**South Carolina General Assembly**

118th Session, 2009-2010

**S. 48**

**STATUS INFORMATION**

General Bill

Sponsors: Senators Ford and Elliott

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Introduced in the Senate on January 13, 2009

Currently residing in the Senate Committee on **Judiciary**

Summary: Sagging pants

**HISTORY OF LEGISLATIVE ACTIONS**

Date Body Action Description with journal page number

12/10/2008 Senate Prefiled

12/10/2008 Senate Referred to Committee on **Judiciary**

1/13/2009 Senate Introduced and read first time [SJ](file:///h:\SJ%20Archive\2009\01-13-09.docx)‑95

1/13/2009 Senate Referred to Committee on **Judiciary** [SJ](file:///h:\SJ%20Archive\2009\01-13-09.docx)‑95

**VERSIONS OF THIS BILL**

[12/10/2008](file:///p:\pprever\2009-10\48_20081210.docx)

**A** **BILL**

TO AMEND CHAPTER 17, TITLE 16 OF THE 1976 CODE, RELATING TO OFFENSES AGAINST PUBLIC POLICY, BY ADDING SECTION 16‑17‑750 TO PROVIDE THAT IT IS UNLAWFUL FOR A PERSON TO WEAR PANTS SAGGING MORE THAN THREE INCHES BELOW HIS HIPS; TO PROVIDE FOR PENALTIES FOR VIOLATIONS; TO PROVIDE THAT A VIOLATION IS NOT GROUNDS FOR DENYING, SUSPENDING, OR REVOKING THE VIOLATOR’S PARTICIPATION IN A STATE COLLEGE OR UNIVERSITY FINANCIAL ASSISTANCE PROGRAM; AND TO PROVIDE FOR JURISDICTION TO HEAR A VIOLATION IS VESTED EXCLUSIVELY IN THE MUNICIPAL COURT AND THE MAGISTRATES COURT.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Chapter 17, Title 16 of the 1976 Code is amended by adding:

“Section 16‑17‑750. (A) It shall be unlawful for any person to appear in public wearing his pants more than three inches below the crest of his ileum, exposing his skin or undergarments.

(B) A person who violates this section commits a noncriminal offense and is subject to a civil fine of up to twenty five dollars for a first offense, a civil fine of fifty dollars or not more than three hours of community service, or both for a second offense, and a civil fine of seventy five dollars or not more than six hours of community service, or both for a third and subsequent offenses. Civil fines imposed pursuant to this section are subject to all applicable court costs, assessments, and surcharges.

(C) A violation of this section is not a criminal or delinquent offense and no criminal or delinquent record may be maintained.

(D) A violation of this subsection is not grounds for denying, suspending, or revoking an individual’s participation in a state college or university financial assistance program including, but not limited to, a Life Scholarship, a Palmetto Fellows Scholarship, or a need‑based grant.

(E) Jurisdiction to hear a violation of this section is vested exclusively in the municipal court and the magistrate’s court. A hearing pursuant to this section must be placed on the court’s appropriate docket for traffic violations, and not on the court’s docket for civil matters.”

SECTION 2. This act takes effect upon approval by the Governor.

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