~~Indicates Matter Stricken~~

Indicates New Matter

COMMITTEE REPORT

May 14, 2009

**H. 3087**

Introduced by Reps. Brady and M.A. Pitts

S. Printed 5/14/09--S.

Read the first time April 30, 2009.

**THE COMMITTEE ON JUDICIARY**

To whom was referred a Bill (H. 3087) to amend Section 23‑3‑535, Code of Laws of South Carolina, 1976, relating to limitations on places of residence for sex offenders, so as to provide, etc., respectfully

**REPORT:**

That they have duly and carefully considered the same and recommend that the same do pass with amendment:

Amend the bill, as and if amended, by striking all after the enacting words and inserting:

/ SECTION 1. Section 23‑3‑535(E) of the 1976 Code, as added by Act 333 of 2008, is amended to read:

“(E) A local government may not enact an ordinance that:

(1) contains penalties that exceed or are less lenient than the penalties contained in this section; or

(2) expands or contracts the boundaries of areas in which a sex offender may or may not reside as contained in subsection (B).”

SECTION 2. SECTION 2 of Act 333 of 2008 shall take effect upon approval of this act by the Governor. All other sections of Act 333 of 2008 shall take effect as provided in SECTION 4 of Act 333 of 2008.”

SECTION 3. This act takes effect upon approval by the Governor. /

Renumber sections to conform.

Amend title to conform.

C. BRADLEY HUTTO for Committee.

**A** **BILL**

TO AMEND SECTION 23‑3‑535, CODE OF LAWS OF SOUTH CAROLINA, 1976, RELATING TO LIMITATIONS ON PLACES OF RESIDENCE FOR SEX OFFENDERS, SO AS TO PROVIDE THAT A LOCAL GOVERNMENT MAY NOT ENACT AN ORDINANCE THAT EXPANDS OR CONTRACTS THE BOUNDARIES OF THE AREAS IN WHICH A SEX OFFENDER MAY OR MAY NOT RESIDE THAT ARE CONTAINED IN THIS SECTION.

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

SECTION 1. Section 23‑3‑535(E) of the 1976 Code, as added by Act 333 of 2008, is amended to read:

“(E) A local government may not enact an ordinance that:

(1) contains penalties that exceed or are less lenient than the penalties contained in this section; or

(2) expands or contracts the boundaries of areas in which a sex offender may or may not reside that are contained in subsection (B) of this section.”

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

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