**South Carolina General Assembly**

119th Session, 2011-2012

**H. 3209**

**STATUS INFORMATION**

General Bill

Sponsors: Reps. Cobb‑Hunter, Long, Brady and Knight

Document Path: l:\council\bills\ms\7079ahb11.docx

Companion/Similar bill(s): 540

Introduced in the House on January 11, 2011

Introduced in the Senate on May 1, 2012

Currently residing in the Senate

Summary: Domestic abuse

**HISTORY OF LEGISLATIVE ACTIONS**

Date Body Action Description with journal page number

12/14/2010 House Prefiled

12/14/2010 House Referred to Committee on **Judiciary**

1/11/2011 House Introduced and read first time ([House Journal‑page 84](file:///h:\hj%20archive\2011\01-11-11.docx))

1/11/2011 House Referred to Committee on **Judiciary** ([House Journal‑page 84](file:///h:\hj%20archive\2011\01-11-11.docx))

1/12/2011 House Member(s) request name added as sponsor: Long, Brady

3/28/2012 House Committee report: Favorable **Judiciary** ([House Journal‑page 38](file:///h:\hj%20archive\2012\03-28-12.docx))

3/29/2012 Scrivener's error corrected

4/19/2012 House Member(s) request name added as sponsor: Knight

4/19/2012 House Requests for debate‑Rep(s). Loftis, Norman, JR Smith, Hiott, Jefferson, Forrester ([House Journal‑page 54](file:///h:\hj%20archive\2012\04-19-12.docx))

4/24/2012 House Requests for debate removed‑Rep(s). JR Smith, Jefferson, Hiott ([House Journal‑page 58](file:///h:\hj%20archive\2012\04-24-12.docx))

4/26/2012 House Read second time ([House Journal‑page 118](file:///h:\hj%20archive\2012\04-26-12.docx))

4/26/2012 House Roll call Yeas‑93 Nays‑1 ([House Journal‑page 119](file:///h:\hj%20archive\2012\04-26-12.docx))

4/26/2012 House Unanimous consent for third reading on next legislative day ([House Journal‑page 120](file:///h:\hj%20archive\2012\04-26-12.docx))

4/27/2012 House Read third time and returned to Senate with amendments ([House Journal‑page 4](file:///h:\hj%20archive\2012\04-27-12.docx))

5/1/2012 Senate Introduced and read first time ([Senate Journal‑page 6](file:///h:\sj%20archive\2012\05-01-12.docx))

5/1/2012 Senate Referred to Committee on **Judiciary** ([Senate Journal‑page 6](file:///h:\sj%20archive\2012\05-01-12.docx))

5/4/2012 Senate Referred to Subcommittee: Rankin (ch), Campsen, Coleman, Davis, Nicholson

5/30/2012 Senate Committee report: Favorable **Judiciary** ([Senate Journal‑page 10](file:///h:\sj%20archive\2012\05-30-12.docx))

6/6/2012 Senate Read second time ([Senate Journal‑page 118](file:///h:\sj%20archive\2012\06-06-12.docx))

**VERSIONS OF THIS BILL**

[12/14/2010](file:///p:\pprever\2011-12\3209_20101214.docx)

[3/28/2012](file:///p:\pprever\2011-12\3209_20120328.docx)

[3/29/2012](file:///p:\pprever\2011-12\3209_20120329.docx)

[5/30/2012](file:///p:\pprever\2011-12\3209_20120530.docx)

~~Indicates Matter Stricken~~

Indicates New Matter

COMMITTEE REPORT

May 30, 2012

**H. 3209**

Introduced by Reps. Cobb‑Hunter, Long, Brady and Knight

S. Printed 5/30/12--S.

Read the first time May 1, 2012.

**THE COMMITTEE ON JUDICIARY**

To whom was referred a Bill (H. 3209) to amend Section 20-4-60, as amended, Code of Laws of South Carolina, 1976, relating to an order for protection from domestic abuse, so as, etc., respectfully

**REPORT:**

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

LUKE A. RANKIN for Committee.

**STATEMENT OF ESTIMATED FISCAL IMPACT**

ESTIMATED FISCAL IMPACT ON GENERAL FUND EXPENDITURES:

$0 (No additional expenditures or savings are expected)

ESTIMATED FISCAL IMPACT ON FEDERAL & OTHER FUND EXPENDITURES:

$0 (No additional expenditures or savings are expected)

**EXPLANATION OF IMPACT:**

The Judicial Department indicates that this bill will have no fiscal impact on the state general funds, or on federal and/or other funds.

*Approved By:*

Brenda Hart

Office of State Budget

**A** **BILL**

TO AMEND SECTION 20‑4‑60, AS AMENDED, CODE OF LAWS OF SOUTH CAROLINA, 1976, RELATING TO AN ORDER FOR PROTECTION FROM DOMESTIC ABUSE, SO AS TO PROVIDE THAT THE COURT MAY PROHIBIT HARM OR HARASSMENT TO A PET ANIMAL OWNED, POSSESSED, KEPT, OR HELD BY THE PETITIONER AND TO PROVIDE THAT IN ORDERING TEMPORARY POSSESSION OF PERSONAL PROPERTY, THE COURT MAY ORDER THE TEMPORARY POSSESSION OF PET ANIMALS.

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

SECTION 1. Section 20‑4‑60(C) of the 1976 Code is amended by adding an appropriately numbered item at the end to read:

“( ) prohibit harm or harassment, including a violation of Chapter 1, Title 47, against any pet animal owned, possessed, kept, or held by:

(a) the petitioner;

(b) any family or household member designated in the order;

(c) the respondent if the petitioner has a demonstrated interest in the pet animal.”

SECTION 2. Section 20‑4‑60(C)(5) of the 1976 Code is amended to read:

“(5) provide for temporary possession of the personal property, including pet animals, of the parties and order assistance from law enforcement officers in removing personal property of the petitioner if the respondent’s eviction has not been ordered”.

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

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