

Session 104 - (1981-1982)

S 0215 General Bill, By A.M. Sanders and H.C. Smith

Similar (S 0234, H 2520)

A Bill to amend the Code of Laws of South Carolina, 1976, as it relates to corrections, jails, probations, paroles and pardons, so as to change the name of the "Probation, Parole and Pardon Board" and the "Department of Probation, Parole and Pardon" to read "Parole and Community Corrections Board" and "Department of Parole and Community Corrections", respectively; to amend Section 24-21-10, as amended, of the 1976 Code, so as to increase board membership from seven to nine; to amend Chapter 21 of Title 24 of the 1976 Code, relating to probation, parole and pardons, by adding Sections 24-21-11, 24-21-12, 24-21-13 and 24-21-14, so as to provide for the removal, compensation and duties of the Probation, Parole and Pardon Board and for appointment of a Commissioner of Paroles and Pardons; to amend Section 24-21-30 of the 1976 Code, relating to meetings of the Probation, Parole and Pardon Board, so as to provide for three-member hearing panels and their authority; to amend Section 24-21-210, Section 24-21-220 and Section 24-21-230 of the 1976 Code, relating to supervisors of probation and parole, their duties, and appointment of probation officers and clerical assistants, so as to provide for an Executive Director of the Department of Probation, Parole and Pardon, for the Executive Director's general duties and for certain qualifying examinations of probation officers and clerical assistants; to amend Section 24-21-610, Section 24-21-620 and Section 24-21-640 of the 1976 Code, to add Section 24-21-635 of the 1976 Code and to repeal Section 17 of Act 496 of 1978, relating to prerequisites, reviews and other circumstances leading up to parole, so as to reduce the minimum confinement required prior to parole under certain circumstances, to provide for deductions of time for earned work credits for all offenders but not for good-behavior deductions, to provide for three-member panel reviews and hearing-officer reviews of prisoner cases and for provisional paroles, and for advance notice to prisoners of parole criteria; to further amend Chapter 21 of Title 24 of the 1976 Code by adding Section 24-21-645, so as to provide for orders of provisional parole, and by adding Sections 24-21-940, 24-21-950, 24-21-960, 24-21-970, 24-21-980, 24-21-990 and 24-21-1000, so as to define "pardon" and associated terms to provide guidelines regarding eligibility for pardon, to provide for reapplications upon denial of pardon, for special consideration due to terminal illness, for irrevocability of pardons, for restoration of civil rights and for appropriate certificates; to amend Title 24 of the 1976 Code, relating to corrections, jails, probations, paroles and pardons by adding Chapter 23, to provide for creation of a classification system for criminal offenses and for development of a plan to more fully use community-based resources to meet the rehabilitation needs and supervisory-control requirements of offenders, to increase the efficiency and effectiveness of probation/parole services at the state and local level, to provide for mandatory presentence investigations and for termination of probation supervision in certain cases, to provide for funding through assessments and fines against offenders, and to provide for utilization of a portion of the funds for victim assistance programs; to amend Chapter 13 of Title 24 of the 1976 Code relating to prisoners generally, by adding a new article to provide for implementation of a supervised furlough program; to amend Section 1 and Section 2 of Act 185 of 1977, relating to extended work release program, so as to make the programs available to offenders with records of violent or premeditated crimes; to direct the Department of Corrections to plan for establishment of additional work release centers; to amend the 1976 Code by adding Section 24-13-60, to provide for automatic screening of certain offenders for placement on work release or supervised furlough; to amend Section 56-5-2990 of the 1976 Code, relating suspension of driver's licenses for driving under the influence, to provide for mandatory rehabilitation treatment for offenders applying for restoration of driving privileges; to amend Section 56-1-1320 of the 1976 Code, relating to provisional driver's licenses for persons convicted of driving under the influence, so as to include drivers specified by Section 56-1-30; and to amend Section 56-1-1330, as amended, of the 1976 Code, relating to traffic safety schools, so as to compel applicants for provisional driver's licenses to complete recommended rehabilitation programs.

02/18/81 Senate Introduced and read first time SJ-5

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