

Session 116 - (2005-2006)

H 3088 General Bill, By Harrison, Mahaffey and W.D. Smith

Summary: Provisions for the court to correct reduction of sentence

A BILL TO AMEND THE CODE OF LAWS OF SOUTH CAROLINA, 1976, BY ADDING SECTION 17-25-65 SO AS TO PROVIDE THAT THE COURT MAY CORRECT, WITHIN SEVEN DAYS OF SENTENCING, A SENTENCE THAT RESULTED FROM ARITHMETICAL, TECHNICAL, OR OTHER CLEAR ERROR, AND TO PROVIDE THAT UPON MOTION OF THE STATE, A COURT MAY REDUCE A SENTENCE WHEN A DEFENDANT, AFTER SENTENCING, PROVIDES SUBSTANTIAL ASSISTANCE IN THE INVESTIGATION OR PROSECUTION OF ANOTHER PERSON AND TO PROVIDE THE COURT MAY REDUCE A SENTENCE BELOW THE MINIMUM SENTENCE SET BY LAW WHEN THE DEFENDANT PROVIDES SUBSTANTIAL ASSISTANCE AFTER SENTENCING.

12/08/04 House Prefiled

12/08/04 House Referred to Committee on Judiciary

01/11/05 House Introduced and read first time HJ-76

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01/25/05 House Member(s) request name added as sponsor: W.D.Smith