AS PASSED BY THE SENATE

March 29, 2018

**S. 959**

Introduced by Senators Corbin, Hembree and Timmons

S. Printed 3/29/18--S. [SEC 4/3/18 1:12 PM]

Read the first time February 1, 2018.

**A** **BILL**

TO AMEND SECTION 16-11-770 OF THE 1976 CODE, RELATING TO ILLEGAL GRAFFITI VANDALISM, TO PROVIDE THAT, NOTWITHSTANDING THE PROVISIONS OF SECTIONS 22-3-540, 22-3-545, 22-3-550, AND 14-25-65, A FIRST OFFENSE MAY BE TRIED IN MAGISTRATES OR MUNICIPAL COURT.

Amend Title To Conform

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

SECTION 1. Section 16-11-770(B) of the 1976 Code is amended to read:

“(B) It is unlawful for a person to engage in the offense of illegal graffiti vandalism and, upon conviction, for a:

(1) first offense, is guilty of a misdemeanor and must be fined not more than one thousand dollars or imprisoned not ~~less~~ more than thirty days ~~nor more than ninety days~~;

(2) second offense, within ten years, is guilty of a misdemeanor and must be fined not more than two thousand five hundred dollars or imprisoned not more than one year; and

(3) third or subsequent offense within ten years of a first offense, is guilty of a misdemeanor and must be fined not more than three thousand dollars or imprisoned not more than three years.”

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

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