

Session 122 - (2017-2018)

S*0289 (Rat #0126, Act #0096 of 2017) General Bill, By Shealy, Rankin, McElveen, Sheheen, Hutto and McLeod Similar (H 3827)

Summary: SC Crime Victim Services Act

AN ACT TO AMEND THE CODE OF LAWS OF SOUTH CAROLINA, 1976, SO AS TO ENACT THE "SOUTH CAROLINA CRIME VICTIM SERVICES ACT" TO RESTRUCTURE AND CONSOLIDATE VICTIM SERVICES; BY ADDING ARTICLE 8 TO CHAPTER 7, TITLE 1 SO AS TO CREATE THE OFFICE OF THE ATTORNEY GENERAL, SOUTH CAROLINA CRIME VICTIM SERVICES DIVISION, MOVE THE STATE OFFICE OF VICTIM ASSISTANCE, THE SOUTH CAROLINA CRIME VICTIM OMBUDSMAN, AND THAT PORTION OF THE OFFICE OF HIGHWAY SAFETY AND JUSTICE PROGRAMS UNDER THE DEPARTMENT OF PUBLIC SAFETY WHICH ADMINISTERS CERTAIN VICTIM SERVICES GRANTS UNDER THE NEWLY CREATED DIVISION, AND TO CREATE FOUR DEPARTMENTS UNDER THE DIVISION TO OVERSEE AND ADMINISTER DIFFERENT ASPECTS OF THE VICTIM SERVICES DELIVERY SYSTEM; TO AMEND SECTION 1-11-10, AS AMENDED, RELATING TO OFFICES AND DIVISIONS UNDER THE DEPARTMENT OF ADMINISTRATION, SO AS TO DELETE THOSE VICTIM SERVICES OFFICES AND OTHER ENTITIES WHICH ARE MOVED TO THE NEW DIVISION; TO AMEND SECTIONS 14-1-203, 14-1-204, 14-1-205, 14-1-206, 14-1-207, 14-1-208, AND 14-1-210, ALL RELATING TO THE DISTRIBUTION OF CERTAIN FILING FEES, ALL SO AS TO MAKE CONFORMING CHANGES REFLECTING THE RESTRUCTURING OF VICTIM SERVICES GENERALLY RELATING TO THAT PORTION OF THE FEES DISTRIBUTED TO THE VICTIM COMPENSATION FUND; TO AMEND SECTION 16-3-1110, AS AMENDED, AND TO AMEND SECTIONS 16-3-1120, 16-3-1140, 16-3-1150, 16-3-1160, 16-3-1170, 16-3-1180, 16-3-1220, 16-3-1230, 16-3-1240, 16-3-1260, 16-3-1290, 16-3-1330, 16-3-1340, AND 16-3-1350, ALL RELATING TO COMPENSATION OF VICTIMS OF CRIME, ALL SO AS TO MAKE CONFORMING CHANGES REFLECTING THE RESTRUCTURING OF VICTIM SERVICES GENERALLY RELATING TO THE VICTIM COMPENSATION FUND AND CERTAIN RESPONSIBILITIES OF THE NEWLY CREATED OFFICE OF THE ATTORNEY GENERAL, SOUTH CAROLINA CRIME SERVICES DIVISION, DEPARTMENT OF CRIME VICTIM COMPENSATION; TO AMEND ARTICLE 14, CHAPTER 3, TITLE 16, RELATING TO THE VICTIM ASSISTANCE PROGRAM, SO AS TO RENAME THE ARTICLE "CRIME VICTIM SERVICES TRAINING, PROVIDER CERTIFICATION, AND STATISTICAL ANALYSIS", TO MAKE CONFORMING CHANGES REFLECTING THE RESTRUCTURING OF VICTIM SERVICES ALL GENERALLY RELATING TO THE NEWLY CREATED OFFICE OF THE ATTORNEY GENERAL, SOUTH CAROLINA CRIME VICTIM SERVICES DIVISION, DEPARTMENT OF CRIME VICTIM SERVICES TRAINING, PROVIDER CERTIFICATION, AND STATISTICAL ANALYSIS AND ITS RESPONSIBILITIES, AND TO MAKE CONFORMING CHANGES TO THE VICTIM SERVICES COORDINATING COUNCIL AND TO PROVIDE THAT THE DIRECTOR OF THE SOUTH CAROLINA CRIME VICTIM SERVICES DIVISION SHALL SERVE AS CHAIRPERSON; TO AMEND ARTICLE 16, CHAPTER 3, TITLE 16, RELATING TO THE CRIME VICTIMS' OMBUDSMAN OF THE OFFICE OF THE GOVERNOR, SO AS TO RENAME THE ARTICLE "CRIME VICTIM OMBUDSMAN", TO MAKE CONFORMING CHANGES REFLECTING THE RESTRUCTURING OF VICTIM SERVICES ALL GENERALLY RELATING TO THE NEWLY CREATED OFFICE OF THE ATTORNEY GENERAL, SOUTH CAROLINA CRIME VICTIM SERVICES DIVISION, DEPARTMENT OF CRIME VICTIM OMBUDSMAN AND ITS RESPONSIBILITIES, AND TO PROVIDE A PROCEDURE FOR COMPLAINTS REGARDING THE OFFICE OF THE ATTORNEY GENERAL, SOUTH CAROLINA CRIME VICTIM SERVICES DIVISION AND ITS AFFILIATED DEPARTMENTS TO BE HANDLED THROUGH THE OMBUDSMAN WITH APPEAL TO THE STATE INSPECTOR GENERAL; BY ADDING ARTICLE 12 TO CHAPTER 3, TITLE 16, SO AS TO ENTITLE THE ARTICLE "CRIME VICTIM ASSISTANCE GRANTS", AND TO PROVIDE THAT THE OFFICE OF THE ATTORNEY GENERAL, SOUTH CAROLINA CRIME VICTIM SERVICES DIVISION, DEPARTMENT OF CRIME VICTIM ASSISTANCE GRANTS WILL BE RUN BY A DEPUTY DIRECTOR WHO SHALL ESTABLISH A PROCESS TO SOLICIT AND ADMINISTER CERTAIN VICTIM SERVICES GRANTS AND THE DISBURSEMENT OF FUNDS FROM THOSE GRANTS; TO AMEND SECTIONS 23-6-500, 23-6-510, AND 23-6-520, ALL RELATING TO THE SOUTH CAROLINA PUBLIC SAFETY COORDINATING COUNCIL, ALL SO AS TO MAKE CONFORMING CHANGES TO INCLUDE THE OFFICE OF THE ATTORNEY GENERAL, SOUTH CAROLINA CRIME VICTIM SERVICES DIVISION, DEPARTMENT OF CRIME VICTIM ASSISTANCE GRANTS TO THE GRANT PROCESS UNDER CERTAIN CIRCUMSTANCES, AND TO REVISE THE COUNCIL'S MEMBERSHIP TO INCLUDE THE ATTORNEY GENERAL AND A VICTIM WITH A DOCUMENTED HISTORY OF VICTIMIZATION APPOINTED BY THE ATTORNEY GENERAL; TO AMEND SECTION 16-15-445, RELATING TO THE SEIZURE AND FORFEITURE OF EQUIPMENT USED IN VIOLATION OF A CRIME, SECTION 24-3-40, AS AMENDED, RELATING TO THE PRISON INDUSTRIES PROGRAM AND DISTRIBUTION OF PRISONER WAGES, AND SECTION 63-19-480, RELATING TO THE DEPARTMENT OF JUVENILE JUSTICE AND THE DISTRIBUTION OF JUVENILE WAGES, ALL SO AS TO MAKE CONFORMING CHANGES REFLECTING THE RESTRUCTURING OF VICTIM SERVICES GENERALLY RELATING TO THE VICTIM COMPENSATION

