

Session 114 - (2001-2002)

S 0479 General Bill, By Ryberg, Courson, Martin, Fair, Wilson, Peeler, Richardson and Hawkins

Summary: Lien provided on real, personal property of persons when report false crime or commit crime; Law Enforcement, Officers

A BILL TO AMEND ARTICLE 9, CHAPTER 35, TITLE 15, CODE OF LAWS OF SOUTH CAROLINA, 1976, RELATING TO LIENS AND JUDGMENTS AS CIVIL REMEDIES, BY ADDING SECTION 15-35-890 SO AS TO PROVIDE A LIEN ON REAL AND PERSONAL PROPERTY OF A PERSON WHO KNOWINGLY FALSELY REPORTS A CRIME TO LAW ENFORCEMENT THAT CAUSES A LAW ENFORCEMENT AGENCY TO EXPEND PUBLIC FUNDS FOR THE UTILIZATION OF SPECIALIZED EQUIPMENT WHICH WOULD NOT HAVE BEEN EXPENDED EXCEPT FOR THE FALSE REPORT, TO PROVIDE A LIEN ON THE REAL AND PERSONAL PROPERTY OF A PERSON WHO, THROUGH A CRIMINAL ACT, CAUSES A LAW ENFORCEMENT AGENCY TO EXPEND PUBLIC FUNDS FOR THE UTILIZATION OF SPECIALIZED EQUIPMENT DURING THE INVESTIGATION OF THE CRIMINAL ACT, TO PROVIDE THAT THE PRESIDING JUDGE MAY DETERMINE THE REIMBURSEMENT AMOUNT BASED ON A FEDERAL SCHEDULE AND MAY ORDER FULL OR PARTIAL REIMBURSEMENT, INCLUDING AN INDETERMINATE SENTENCE OF INCARCERATION OR PROBATION UNTIL REIMBURSEMENT IN FULL IS MADE, TO PROVIDE THE ATTORNEY GENERAL MAY BRING AN ACTION TO ENFORCE THIS LIEN, AND TO PROVIDE AN EXCEPTION TO EXECUTION ON THIS LIEN FOR THE PERSON'S HOMESTEAD.

03/22/01 Senate Introduced and read first time SJ-6

03/22/01 Senate Referred to Committee on Judiciary SJ-6