Agency Name: South Carolina Criminal Justice Academy

Statutory Authority: 23-23-10 et seq.

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Subject: Sanctions

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- 01/14/2025 Received President of the Senate & Speaker 01/18/2026

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 provided for in the Regulation

Document No. 5304

**SOUTH CAROLINA CRIMINAL JUSTICE ACADEMY**

CHAPTER 37

Statutory Authority: 1976 Code Sections 23-23-10 et seq.

37-108. Sanctions.

**Synopsis:**

S.C. Code Section 23-23-80 authorizes the Law Enforcement Training Council to make regulations necessary for the administration of S.C. Code Section 23-23-10 et seq. The proposed changes will update the language to be consistent with rest of the Chapter.

The Notice of Drafting was published in the *State Register* on May 24, 2024.

**Instructions:**

Print the regulation as shown below. All other items remain unchanged.

**Text:**

37-108. Sanctions.

 A. If any candidate/officer/operator is found by preponderance of the evidence to have committed misconduct as defined by R.37-025, R.37-026, R.37-073 and/or R.37-074, such candidate/officer/operator may be sanctioned by the Council as follows, in any combination:

 1. Permanent denial and/or revocation (withdrawal) of certification;

 2. Denial and/or revocation (withdrawal) of certification for a specified amount of time;

 3. Certification granted with probation;

 4. Certification granted with any additional requirements deemed just and proper by the Council; and/or

 5. Public reprimand.

 B. Any candidate/officer/operator may at any time voluntarily consent to sanctions under this section. Any such consent must:

 1. Be in writing on a form prescribed by the Council;

 2. Be signed by the candidate/officer/operator;

 3. If the candidate/officer/operator has legal counsel at the time they consent to sanctions, then the candidate/officer/operator must be allowed to consult with their legal counsel regarding the consent to sanctions and the consent to sanctions must be signed by the legal counsel;

 4. If criminal prosecution is declined in consideration of the consent to sanctions, then the consent to sanctions must specifically state the same;

 5. Must be notarized; and

 6. Must be approved by Council.

**Fiscal Impact Statement:**

There will be no fiscal impact from this change.

**Statement of Rationale:**

Revisions are necessary to create consistency within Chapter 37.