**South Carolina General Assembly**

120th Session, 2013-2014

**A78, R97, H3451**

**STATUS INFORMATION**

General Bill

Sponsors: Reps. Tallon, Cole, Forrester, Kennedy, Murphy, Pope, Rutherford and Weeks

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Introduced in the House on January 30, 2013

Introduced in the Senate on March 7, 2013

Last Amended on May 29, 2013

Passed by the General Assembly on June 4, 2013

Governor's Action: June 13, 2013, Signed

Summary: Uniform traffic ticket

**HISTORY OF LEGISLATIVE ACTIONS**

 Date Body Action Description with journal page number

 1/30/2013 House Introduced and read first time ([House Journal‑page 3](file:///h%3A%5CHJ%20Archive%5C2013%5C01-30-13.docx))

 1/30/2013 House Referred to Committee on **Judiciary** ([House Journal‑page 3](file:///h%3A%5CHJ%20Archive%5C2013%5C01-30-13.docx))

 2/27/2013 House Committee report: Favorable with amendment **Judiciary** ([House Journal‑page 80](file:///h%3A%5CHJ%20Archive%5C2013%5C02-27-13.docx))

 3/6/2013 House Amended ([House Journal‑page 50](file:///h%3A%5CHJ%20Archive%5C2013%5C03-06-13.docx))

 3/6/2013 House Read second time ([House Journal‑page 50](file:///h%3A%5CHJ%20Archive%5C2013%5C03-06-13.docx))

 3/6/2013 House Roll call Yeas‑114 Nays‑0 ([House Journal‑page 53](file:///h%3A%5CHJ%20Archive%5C2013%5C03-06-13.docx))

 3/7/2013 House Read third time and sent to Senate ([House Journal‑page 22](file:///h%3A%5CHJ%20Archive%5C2013%5C03-07-13.docx))

 3/7/2013 Senate Introduced and read first time ([Senate Journal‑page 11](file:///h%3A%5CSJ%20Archive%5C2013%5C03-07-13.docx))

 3/7/2013 Senate Referred to Committee on **Judiciary** ([Senate Journal‑page 11](file:///h%3A%5CSJ%20Archive%5C2013%5C03-07-13.docx))

 3/7/2013 Scrivener's error corrected

 4/23/2013 Senate Referred to Subcommittee: Thurmond (ch), McElveen, Turner

 5/23/2013 Senate Polled out of committee **Judiciary** ([Senate Journal‑page 9](file:///h%3A%5CSJ%20Archive%5C2013%5C05-23-13.docx))

 5/23/2013 Senate Committee report: Favorable **Judiciary** ([Senate Journal‑page 9](file:///h%3A%5CSJ%20Archive%5C2013%5C05-23-13.docx))

 5/29/2013 Senate Amended ([Senate Journal‑page 45](file:///h%3A%5CSJ%20Archive%5C2013%5C05-29-13.docx))

 5/29/2013 Senate Read second time ([Senate Journal‑page 45](file:///h%3A%5CSJ%20Archive%5C2013%5C05-29-13.docx))

 5/29/2013 Senate Roll call Ayes‑42 Nays‑0 ([Senate Journal‑page 45](file:///h%3A%5CSJ%20Archive%5C2013%5C05-29-13.docx))

 5/30/2013 Senate Read third time and returned to House with amendments ([Senate Journal‑page 16](file:///h%3A%5CSJ%20Archive%5C2013%5C05-30-13.docx))

 6/4/2013 House Concurred in Senate amendment and enrolled ([House Journal‑page 30](file:///h%3A%5CHJ%20Archive%5C2013%5C06-04-13.docx))

 6/4/2013 House Roll call Yeas‑102 Nays‑0 ([House Journal‑page 30](file:///h%3A%5CHJ%20Archive%5C2013%5C06-04-13.docx))

 6/11/2013 Ratified R 97

 6/13/2013 Signed By Governor

 6/20/2013 Effective date 06/13/13

 6/24/2013 Act No. 78

**VERSIONS OF THIS BILL**

[1/30/2013](file:///p%3A%5Cpprever%5C2013-14%5C3451_20130130.docx)

