

**Session 125 - (2023-2024)**

**S\*0146 (Rat #0026, Act #0019 of 2023) General Bill, By Shealy, Goldfinch and Campsen**

**Similar (H 3233)**

**Summary:** Sexually Violent Predators Act

AN ACT TO AMEND THE SOUTH CAROLINA CODE OF LAWS BY ADDING SECTIONS 44-48-115 AND 44-48-180 SO AS TO PROVIDE FOR THE RIGHT TO CHALLENGE COMMITMENT TO THE SEXUALLY VIOLENT PREDATOR TREATMENT PROGRAM BASED ON INEFFECTIVE ASSISTANCE OF COUNSEL AND TO GIVE PRIORITY STATUS TO SEXUALLY VIOLENT PREDATOR CASES FOR PURPOSES OF SCHEDULING COURT PROCEEDINGS, RESPECTIVELY; BY AMENDING SECTIONS 44-48-30, 44-48-40, 44-48-50, 44-48-80, 44-48-90, 44-48-100, 44-48-110, 44-48-120, 44-48-130, 44-48-150, AND 44-48-160, ALL RELATING TO THE SEXUALLY VIOLENT PREDATOR ACT, SO AS TO ADD DEFINITIONS FOR "QUALIFIED EVALUATOR" AND "RESIDENT" AND CHANGE THE DEFINITION OF "LIKELY TO ENGAGE IN ACTS OF SEXUAL VIOLENCE", TO ESTABLISH EFFECTIVE DATES FOR THE GRANTING OF SUPERVISED REENTRY, TO REQUIRE MULTIDISCIPLINARY TEAMS TO DETERMINE WHETHER THERE IS PROBABLE CAUSE TO BELIEVE A PERSON IS A SEXUALLY VIOLENT PREDATOR, TO PROVIDE FOR THE USE OF COURT-APPOINTED QUALIFIED EVALUATORS AND TO ESTABLISH CERTAIN TIMELINES FOR EVALUATIONS, TO ALLOW FOR THE USE OF INDEPENDENT, QUALIFIED EVALUATORS IN CERTAIN CIRCUMSTANCES, TO REQUIRE COURTS TO CONDUCT A NONJURY HEARING BEFORE RELEASE OF A PERSON FOUND INCOMPETENT TO STAND TRIAL, TO ESTABLISH CERTAIN BENCHMARKS FOR ADDITIONAL REVIEWS OF MENTAL CONDITIONS, TO ESTABLISH CERTAIN REQUIREMENTS REGARDING EVALUATORS IN PROCEEDINGS ON PETITIONS FOR RELEASE, TO ALLOW ACCESS TO SEALED COURT RECORDS BY THE ATTORNEY GENERAL AND OTHER COUNSEL OF RECORD, TO MAKE CONFORMING CHANGES, AND FOR OTHER PURPOSES; AND BY AMENDING SECTION 24-21-32, RELATING TO REENTRY SUPERVISION, SO AS TO MAKE INMATES DETERMINED TO BE SEXUALLY VIOLENT PREDATORS INELIGIBLE FOR REENTRY SUPERVISION. - RATIFIED TITLE

- 11/30/22 Senate Prefiled**
- 11/30/22 Senate Referred to Committee on Medical Affairs**
- 01/10/23 Senate Introduced and read first time (Senate Journal-page 80)**
- 01/10/23 Senate Referred to Committee on Medical Affairs (Senate Journal-page 80)**
- 02/08/23 Scrivener's error corrected**
- 02/09/23 Senate Recalled from Committee on Medical Affairs (Senate Journal-page 3)**
- 02/09/23 Senate Committed to Committee on Judiciary (Senate Journal-page 3)**
- 03/03/23 Senate Referred to Subcommittee: Hutto (ch), Matthews, Rice, Senn, Adams**
- 03/29/23 Senate Committee report: Favorable with amendment Judiciary (Senate Journal-page 9)**
- 03/30/23 Senate Committee Amendment Adopted (Senate Journal-page 31)**
- 03/30/23 Senate Read second time (Senate Journal-page 31)**
- 03/30/23 Senate Roll call Ayes-42 Nays-0 (Senate Journal-page 31)**
- 03/30/23 Senate Unanimous consent for third reading on next legislative day (Senate Journal-page 31)**
- 03/31/23 Scrivener's error corrected**
- 04/03/23 Scrivener's error corrected**
- 04/05/23 House Introduced and read first time (House Journal-page 90)**
- 04/05/23 House Referred to Committee on Judiciary (House Journal-page 90)**
- 05/03/23 House Committee report: Favorable Judiciary**
- 05/04/23 House Read second time (House Journal-page 95)**
- 05/04/23 House Roll call Yeas-104 Nays-0 (House Journal-page 95)**
- 05/04/23 House Unanimous consent for third reading on next legislative day (House Journal-page 98)**
- 05/05/23 House Read third time and enrolled (House Journal-page 9)**
- 05/11/23 Ratified R 26**
- 05/16/23 Signed By Governor**
- 05/25/23 Effective date 05/16/23**
- 05/25/23 Act No. 19**