**South Carolina General Assembly**

125th Session, 2023-2024

**H. 3037**

**STATUS INFORMATION**

General Bill

Sponsors: Rep. Rutherford

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Introduced in the House on January 10, 2023

Currently residing in the House Committee on **Judiciary**

Summary: Courtesy summons

**HISTORY OF LEGISLATIVE ACTIONS**

 Date Body Action Description with journal page number

 12/8/2022 House Prefiled

 12/8/2022 House Referred to Committee on **Judiciary**

 1/10/2023 House Introduced and read first time (House Journal‑page 47)

 1/10/2023 House Referred to Committee on **Judiciary** (House Journal‑page 47)

View the latest  [legislative information](https://www.scstatehouse.gov/billsearch.php?billnumbers=3037&session=125&summary=B)  at the website

**VERSIONS OF THIS BILL**

[12/08/2022](https://www.scstatehouse.gov/sess125_2023-2024/prever/3037_20221208.docx)

A bill

to amend the South Carolina Code of Laws BY ADDING SECTION 17-23-168 SO AS TO PROVIDE THAT A COURTESY SUMMONS MUST BE ISSUED WHEN CHARGES ARE DISMISSED OR NOL PROSSED AFTER A PRELIMINARY HEARING WHEN A DEFENDANT IS SUBSEQUENTLY INDICTED BY A LOCAL OR STATE GRAND JURY FOR THE ORIGINAL OR SUBSTANTIALLY SIMILAR CHARGE OR CHARGES.

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

SECTION 1. Chapter 23, Title 17 of the S.C. Code is amended by adding:

 Section 17‑23‑168. After a preliminary hearing, if the charge or charges against a defendant are dismissed or nol prossed and the defendant is subsequently indicted by a local or state grand jury on the original or substantially similar charge or charges and an arrest warrant is sought, the court must issue a courtesy summons.

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

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