FUND; TO AMEND SECTIONS 14-1-206, 14-1-207, AND 14-1-208, ALL RELATING TO THE DISTRIBUTION OF CERTAIN FILING FEES, ALL SO AS TO MAKE CONFORMING CHANGES REFLECTING THE RESTRUCTURING OF VICTIM SERVICES GENERALLY, AND TO PROVIDE FOR THE UNIFORM SUPPLEMENTAL SCHEDULE FORM TO BE DEVELOPED BY THE OFFICE OF THE ATTORNEY GENERAL, SOUTH CAROLINA CRIME VICTIM SERVICES DIVISION; AND BY ADDING SECTIONS 14-1-211.5 AND 14-1-211.6 SO AS TO CODIFY EXISTING BUDGET PROVISOS RELATING TO THE DISTRIBUTION OF CERTAIN CRIME VICTIM FUNDS, AND TO REQUIRE THE DEPARTMENT OF CRIME VICTIM ASSISTANCE GRANTS TO OFFER TRAINING AND ASSISTANCE ON THE USE OF CERTAIN FUNDS AND PROVIDE FOR AUDITING AND REPORTING PROCEDURES FOR VICTIM SERVICES PROVIDERS, RESPECTIVELY. - ratified title

01/24/17 Senate Introduced and read first time (Senate Journal-page 16)
01/24/17 Senate Referred to Committee on Judiciary (Senate Journal-page 16)
02/23/17 Senate Referred to Subcommittee: Hutto (ch), Shealy, McLeod, Rice, Timmons
03/22/17 Senate Committee report: Favorable with amendment Education (Senate Journal-page 7)
03/29/17 Senate Committee Amendment Adopted (Senate Journal-page 25)
03/30/17 Senate Read second time (Senate Journal-page 31)
03/30/17 Senate Roll call Ayes-38 Nays-0 (Senate Journal-page 31)
04/04/17 Senate Read third time and sent to House (Senate Journal-page 14)
04/04/17 House Introduced and read first time (House Journal-page 4)
04/04/17 House Referred to Committee on Judiciary (House Journal-page 4)
04/26/17 House Committee report: Favorable with amendment Judiciary (House Journal-page 109)
05/02/17 House Amended (House Journal-page 19)
05/02/17 House Read second time (House Journal-page 19)
05/02/17 House Roll call Yeas-84 Nays-0 (House Journal-page 26)
05/03/17 Scrivener's error corrected
05/03/17 House Debate adjourned until Thur., 5-4-17 (House Journal-page 87)
05/04/17 House Read third time and returned to Senate with amendments (House Journal-page 9)
05/10/17 Senate Non-concurrence in House amendment (Senate Journal-page 67)
05/10/17 House House insists upon amendment and conference committee appointed Reps. Tallon, Weeks, McCoy (House Journal-page 46)
05/11/17 Senate Conference committee appointed Hutto, Shealy, Timmons (Senate Journal-page 9)
06/06/17 House Conference report received and adopted
06/06/17 House Roll call Yeas-100 Nays-0
06/06/17 Senate Conference report adopted (Senate Journal-page 15)
06/06/17 Senate Roll call Ayes-35 Nays-0 (Senate Journal-page 19)
06/06/17 Senate Ordered enrolled for ratification (Senate Journal-page 64)
06/06/17 Ratified R 126
06/10/17 Signed By Governor
06/21/17 Effective date 07/01/17
06/22/17 Act No. 96