

Session 117 - (2007-2008)

H 3246 General Bill, By G.M. Smith and Cotty

Summary: Prisoner's civil actions

A BILL TO AMEND THE CODE OF LAWS OF SOUTH CAROLINA, 1976, BY ADDING SECTION 24-27-135 SO AS TO PROVIDE THAT A COURT MAY DISMISS WITH PREJUDICE A CIVIL ACTION PERTAINING TO A PRISONER'S INCARCERATION OR APPREHENSION AS FRIVOLOUS UNDER CERTAIN CIRCUMSTANCES, AND TO PROVIDE THAT THE COURT'S ORDER OF DISMISSAL MUST CONTAIN A FINDING THAT THE ACTION WAS FRIVOLOUS; AND TO AMEND SECTION 24-27-300, RELATING TO THE OFFENSE OF CONTEMPT OF COURT, SO AS TO DELETE THE SENTENCE THAT A PERSON MAY RECEIVE WHEN HELD IN CONTEMPT OF COURT, AND TO LIMIT THE NUMBER OF CIVIL ACTIONS A PRISONER MAY FILE WHICH RELATES TO HIS INCARCERATION OR APPREHENSION.

01/16/07 House Introduced and read first time HJ-6

01/16/07 House Referred to Committee on Judiciary HJ-6

01/24/07 House Member(s) request name added as sponsor: Cotty