

## Session 120 - (2013-2014)

### H 4409 General Bill, By Horne, Allison and J.E. Smith

#### Summary: Department of Child and Family Services Act

A BILL TO AMEND THE CODE OF LAWS OF SOUTH CAROLINA, 1976, SO AS TO ENACT THE "DEPARTMENT OF CHILD AND FAMILY SERVICES ACT" BY ADDING CHAPTER 6 TO TITLE 63 SO AS TO CREATE THE DEPARTMENT OF CHILD AND FAMILY SERVICES AND TO PROVIDE FOR ITS POWERS AND DUTIES; TO TRANSFER CERTAIN POWERS AND DUTIES OF THE DEPARTMENT OF SOCIAL SERVICES TO THE DEPARTMENT; TO TRANSFER THE POWERS AND DUTIES OF THE DEPARTMENT OF JUVENILE JUSTICE TO THE DEPARTMENT; TO TRANSFER THE DEPARTMENT OF MENTAL HEALTH'S DIVISION OF CHILDREN, ADOLESCENTS, AND FAMILIES AND THE CONTINUUM OF CARE FOR EMOTIONALLY DISTURBED CHILDREN DIVISION OF THE OFFICE OF THE GOVERNOR TO THE DEPARTMENT; TO CREATE A DIVISION OF ACCOUNTABILITY WITHIN THE DEPARTMENT; AND TO CREATE THE COUNCIL ON CHILDREN AND PROVIDE FOR ITS MEMBERSHIP AND DUTIES; BY ADDING CHAPTER 21 TO TITLE 63 SO AS TO CREATE THE DIVISION OF CHILD MENTAL HEALTH WITHIN THE DEPARTMENT OF CHILD AND FAMILY SERVICES AND TO PROVIDE FOR ITS POWERS AND DUTIES; TO AMEND SECTION 63-11-1310, RELATING TO ADMINISTRATION OF THE CONTINUUM OF CARE DIVISION, SO AS TO MAKE IT A PROGRAM OF THE DIVISION OF CHILD MENTAL HEALTH; TO AMEND SECTION 1-30-10, AS AMENDED, RELATING TO DEPARTMENTS OF GOVERNMENT, SO AS TO ADD THE DEPARTMENT OF CHILD AND FAMILY SERVICES AS A DEPARTMENT OF STATE GOVERNMENT; BY ADDING SECTION 1-30-22 SO AS TO TRANSFER AGENCIES AND UNITS AND DIVISIONS OF AGENCIES TO THE DEPARTMENT OF CHILD AND FAMILY SERVICES; TO AMEND SECTION 63-7-10, RELATING TO THE PRINCIPLES AND PURPOSES OF THE CHILD PROTECTION SYSTEM, SO AS TO DELETE AND RECODIFY THE PURPOSES IN A SEPARATE SECTION; BY ADDING SECTION 63-7-15 SO AS TO CREATE THE DIVISION OF CHILD PROTECTION AND PERMANENCY WITHIN THE DEPARTMENT OF CHILD AND FAMILY SERVICES AND PROVIDE FOR ITS PURPOSES; TO AMEND SECTION 63-9-10, RELATING TO THE SOUTH CAROLINA ADOPTION ACT, SO AS TO INCLUDE ADOPTION SERVICES AS A SERVICE PROVIDED BY THE DIVISION OF CHILD PROTECTION AND PERMANENCY; TO AMEND SECTION 63-19-310, RELATING TO THE DEPARTMENT OF JUVENILE JUSTICE, SO AS TO ABOLISH THAT DEPARTMENT, TO CREATE A DIVISION OF JUVENILE JUSTICE WITHIN THE DEPARTMENT OF CHILD AND FAMILY SERVICES, AND TO PROVIDE FOR THE DIVISION'S PURPOSES; TO AMEND SECTIONS 63-7-1990, 63-9-780, 63-11-1350, AND 63-19-2020, ALL RELATING TO CONFIDENTIALITY OF RECORDS, SO AS TO GIVE DIVISIONS ACCESS TO RECORDS ADDRESSING SERVICES PROVIDED TO A CHILD; TO ESTABLISH CRIMINAL PENALTIES; TO REPEAL SECTIONS 63-11-1340 AND 63-11-1360 BOTH RELATING TO THE CONTINUUM OF CARE; AND TO REPEAL SECTIONS 63-19-320, 63-19-330, AND 63-19-340 ALL RELATING THE DEPARTMENT OF JUVENILE JUSTICE; AND FOR OTHER PURPOSES.

**12/10/13 House Prefiled**

**12/10/13 House Referred to Committee on Judiciary**

**01/14/14 House Introduced and read first time (House Journal-page 68)**

**01/14/14 House Referred to Committee on Judiciary (House Journal-page 68)**

**02/18/14 House Member(s) request name added as sponsor: J.E.Smith**