

## Session 106 - (1985-1986)

### **S\*0125 (Rat #0127, Act #0084 of 1985) General Bill, By J.A. Martin, Branton, Leventis, P.B. McLeod and Wilson Similar (H 2246)**

A Bill to amend Sections 25-1-2420, 25-1-2440, 25-1-2520, all as amended, and Section 25-1-2665, Code of Laws of South Carolina, 1976, relating to the Code of Military Justice, so as to change a code reference, provide, that subject to Section 25-1-2725, no person charged with having committed, while in a status as a member of the State Military Forces in which he was subject to the Code, an offense in violation of the Code may be relieved of amenability to trial by court-martial by reason of discharge or other termination of that status, add an additional punishment a commander may impose without the intervention of a court-martial; to amend Sections 25-1-2900, 25-1-2910, 25-1-2920, 25-1-2930, 25-1-2940, 25-1-2950, 25-1-2960, 25-1-2970, 25-1-2980, 25-1-2990, 25-1-3000, 25-1-3010, 25-1-3020, 25-1-3030, 25-1-3040, 25-1-3050, 25-1-3070, 25-1-3080, and 25-1-3110, all as amended, Sections 25-1-2885, 25-1-2895, 25-1-2905, 25-1-2915, 25-1-2925, 25-1-2935, 25-1-2945, 25-1-2955, 25-1-2965, 25-1-2975, 25-1-2985, 25-1-2995, 25-1-3005, 25-1-3015, 25-1-3035, 25-1-3045, 25-1-3055, and 25-1-3065, relating to military tribunals, so as to change from mandatory to precatory the punishment a court-martial may order, authorize any persons subject to the Military Code who fails to account for or return military property to be court-martialed, add conduct which would prejudice good order and discipline in the military forces to the list of factors of which must be taken cognizance by a court-martial, and correct clerical errors; so as to reword a provision prohibiting an action or proceeding from being maintained against any member of the military forces acting under the authority or apparent authority of the Military Code; and to add Section 25-1-2726 so as to provide that jurisdiction over an accused attaches upon service of charges.-amended title

<b>01/22/85</b>	<b>Senate</b>	<b>Introduced and read first time SJ-207</b>
<b>01/22/85</b>	<b>Senate</b>	<b>Referred to Committee on Judiciary SJ-208</b>
<b>02/26/85</b>	<b>Senate</b>	<b>Committee report: Favorable with amendment Judiciary SJ-653</b>
<b>02/27/85</b>	<b>Senate</b>	<b>Amended SJ-691</b>
<b>02/27/85</b>	<b>Senate</b>	<b>Read second time SJ-691</b>
<b>02/27/85</b>	<b>Senate</b>	<b>Ordered to third reading with notice of amendments SJ-691</b>
<b>02/28/85</b>	<b>Senate</b>	<b>Read third time and sent to House SJ-716</b>
<b>02/28/85</b>	<b>Senate</b>	<b>Reconsidered SJ-716</b>
<b>03/13/85</b>	<b>Senate</b>	<b>Amended SJ-843</b>
<b>03/13/85</b>	<b>Senate</b>	<b>Read third time and sent to House SJ-845</b>
<b>03/14/85</b>	<b>House</b>	<b>Introduced and read first time HJ-1294</b>
<b>03/14/85</b>	<b>House</b>	<b>Referred to Committee on Medical, Military, Public and Municipal Affairs HJ-1295</b>
<b>04/11/85</b>	<b>House</b>	<b>Committee report: Recommended refer to different committee Medical, Military, Public and Municipal Affairs HJ-2316</b>
<b>04/11/85</b>	<b>House</b>	<b>Referred to Committee on Judiciary HJ-2317</b>
<b>05/01/85</b>	<b>House</b>	<b>Committee report: Favorable Judiciary HJ-2815</b>
<b>05/01/85</b>	<b>House</b>	<b>Read second time HJ-2816</b>
<b>05/02/85</b>	<b>House</b>	<b>Read third time and enrolled HJ-2886</b>
<b>05/07/85</b>		<b>Ratified R 127</b>
<b>05/13/85</b>		<b>Signed By Governor</b>
<b>05/13/85</b>		<b>Effective date 05/13/85</b>
<b>05/13/85</b>		<b>Act No. 84</b>
<b>05/21/85</b>		<b>Copies available</b>