[2/27/2013](file:///p%3A%5Cpprever%5C2013-14%5C3451_20130227.docx)

[3/6/2013](file:///p%3A%5Cpprever%5C2013-14%5C3451_20130306.docx)

[3/7/2013](file:///p%3A%5Cpprever%5C2013-14%5C3451_20130307.docx)

[5/23/2013](file:///p%3A%5Cpprever%5C2013-14%5C3451_20130523.docx)

[5/29/2013](file:///p%3A%5Cpprever%5C2013-14%5C3451_20130529.docx)

(A78, R97, H3451)

**AN ACT TO AMEND SECTION 56‑7‑10, AS AMENDED, CODE OF LAWS OF SOUTH CAROLINA, 1976, RELATING TO THE OFFENSES THAT A PERSON MAY BE CHARGED ON A UNIFORM TRAFFIC TICKET, SO AS TO PROVIDE THAT THE OFFENSES OF SHOPLIFTING AND CRIMINAL DOMESTIC VIOLENCE FIRST OFFENSE AND SECOND OFFENSE MUST BE CHARGED ON A UNIFORM TRAFFIC TICKET, AND THAT A UNIFORM TRAFFIC TICKET MAY BE USED IN AN ARREST FOR CERTAIN MISDEMEANOR OFFENSES UNDER THE JURISDICTION OF THE MAGISTRATES COURT; AND TO AMEND SECTION 56-7-15, AS AMENDED, RELATING TO THE USE OF THE UNIFORM TRAFFIC TICKET BY A LAW ENFORCEMENT OFFICER TO MAKE AN ARREST, SO AS TO PROVIDE THAT THE OFFENSE MUST HAVE BEEN FRESHLY COMMITTED OR IS COMMITTED IN THE PRESENCE OF A LAW ENFORCEMENT OFFICER, AND TO PROVIDE THAT THIS PROVISION ALSO APPLIES TO THE ARREST OF A PERSON WHO IS CHARGED WITH SHOPLIFTING.**

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

**Uniform traffic ticket**

SECTION 1. Section 56‑7‑10 of the 1976 Code, as last amended by Act 68 of 2005, is further amended to read:

 “Section 56‑7‑10. (A) There will be a uniform traffic ticket used by all law enforcement officers in arrests for traffic offenses and for the following additional offenses:

 Offense Citation

 Interfering with Police Officer

 Serving Process Section 16‑5‑50

 Dumping Trash on

 Highway/Private Property Section 16‑11‑700

 Indecent Exposure Section 16‑15‑130

 Disorderly Conduct Section 16‑17‑530

 Damaging Highway Section 57‑7‑10

 Place Glass, Nails, Etc. on Highway Section 57‑7‑20

 Obstruction of Highway by

 Railroad Cars, Etc. Section 57‑7‑240

 Signs Permitted on Interstate Section 57‑25‑140

 Brown Bagging Section 61‑5‑20

 Drinking Liquors in Public Conveyance Section 61‑13‑360

 Poles Dragging on Highway Section 57‑7‑80

 Open Container Section 61‑9‑87

 Purchase or Possession of Beer or Wine

 by a Person Under Age Section 63‑19‑2440

 Purchase or Possession of Alcoholic

 Liquor by a Person

 Under Age Twenty‑One Section 63‑19‑2450

 Unlawful Possession and Consumption of

 Alcoholic Liquors Section 61‑5‑30

 Sale of Beer or Wine on Which Tax

 Has Not Been Paid Section 61‑9‑20

 Falsification of Age to Purchase

 Beer or Wine Section 61‑9‑50

 Unlawful Purchase of Beer or Wine for

 a Person Who Cannot Legally Buy Section 61‑9‑60

 Unlawful Sale or Purchase of Beer

 or Wine, Giving False

 Information as to Age, Buying Beer

 or Wine Unlawfully for Another Section 61‑9‑85

 Employment of a Person Under the

 Age of Twenty‑One as an Employee

 in Retail orWholesale or Manufacturing

 Liquor Business Section 61‑13‑340

 Failure to Remove Doors from

 Abandoned Refrigerators Section 16‑3‑1010

 Malicious Injury to Animals

 or Personal Property Section 16‑11‑510

 Timber, Logs, or Lumber Cutting,

 Removing, Transporting

 Without Permission, Valued at

 Less Than Fifty Dollars Section 16‑11‑580

 Littering Section 16‑11‑700

 Larceny of a Bicycle Valued at

 Less Than One Hundred Dollars Section 16‑13‑80

 Shoplifting Section 16‑13‑110

 Cock Fighting Section 16‑17‑650

 Ticket Scalping Section 16‑17‑710

 Criminal Domestic Violence,

 First Offense and Second Offense Section 16‑25‑20

 (B)(1) and (2)

