**South Carolina General Assembly**

122nd Session, 2017-2018

**H. 3278**

**STATUS INFORMATION**

General Bill

Sponsors: Reps. Rutherford, Clyburn, Gilliard and King

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Introduced in the House on January 10, 2017

Introduced in the Senate on February 23, 2017

Last Amended on February 22, 2017

Currently residing in the Senate Committee on **Corrections and Penology**

Summary: Detention facilities

**HISTORY OF LEGISLATIVE ACTIONS**

Date Body Action Description with journal page number

12/15/2016 House Prefiled

12/15/2016 House Referred to Committee on **Judiciary**

1/10/2017 House Introduced and read first time ([House Journal‑page 147](file:///h:\hj\20170110.docx))

1/10/2017 House Referred to Committee on **Judiciary** ([House Journal‑page 147](file:///h:\hj\20170110.docx))

2/8/2017 House Committee report: Favorable with amendment **Judiciary** ([House Journal‑page 18](file:///h:\hj\20170208.docx))

2/14/2017 House Debate adjourned until Wed., 2‑15‑17 ([House Journal‑page 13](file:///h:\hj\20170214.docx))

2/16/2017 House Debate adjourned until Tues., 2‑21‑17 ([House Journal‑page 29](file:///h:\hj\20170216.docx))

2/21/2017 House Debate adjourned until Wed., 2‑2‑17 ([House Journal‑page 18](file:///h:\hj\20170221.docx))

2/22/2017 House Member(s) request name added as sponsor: Gilliard

2/22/2017 House Amended ([House Journal‑page 9](file:///h:\hj\20170222.docx))

2/22/2017 House Read second time ([House Journal‑page 9](file:///h:\hj\20170222.docx))

2/22/2017 House Roll call Yeas‑105 Nays‑0 ([House Journal‑page 9](file:///h:\hj\20170222.docx))

2/23/2017 House Read third time and sent to Senate ([House Journal‑page 5](file:///h:\hj\20170223.docx))

2/23/2017 Senate Introduced and read first time ([Senate Journal‑page 12](file:///h:\sj\20170223.docx))

2/23/2017 Senate Referred to Committee on **Corrections and Penology** ([Senate Journal‑page 12](file:///h:\sj\20170223.docx))

View the latest [legislative information](http://www.scstatehouse.gov/billsearch.php?billnumbers=3278&session=122&summary=B) at the website

**VERSIONS OF THIS BILL**

[12/15/2016](file:///p:\pprever\2017-18\3278_20161215.docx)

[2/8/2017](file:///p:\pprever\2017-18\3278_20170208.docx)

[2/22/2017](file:///p:\pprever\2017-18\3278_20170222.docx)

AMENDED

February 22, 2017

**H. 3278**

Introduced by Reps. Rutherford, Clyburn and Gilliard

S. Printed 2/22/17--H.

Read the first time January 10, 2017.

**A** **BILL**

TO AMEND THE CODE OF LAWS OF SOUTH CAROLINA, 1976, BY ADDING SECTION 24‑3‑980 SO AS TO PROVIDE THAT A STATE, COUNTY, OR MUNICIPAL DETENTION FACILITY SHALL NOT PROHIBIT AN IN‑PERSON MEETING BETWEEN AN INMATE AND HIS ATTORNEY.

Amend Title To Conform

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

SECTION 1. Article 9, Chapter 3, Title 24 of the 1976 Code is amended by adding:

“Section 24‑3‑980. (A) An inmate in a state, county, or municipal detention facility shall not be prohibited access to legal counsel when requested, provided such access does not jeopardize the security of the detention facility or prohibit the normal operations of the detention facility. In the event an in‑person meeting is requested between an inmate and legal counsel, the state, county, or municipal detention facility shall make a reasonable effort to accommodate the request, provided the meeting does not jeopardize the security of the detention facility or prohibit the normal operations of the detention facility.

(B) For the purposes of this section, an ‘in‑person meeting’ is a meeting that occurs when an inmate and legal counsel have been placed in the same room or general area with no continuous partition. The state, county, or municipal detention facility may provide general visual observation of the area in which the in‑person meeting occurs, but shall not provide audio or video supervision of the area so as to uphold the privileged nature of the inmate’s communications with legal counsel.”

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

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