

## Session 118 - (2009-2010)

**H\*3677 (Rat #0111, Act #0059 of 2009) General Bill, By Cobb-Hunter**

**Similar (S 0512)**

**Summary:** Violence Against Women Federal Compliance Act

AN ACT TO AMEND THE CODE OF LAWS OF SOUTH CAROLINA, 1976, BY ENACTING THE "VIOLENCE AGAINST WOMEN FEDERAL COMPLIANCE ACT" SO AS TO CONFORM STATE LAW TO FEDERAL REQUIREMENTS; TO AMEND SECTION 16-3-740, RELATING TO TESTING CERTAIN CRIMINALS FOR HEPATITIS B AND THE HUMAN IMMUNODEFICIENCY VIRUS AT THE REQUEST OF A VICTIM, SO AS TO REVISE THE DEFINITION OF "OFFENDER" TO INCLUDE ADULTS AND JUVENILES, TO REVISE PROCEDURES FOR DISCLOSING TEST RESULTS, TO PROVIDE THAT THE DEPARTMENT OF HEALTH AND ENVIRONMENTAL CONTROL SHALL ADVISE THE VICTIM OF AVAILABLE TREATMENT OPTIONS AND, UPON REQUEST OF THE VICTIM, TEST THE VICTIM AND PROVIDE POST-TESTING COUNSELING; BY ADDING SECTION 16-3-750 SO AS TO PROVIDE THAT LAW ENFORCEMENT AND PROSECUTING OFFICERS MAY REQUEST A VICTIM OF AN ALLEGED CRIMINAL SEXUAL CONDUCT OFFENSE TO SUBMIT TO A POLYGRAPH EXAMINATION IF THE CREDIBILITY OF THE VICTIM IS AT ISSUE AND TO PROHIBIT LAW ENFORCEMENT OR SUCH OFFICERS FROM REQUIRING A VICTIM TO SUBMIT TO SUCH EXAMINATION AS A CONDITION OF PROCEEDING WITH THE INVESTIGATION, CHARGING, OR PROSECUTION OF THE OFFENSE; TO AMEND SECTION 16-3-1350, RELATING TO MEDICOLEGAL EXAMINATIONS OF VICTIMS OF CRIMINAL SEXUAL CONDUCT OR CHILD SEX ABUSE, SO AS TO DELETE THE PROVISION REQUIRING SUCH A VICTIM TO FILE AN INCIDENT REPORT WITH A LAW ENFORCEMENT AGENCY IN ORDER TO RECEIVE A MEDICOLEGAL EXAMINATION WITHOUT CHARGE; AND BY ADDING SECTION 16-25-30 SO AS TO PROVIDE THAT A PERSON CONVICTED OF CRIMINAL DOMESTIC VIOLENCE OR CRIMINAL DOMESTIC VIOLENCE OF A HIGH AND AGGRAVATED NATURE MUST BE NOTIFIED IN WRITING THAT PURSUANT TO FEDERAL LAW IT IS UNLAWFUL FOR SUCH AN OFFENDER TO SHIP, TRANSPORT, OR POSSESS A FIREARM. - ratified title

03/09/09	House	Introduced, read first time, placed on calendar without reference HJ-7
03/11/09		Scrivener's error corrected
03/25/09	House	Committed to Committee on Judiciary HJ-40
03/25/09	House	Roll call Yeas-70 Nays-41 HJ-42
04/29/09	House	Committee report: Favorable with amendment Judiciary HJ-177
04/30/09	House	Amended HJ-34
04/30/09	House	Read second time HJ-36
04/30/09	House	Unanimous consent for third reading on next legislative day HJ-36
05/01/09	House	Read third time and sent to Senate HJ-2
05/01/09		Scrivener's error corrected
05/05/09	Senate	Introduced and read first time SJ-9
05/05/09	Senate	Referred to Committee on Judiciary SJ-9
05/06/09	Senate	Committee report: Favorable with amendment Judiciary SJ-16
05/13/09	Senate	Committee Amendment Amended and Adopted SJ-54
05/13/09	Senate	Read second time SJ-54
05/14/09	Senate	Read third time and returned to House with amendments SJ-24
05/20/09	House	Concurred in Senate amendment and enrolled HJ-41
05/20/09	House	Roll call Yeas-117 Nays-0 HJ-42
05/27/09		Ratified R 111
06/02/09		Signed By Governor
06/11/09		Effective date 06/02/09
06/12/09		Act No. 59