**South Carolina General Assembly**

120th Session, 2013-2014

**A175, R192, H4259**

**STATUS INFORMATION**

General Bill

Sponsors: Reps. Goldfinch and Clemmons

Document Path: l:\council\bills\nl\13338dg13.docx

Companion/Similar bill(s): 3150

Introduced in the House on May 30, 2013

Introduced in the Senate on January 21, 2014

Last Amended on April 3, 2014

Passed by the General Assembly on April 30, 2014

Governor's Action: May 16, 2014, Signed

Summary: Military Service Integrity and Preservation Act

**HISTORY OF LEGISLATIVE ACTIONS**

 Date Body Action Description with journal page number

 5/30/2013 House Introduced, read first time, placed on calendar without reference ([House Journal‑page 28](file:///H%3A%5CHJ%20Archive%5C2013%5C05-30-13.docx))

 6/5/2013 House Debate adjourned until Thur., 6‑613 ([House Journal‑page 115](file:///H%3A%5CHJ%20Archive%5C2013%5C06-05-13.docx))

 6/5/2013 House Reconsidered ([House Journal‑page 131](file:///H%3A%5CHJ%20Archive%5C2013%5C06-05-13.docx))

 6/5/2013 House Requests for debate‑Rep(s). Cobb‑Hunter, Howard, Neal, Sabb, Mitchell, Gilliard, Govan ([House Journal‑page 132](file:///H%3A%5CHJ%20Archive%5C2013%5C06-05-13.docx))

 6/6/2013 House Requests for debate removed‑Rep(s). Gilliard, Sabb ([House Journal‑page 23](file:///H%3A%5CHJ%20Archive%5C2013%5C06-06-13.docx))

 1/15/2014 House Read second time ([House Journal‑page 55](file:///H%3A%5CHJ%20Archive%5C2014%5C01-15-14.docx))

 1/15/2014 House Roll call Yeas‑102 Nays‑0 ([House Journal‑page 55](file:///H%3A%5CHJ%20Archive%5C2014%5C01-15-14.docx))

 1/16/2014 House Read third time and sent to Senate ([House Journal‑page 249](file:///H%3A%5CHJ%20Archive%5C2014%5C01-16-14.docx))

 1/21/2014 Senate Introduced and read first time ([Senate Journal‑page 14](file:///H%3A%5CSJ%20Archive%5C2014%5C01-21-14.docx))

 1/21/2014 Senate Referred to Committee on **Judiciary** ([Senate Journal‑page 14](file:///H%3A%5CSJ%20Archive%5C2014%5C01-21-14.docx))

 1/31/2014 Senate Referred to Subcommittee: Young (ch), Shealy, Kimpson

 3/19/2014 Senate Committee report: Favorable with amendment **Judiciary** ([Senate Journal‑page 16](file:///H%3A%5CSJ%20Archive%5C2014%5C03-19-14.docx))

 3/20/2014 Scrivener's error corrected

 4/3/2014 Senate Committee Amendment Adopted ([Senate Journal‑page 29](file:///H%3A%5CSJ%20Archive%5C2014%5C04-03-14.docx))

 4/16/2014 Senate Read second time ([Senate Journal‑page 33](file:///H%3A%5CSJ%20Archive%5C2014%5C04-16-14.docx))

 4/16/2014 Senate Roll call Ayes‑39 Nays‑0 ([Senate Journal‑page 33](file:///H%3A%5CSJ%20Archive%5C2014%5C04-16-14.docx))

 4/29/2014 Senate Read third time and returned to House with amendments ([Senate Journal‑page 7](file:///H%3A%5CSJ%20Archive%5C2014%5C04-29-14.docx))

 4/30/2014 House Concurred in Senate amendment and enrolled ([House Journal‑page 109](file:///H%3A%5CHJ%20Archive%5C2014%5C04-30-14.docx))

 4/30/2014 House Roll call Yeas‑99 Nays‑0 ([House Journal‑page 109](file:///H%3A%5CHJ%20Archive%5C2014%5C04-30-14.docx))

 5/15/2014 Ratified R 192

 5/16/2014 Signed By Governor

 5/27/2014 Effective date 05/16/14

 6/2/2014 Act No. 175

**VERSIONS OF THIS BILL**

[5/30/2013](file:///p%3A%5Cpprever%5C2013-14%5C4259_20130530.docx)

[5/30/2013-A](file:///p%3A%5Cpprever%5C2013-14%5C4259_20130530A.docx)

[3/19/2014](file:///p%3A%5Cpprever%5C2013-14%5C4259_20140319.docx)

[3/20/2014](file:///p%3A%5Cpprever%5C2013-14%5C4259_20140320.docx)

[4/3/2014](file:///p%3A%5Cpprever%5C2013-14%5C4259_20140403.docx)

(A175, R192, H4259)

**AN ACT TO AMEND THE CODE OF LAWS OF SOUTH CAROLINA, 1976, BY ADDING SECTION 16‑17‑760 SO AS TO ENACT THE “SOUTH CAROLINA MILITARY SERVICE INTEGRITY AND PRESERVATION ACT”, TO PROVIDE THAT A PERSON WHO, WITH THE INTENT OF SECURING A TANGIBLE BENEFIT, KNOWINGLY AND FALSELY REPRESENTS HIMSELF TO HAVE SERVED IN THE ARMED FORCES OF THE UNITED STATES OR TO HAVE BEEN AWARDED CERTAIN DECORATIONS, MEDALS, OR RIBBONS AUTHORIZED BY CONGRESS OR PURSUANT TO FEDERAL LAW FOR THE ARMED FORCES OF THE UNITED STATES, IS GUILTY OF A MISDEMEANOR.**

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

**South Carolina Military Service Integrity and Preservation Act**

SECTION 1. Article 7, Chapter 17, Title 16 of the 1976 Code is amended by adding:

 “Section 16‑17‑760. (A) This act may be cited as the ‘South Carolina Military Service Integrity and Preservation Act’.

 (B) A person who, with the intent of securing a tangible benefit, knowingly and falsely represents himself through a written or oral communication, including a resume, to have:

 (1) served in the Armed Forces of the United States, is guilty of a misdemeanor, and, upon conviction, must be fined not more than five hundred dollars or imprisoned for not more than thirty days, or both; or

 (2) been awarded a Congressional Medal of Honor, a Distinguished‑Service Cross, a Navy Cross, an Air Force Cross, a Silver Star, a Purple Heart, a Combat Infantryman’s Badge, a Combat Action Badge, a Combat Medical Badge, a Combat Action Ribbon, or a Combat Action Medal as authorized by Congress or pursuant to federal law for the Armed Forces of the United States, is guilty of a misdemeanor, and, upon conviction, must be fined not more than five thousand dollars or imprisoned for not more than one year, or both.

 (C) For purposes of this section, ‘tangible benefit’ includes:

 (1) a benefit relating to military service provided by the federal government or a state or local government;

 (2) employment or personal advancement;

 (3) financial remuneration;

 (4) an effect on the outcome of a criminal or civil court proceeding; or

 (5) an effect on an election which is presumed if the representation is made by a candidate for public office.”

**Time effective**

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

Ratified the 15th day of May, 2014.

Approved the 16th day of May, 2014.

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