 Glue Sniffing Section 44‑53‑1110

 Trespassing Section 16‑11‑755

 Trespassing Section 16‑11‑600

 Trespassing Section 16‑11‑610

 Trespassing Section 16‑11‑620

 Negligent Operation of Watercraft;

 Operation of Watercraft

 While Under Influence

 of Alcohol or Drugs Section 50‑21‑110

 Negligence of Boat Livery to Provide

 Proper Equipment and Registration Section 50‑21‑120

 Interference with Aids to Navigation or

 Regulatory Markers or Operation

 of Watercraft in Prohibited Area Section 50‑21‑170

 Operation of Watercraft Without

 a Certificate of Title Section 50‑23‑190

 Parking on private property

 without permission Section 16‑11‑760

 Certificate of Veterinary Inspection;

 Requirement for Out‑of‑State

 Livestock or Poultry Section 47‑4‑60

 Inhibition of Livestock Inspection Section 47‑4‑120

 Imported Swine Section 47‑6‑50

 Operating Equine Sales Facility

 or Livestock Market Without Permit Section 47‑11‑20

 Liability of Person Removing Livestock

 for Slaughter Section 47‑11‑120

 Notice to Disinfect Section 47‑13‑310

 Quarantine of Livestock or Poultry Section 47‑4‑70

 Unlawful for Horse to Enter State

 Unless Tested Section 47‑13‑1350

 Quarantine of Exposed Horses Section 47‑13‑1360

 Proof of Test Required for Public Assembly

 of Horses Section 47‑13‑1370

 False Certificates Section 47‑13‑1390

 Unlawful to Feed Garbage to Swine Section 47‑15‑20

 Notification Required from Certain

 Persons Disposing of Garbage Section 47‑15‑40

 Sale of Uninspected Meat and

 Meat Products Section 47‑17‑60

 Sale of Uninspected Poultry and

 Poultry Product Section 47‑19‑70

 (B) In addition to the offenses contained in subsection (A), a uniform traffic ticket may be used in an arrest for a misdemeanor offense within the jurisdiction of magistrates court that has been freshly committed or is committed in the presence of a law enforcement officer.

 (C) No other ticket may be used for these offenses. The service of the uniform traffic ticket shall vest all traffic, recorders’, and magistrates’ courts with jurisdiction to hear and to dispose of the charge for which the ticket was issued and served. This ticket will be designed by the department and approved by the Attorney General within thirty days of submission by the department. A law enforcement agency may utilize computers and other electronic devices to issue uniform traffic citations and store information resulting from the issuance of a traffic citation if this method of issuing a citation has been approved by the Department of Public Safety.”

**Uniform traffic ticket**

SECTION 2. Section 56‑7‑15 of the 1976 Code, as last amended by Act 166 of 2005, is further amended to read:

 “Section 56‑7‑15. (A) The uniform traffic ticket, established pursuant to the provisions of Section 56‑7‑10, may be used by law enforcement officers to arrest a person for an offense that has been freshly committed or is committed in the presence of a law enforcement officer if the punishment is within the jurisdiction of magistrates court and municipal court. A law enforcement agency processing an arrest made pursuant to this section must furnish the information to the State Law Enforcement Division as required in Chapter 3, Title 23.

 (B) An officer who effects an arrest, by use of a uniform traffic ticket, for a violation of Chapter 25, Title 16 or Section 16‑13‑110 shall complete and file an incident report immediately following the issuance of the uniform traffic ticket.”

**Time effective**

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

Ratified the 11th day of June, 2013.

Approved the 13th day of June, 2013.

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