

## Session 118 - (2009-2010)

### H 3348 General Bill, By Clemmons

#### Summary: Sex offenders

A BILL TO AMEND SECTION 23-3-440, CODE OF LAWS OF SOUTH CAROLINA, 1976, RELATING TO CERTAIN AGENCIES PROVIDING THE RESIDENCE OF A SEX OFFENDER TO A SHERIFF WHEN THE OFFENDER IS RELEASED FROM THE AGENCY'S CUSTODY, SO AS TO PROVIDE THAT IF AN OFFENDER IS SCHEDULED TO BE RELEASED ON A FRIDAY OR STATE HOLIDAY, THE DEPARTMENT OF CORRECTIONS OR THE DEPARTMENT OF JUVENILE JUSTICE MUST RETAIN CUSTODY OF THE OFFENDER UNTIL THE FOLLOWING BUSINESS DAY, TO PROVIDE THAT THE SHERIFF IN A COUNTY IN WHICH AN OFFENDER INTENDS TO RESIDE HAS JURISDICTION TO LOCATE AN OFFENDER WHO FAILS TO REGISTER AS A SEX OFFENDER, TO PROVIDE THAT INFORMATION PLACED ON THE SEX OFFENDER REGISTRY AS A RESULT OF AN OFFENDER'S FAILURE TO REGISTER MUST CONTAIN THE NAME OF THE DEPARTMENT THAT PROVIDED THE INFORMATION AND INDICATE THAT THE OFFENDER FAILED TO REGISTER WITHIN ONE DAY OF HIS RELEASE FROM CUSTODY, AND TO PROVIDE THAT THE SHERIFF OF THE COUNTY OF THE OFFENDER'S INTENDED RESIDENCE MUST VERIFY THAT THE OFFENDER'S ADDRESS IS VALID AND THAT THE OFFENDER INTENDS TO RESIDE THERE; AND TO AMEND SECTION 23-3-470, RELATING TO A SEX OFFENDER'S FAILURE TO REGISTER OR PROVIDE INFORMATION REGARDING A CHANGE OF ADDRESS, SCHOOL ATTENDANCE, ENROLLMENT, OR EMPLOYMENT, SO AS TO PROVIDE THAT UPON THE ISSUANCE OF A WARRANT FOR THE ARREST OF AN OFFENDER CHARGED WITH A VIOLATION OF THIS SECTION, THE SHERIFF MUST NOTIFY SLED OF THE PENDING CHARGE AND SLED MUST INDICATE ON THE SEX OFFENDER REGISTRY THAT THE OFFENDER HAS FAILED TO REGISTER AND A WARRANT HAS BEEN ISSUED FOR HIS ARREST.

**01/27/09 House Introduced and read first time HJ-18**

**01/27/09 House Referred to Committee on Judiciary HJ-18**