTROLLED SUBSTANCE OFFENSES, SO AS TO PROVIDE FOR THE OFFENSE OF ATTEMPT TO POSSESS A CONTROLLED SUBSTANCE AND TO PROVIDE A PENALTY; AND BY ADDING SECTION 12-6-3582 SO AS TO PROVIDE INCOME TAX CREDITS FOR FARMERS WHO COMPLY WITH THE AGRICULTURE USE OF ANHYDROUS AMMONIA. - ratified title

12/08/04	Senate	Prefiled
12/08/04	Senate	Referred to Committee on Judiciary
01/11/05	Senate	Introduced and read first time SJ-88
01/11/05	Senate	Referred to Committee on Judiciary SJ-88
02/04/05	Senate	Referred to Subcommittee: Hutto (ch), Jackson, Knotts, Bryant
04/13/05	Senate	Committee report: Favorable with amendment Judiciary SJ-12
04/14/05	Senate	Amended SJ-30
04/15/05		Scrivener's error corrected
04/18/05	Senate	Read second time SJ-32
04/19/05	Senate	Read third time and sent to House SJ-16
04/20/05	House	Introduced and read first time HJ-10
04/20/05	House	Referred to Committee on Judiciary HJ-11
05/18/05	House	Committee report: Favorable with amendment Judiciary HJ-141
05/24/05	House	Debate adjourned until Wednesday, May 25, 2005 HJ-37
05/26/05	House	Amended HJ-11
05/26/05	House	Read second time HJ-17
05/26/05	House	Unanimous consent for third reading on next legislative day HJ-17
05/27/05	House	Read third time and returned to Senate with amendments HJ-1
05/27/05		Scrivener's error corrected
05/31/05	Senate	House amendment amended SJ-55
05/31/05	Senate	Returned to House with amendments SJ-55
06/01/05		Scrivener's error corrected
06/02/05	House	Concurred in Senate amendment and enrolled HJ-58
06/02/05		Ratified R 160
06/07/05		Signed By Governor
06/13/05		Copies available
06/13/05		Effective date 06/07/05
06/16/05		Act No. 127