**South Carolina General Assembly**

119th Session, 2011-2012

**H. 3614**

**STATUS INFORMATION**

General Bill

Sponsors: Rep. Toole

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Introduced in the House on February 8, 2011

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

Summary: Parole

**HISTORY OF LEGISLATIVE ACTIONS**

Date Body Action Description with journal page number

2/8/2011 House Introduced and read first time ([House Journal‑page 50](file:///h:\hj%20archive\2011\02-08-11.docx))

2/8/2011 House Referred to Committee on **Judiciary** ([House Journal‑page 50](file:///h:\hj%20archive\2011\02-08-11.docx))

**VERSIONS OF THIS BILL**

[2/8/2011](file:///p:\pprever\2011-12\3614_20110208.docx)

**A** **BILL**

TO AMEND SECTION 24‑21‑645, AS AMENDED, CODE OF LAWS OF SOUTH CAROLINA, 1976, RELATING TO THE ISSUANCE OF PAROLE AND PROVISIONAL PAROLE ORDERS, AND FUTURE PAROLE HEARINGS FOR PERSONS WHO HAVE BEEN DENIED PAROLE, SO AS TO INCREASE THE NUMBER OF YEARS A PERSON MUST WAIT TO HAVE A PAROLE HEARING AFTER RECEIVING A NEGATIVE DETERMINATION OF PAROLE FOR A VIOLENT CRIME.

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

SECTION 1. Section 24‑21‑645(D) of the 1976 Code, as last amended by Act 273 of 2010, is further amended to read:

“Section 24‑21‑645. (D) Upon satisfactory completion of the provisional period, the director or one lawfully acting for him must issue an order which, if accepted by the prisoner, shall provide for his release from custody. ~~However, upon~~ Upon a negative determination of parole, prisoners in confinement for a violent crime as defined in Section 16‑1‑60 must have their cases reviewed every ~~two~~ three years for the purpose of a determination of parole~~, except that prisoners~~. This subsection applies prospectively and retroactively to a prisoner who has had a parole hearing for a violent crime.

(E) Prisoners who are eligible for parole pursuant to Section 16‑25‑90, and who are subsequently denied parole must have their cases reviewed every twelve months for the purpose of a determination of parole. This subsection applies retroactively to a prisoner who has had a parole hearing pursuant to Section 16‑25‑90 prior to the effective date of this act.”

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

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