**A** **BILL**

TO AMEND SECTION 17‑3‑310, CODE OF LAWS OF SOUTH CAROLINA, 1976, RELATING TO THE CREATION OF THE COMMISSION ON INDIGENT DEFENSE, SO AS TO PROVIDE THAT THE COMMISSION SHALL MEET AT LEAST ANNUALLY WITH THE COMMISSION ON PROSECUTION COORDINATION; AND TO AMEND SECTION 17‑22‑1120, RELATING TO DIVERSION PROGRAM DATA AND REPORTING, SO AS TO PROVIDE ADDITIONAL REPORTING REQUIREMENTS.

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

SECTION 1. Section 17‑3‑310 of the 1976 Code is amended by adding an appropriately lettered subsection to read:

“( ) The commission shall meet with the Commission on Prosecution Coordination at least annually to collaborate on and discuss diversion programs, the performance of these programs, and improvements on the performance of these programs in reducing recidivism.”

SECTION 2. Section 17‑22‑1120(C) of the 1976 Code is amended to read:

“(C) Notwithstanding the provisions of Section 17‑22‑130, 17‑22‑360, 17‑22‑370, or 17‑22‑560, the Office of Pretrial Intervention Coordinator shall collect and make available for public inspection an annual report ~~on the numbers of individuals who apply for a diversion program, the number of individuals who begin a diversion program or treatment, the number of individuals who successfully complete a program or treatment within a twelve‑month period, the number of individuals who do not successfully complete a program or treatment within the same twelve‑month period, but who are still participating in the program or treatment, the number of individuals who did not complete the program within the twelve‑month period and who have been prosecuted for the offense committed, and the number of individuals with fees fully or partially waived for indigence~~ containing an explanation of the applicable laws including, but not limited to, any intent, findings, or purpose in the enabling acts, a list of the data being collected, an explanation of whether the data indicates the outcomes sought by the General Assembly are being achieved, and any other relevant data the coordinator considers necessary. The data collected and made available for public inspection ~~shall~~ must be listed by each county, by each program or treatment, and the offense originally committed, but ~~shall~~ may not contain any identifying information of the participant.”

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

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