

## Session 111 - (1995-1996)

**H\*4469 (Rat #0518, Act #0448 of 1996) General Bill, By Wilkins, J. Brown, Cato, Harrison, Haskins, Sharpe, D. Smith and Townsend**

**Similar (S 1242)**

A Bill to enact the "South Carolina Effective Death Penalty Act of 1996" including provisions to add Section 16-3-21, Code of Laws of South Carolina, 1976, so as to provide for verbal instructions to the jury concerning discussion of the verdict in all cases in which a defendant is sentenced to death; to amend Section 17-25-380, relating to notices of the intent to execute a death sentence, so as to further provide for these notice requirements; to add Section 17-27-130 so as to provide for circumstances when the attorney-client privilege is deemed waived in post-conviction proceedings or collateral relief procedures, and to provide for certain access of new counsel to the files of prior counsel in cases of defendants sentenced to death; to add Section 17-27-150 so as to provide the conditions under which a party in capital and noncapital post-conviction relief proceedings is entitled to invoke the process of discovery; and to add Section 17-27-160 so as to provide for the manner in which defendants sentenced to death must file applications for post-conviction relief, to provide for the assignment of judges to handle these applications, to further provide for the appointment and compensation of counsel in these proceedings, and to provide for other procedural matters including the certain time limitations in these capital post-conviction relief proceedings.-amended title

<b>01/18/96</b>	<b>House</b>	<b>Introduced and read first time HJ-6</b>
<b>01/18/96</b>	<b>House</b>	<b>Referred to Committee on Judiciary HJ-7</b>
<b>04/09/96</b>	<b>House</b>	<b>Committee report: Favorable with amendment Judiciary HJ-5</b>
<b>04/11/96</b>	<b>House</b>	<b>Objection by Rep. Harrison, Sheheen, Limbaugh, R. Smith, Klauber, Davenport, Mason, Hodges &amp; S. Whipper HJ-17</b>
<b>04/24/96</b>	<b>House</b>	<b>Amended HJ-475</b>
<b>04/24/96</b>	<b>House</b>	<b>Read second time HJ-478</b>
<b>04/24/96</b>	<b>House</b>	<b>Roll call Yeas-80 Nays-12 HJ-478</b>
<b>04/25/96</b>	<b>House</b>	<b>Read third time and sent to Senate HJ-89</b>
<b>04/29/96</b>	<b>Senate</b>	<b>Introduced and read first time SJ-12</b>
<b>04/29/96</b>	<b>Senate</b>	<b>Referred to Committee on Judiciary SJ-12</b>
<b>05/15/96</b>	<b>Senate</b>	<b>Committee report: Majority favorable with amend., minority unfavorable Judiciary SJ-16</b>
<b>05/28/96</b>	<b>Senate</b>	<b>Special order SJ-52</b>
<b>05/29/96</b>	<b>Senate</b>	<b>Read second time SJ-81</b>
<b>05/29/96</b>	<b>Senate</b>	<b>Ordered to third reading with notice of amendments SJ-81</b>
<b>05/30/96</b>	<b>Senate</b>	<b>Amended SJ-95</b>
<b>05/30/96</b>	<b>Senate</b>	<b>Read third time and returned to House with amendments SJ-95</b>
<b>06/12/96</b>	<b>House</b>	<b>Concurred in Senate amendment and enrolled HJ-7</b>
<b>06/13/96</b>		<b>Ratified R 518</b>
<b>06/18/96</b>		<b>Signed By Governor</b>
<b>06/18/96</b>		<b>Effective date 06/18/96</b>
<b>07/02/96</b>		<b>Copies available</b>
<b>07/02/96</b>		<b>Act No. 448</b>