~~Indicates Matter Stricken~~

Indicates New Matter

COMMITTEE REPORT

April 20, 2022

**H. 3788**

Introduced by Reps. G.M. Smith and Murphy

S. Printed 4/20/22--S.

Read the first time March 2, 2022.

**THE COMMITTEE ON JUDICIARY**

To whom was referred a Bill (H. 3788) to amend Section 1‑7‑920, Code of Laws of South Carolina, 1976, relating to the membership of the Commission on Prosecution Coordination, so as to add, etc., respectfully

**REPORT:**

That they have duly and carefully considered the same and recommend that the same do pass:

LUKE A. RANKIN for Committee.

**STATEMENT OF ESTIMATED FISCAL IMPACT**

**Explanation of Fiscal Impact**

**State Expenditure**

This bill requires that the Attorney General or his designee be included as a member of the Commission on Prosecution Coordination. The bill also removes the varying term limits of the initial solicitors’ appointees as the four year rotational term limits are in place.

The bill requires the Attorney General and the Commission on Prosecution Coordination to perform activities that will be conducted in the normal course of agency business. As a result, this bill will have no expenditure impact.

Frank A. Rainwater, Executive Director

Revenue and Fiscal Affairs Office

**A** **BILL**

TO AMEND SECTION 1‑7‑920, CODE OF LAWS OF SOUTH CAROLINA, 1976, RELATING TO THE MEMBERSHIP OF THE COMMISSION ON PROSECUTION COORDINATION, SO AS TO ADD THE ATTORNEY GENERAL FOR THE TERM FOR WHICH HE IS ELECTED OR HIS DESIGNEE TO THE MEMBERSHIP OF THE COMMISSION.

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

SECTION 1. Section 1‑7‑920 of the 1976 Code is amended to read:

“Section 1‑7‑920. The commission is composed of the following persons for terms as indicated:

(1) the Chairmen of the Senate and House Judiciary Committees for the terms for which they are elected or their legislative designees;

(2) the Attorney General for the term for which he is elected or his designee;

(3) the Chief of the South Carolina Law Enforcement Division for the term for which he is appointed;

~~(3)~~(4) the Director of the Department of Public Safety shall serve during the term for which he is appointed;

~~(4)~~(5) a Director of a Judicial Circuit Pretrial Intervention Program appointed by the Governor for a term of two years;

~~(5)~~(6) a Judicial Circuit Victim‑Witness Assistance Advocate appointed by the Governor for a term of two years;

~~(6)~~(7) five judicial circuit solicitors appointed by the Governor for a term of four years. ~~However, upon initial appointment, the Governor shall select one for a two‑year term, two for a three‑year term, and two for a four‑year term.~~ If a solicitor appointed to the commission is not re‑elected, a vacancy occurs and it must be filled pursuant to the provisions of Section 1‑7‑930.”

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

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