**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:\HJ%20Archive\2013\01-30-13.docx))

1/30/2013 House Referred to Committee on **Judiciary** ([House Journal‑page 3](file:///h:\HJ%20Archive\2013\01-30-13.docx))

2/27/2013 House Committee report: Favorable with amendment **Judiciary** ([House Journal‑page 80](file:///h:\HJ%20Archive\2013\02-27-13.docx))

3/6/2013 House Amended ([House Journal‑page 50](file:///h:\HJ%20Archive\2013\03-06-13.docx))

3/6/2013 House Read second time ([House Journal‑page 50](file:///h:\HJ%20Archive\2013\03-06-13.docx))

3/6/2013 House Roll call Yeas‑114 Nays‑0 ([House Journal‑page 53](file:///h:\HJ%20Archive\2013\03-06-13.docx))

3/7/2013 House Read third time and sent to Senate ([House Journal‑page 22](file:///h:\HJ%20Archive\2013\03-07-13.docx))

3/7/2013 Senate Introduced and read first time ([Senate Journal‑page 11](file:///h:\SJ%20Archive\2013\03-07-13.docx))

3/7/2013 Senate Referred to Committee on **Judiciary** ([Senate Journal‑page 11](file:///h:\SJ%20Archive\2013\03-07-13.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:\SJ%20Archive\2013\05-23-13.docx))

5/23/2013 Senate Committee report: Favorable **Judiciary** ([Senate Journal‑page 9](file:///h:\SJ%20Archive\2013\05-23-13.docx))

5/29/2013 Senate Amended ([Senate Journal‑page 45](file:///h:\SJ%20Archive\2013\05-29-13.docx))

5/29/2013 Senate Read second time ([Senate Journal‑page 45](file:///h:\SJ%20Archive\2013\05-29-13.docx))

5/29/2013 Senate Roll call Ayes‑42 Nays‑0 ([Senate Journal‑page 45](file:///h:\SJ%20Archive\2013\05-29-13.docx))

5/30/2013 Senate Read third time and returned to House with amendments ([Senate Journal‑page 16](file:///h:\SJ%20Archive\2013\05-30-13.docx))

6/4/2013 House Concurred in Senate amendment and enrolled ([House Journal‑page 30](file:///h:\HJ%20Archive\2013\06-04-13.docx))

6/4/2013 House Roll call Yeas‑102 Nays‑0 ([House Journal‑page 30](file:///h:\HJ%20Archive\2013\06-04-13.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:\pprever\2013-14\3451_20130130.docx)

[2/27/2013](file:///p:\pprever\2013-14\3451_20130227.docx)

[3/6/2013](file:///p:\pprever\2013-14\3451_20130306.docx)

[3/7/2013](file:///p:\pprever\2013-14\3451_20130307.docx)

[5/23/2013](file:///p:\pprever\2013-14\3451_20130523.docx)

[5/29/2013](file:///p:\pprever\2013-14\3451_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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