

## Session 119 - (2011-2012)

**H 3291 General Bill, By Cooper, Pitts, Clemmons, Viers, Whitmire, Gambrell, Pinson, Lucas, G.M. Smith, Young, Crawford, Huggins, Hixon, Bingham, Henderson, Owens, G.R. Smith, Patrick, Allison, Forrester, Parker, Tallon, Cole, Brannon, Chumley, Loftis, Bowen, Hiott, Sandifer, White, Brady, Erickson, Murphy, Harrell, McCoy, Long and Barfield Similar (H 4007)**

**Summary:** S.C. Department of Law Enforcement and Public Safety

A BILL TO AMEND THE CODE OF LAWS OF SOUTH CAROLINA, 1976, BY ADDING CHAPTER 2 TO TITLE 23 SO AS TO CREATE THE SOUTH CAROLINA DEPARTMENT OF LAW ENFORCEMENT AND PUBLIC SAFETY; TO AMEND SECTION 1-3-240, AS AMENDED, RELATING TO THE REMOVAL OF CERTAIN STATE OFFICERS BY THE GOVERNOR, SO AS TO DELETE THE TERM THE DIRECTOR OF THE DEPARTMENT OF PUBLIC SAFETY AND REPLACE IT WITH THE TERM DIRECTOR OF THE DEPARTMENT OF LAW ENFORCEMENT AND PUBLIC SAFETY; TO AMEND SECTION 1-7-920, RELATING TO THE MEMBERS OF THE COMMISSION ON PROSECUTION COORDINATION, SO AS TO DELETE THE TERM "DIRECTOR OF THE DEPARTMENT OF PUBLIC SAFETY" AND REPLACE IT WITH THE TERM "DIRECTOR OF THE DEPARTMENT OF LAW ENFORCEMENT AND PUBLIC SAFETY"; TO AMEND SECTION 1-30-10, RELATING TO THE DEPARTMENTS OF STATE GOVERNMENT, SO AS TO DELETE THE TERM "DEPARTMENT OF PUBLIC SAFETY" AND REPLACE IT WITH THE TERM "DEPARTMENT OF LAW ENFORCEMENT AND PUBLIC SAFETY"; TO AMEND SECTION 1-30-90, RELATING TO THE DEPARTMENT OF PUBLIC SAFETY, SO AS TO SUBSTITUTE THE TERM "DIVISION OF PUBLIC SAFETY" FOR THE TERM "DEPARTMENT OF PUBLIC SAFETY", TO AMEND SECTION 2-13-240, AS AMENDED, RELATING TO THE DISTRIBUTION OF THE CODE OF LAWS OF SOUTH CAROLINA TO VARIOUS ENTITIES, SO AS TO DELETE THE TERM "DEPARTMENT OF PUBLIC SAFETY" AND REPLACE IT WITH THE TERM "DEPARTMENT OF LAW ENFORCEMENT AND PUBLIC SAFETY"; TO AMEND SECTIONS 5-3-90, 5-7-110, 9-11-180, AS AMENDED, 10-11-80, AS AMENDED, 11-35-710, AS AMENDED, 12-28-1910, AS AMENDED, 12-28-2325, 12-45-70, AS AMENDED, 13-7-70, AS AMENDED, 13-7-160, AS AMENDED, 14-1-206, AS AMENDED, 14-1-207, AS AMENDED, 14-1-208, AS AMENDED, 14-1-212, 16-3-1410, AS AMENDED, 17-5-130, 17-22-350, AND 23-1-230, RELATING TO THE SCOPE OF THE PROVISIONS THAT PROVIDE FOR THE STRUCTURE, ORGANIZATION, POWERS, AND DUTIES OF MUNICIPAL GOVERNMENTS, THE DEPARTMENT OF PUBLIC SAFETY'S CONTRIBUTIONS INTO THE STATE RETIREMENT SYSTEM ON BEHALF OF ACTIVE HIGHWAY PATROL MEMBER EMPLOYEES, PARKING ON CERTAIN STATE PARKING LOTS, STATE PROCUREMENT CODE EXEMPTIONS, THE INSPECTION OF FUEL AND SHIPPING PAPERS, LAW ENFORCEMENT ASSISTANCE PROVIDED TO THE DEPARTMENT OF REVENUE BY THE DEPARTMENT OF PUBLIC SAFETY, PAYING TAXES AND THE DELEGATION OF COLLECTION OF TAXES, RULES AND REGULATIONS REGARDING THE TRANSPORTATION OF MATERIALS, REGULATIONS RELATING TO THE TRANSPORTATION OF NUCLEAR MATERIALS, COURT ASSESSMENTS AND SURCHARGES, VICTIM ASSISTANCE SERVICES, QUALIFICATIONS AND AGE REQUIREMENTS FOR CORONERS, TRAFFIC EDUCATION PROGRAM FEES, AND THE FIRST RESPONDERS ADVISORY COMMITTEE, ALL SO AS TO DELETE THE TERM "DEPARTMENT OF PUBLIC SAFETY" AND REPLACE IT WITH THE TERM "DEPARTMENT OF LAW ENFORCEMENT AND PUBLIC SAFETY"; TO AMEND CHAPTER 6, TITLE 23, RELATING TO THE ESTABLISHMENT OF THE DEPARTMENT OF PUBLIC SAFETY, SO AS TO REESTABLISH IT AS A DIVISION OF SLED; TO AMEND SECTIONS 23-23-30, AS AMENDED, 23-25-20, 24-5-340, 36-9-410, 38-55-530, AS AMENDED, 38-55-570, AS AMENDED, 38-73-470, AS AMENDED, 38-77-1120, 39-9-230, AS AMENDED, 43-5-1250, AS AMENDED, 44-4-130, AS AMENDED, 54-17-60, 56-1-286, AS AMENDED, 56-1-460, AS AMENDED, 56-1-1320, 56-1-1760, 56-1-2220, 56-1-2230, 56-3-662, 56-3-663, AS AMENDED, 56-3-840, AS AMENDED, 56-5-330, 56-5-380, 56-5-765, 56-5-1270, 56-5-1300, 56-5-1320, 56-5-1330, 56-5-1340, 56-5-1350, 56-5-1520, 56-5-2930, AS AMENDED, 56-5-2933, AS AMENDED, 56-5-2945, AS AMENDED, 56-5-2951, AS AMENDED, 56-5-2953, AS AMENDED, 56-5-3660, 56-5-3670, 56-5-3680, 56-5-3690, 56-5-3900, 56-5-4030, 56-5-4035, 56-5-4070, 56-5-4075, 56-5-4140, AS AMENDED, 56-5-4160, AS AMENDED, 56-5-4170, 56-5-4840, 56-5-4880, 56-5-4970, 56-5-5015, 56-5-5080, 56-5-5120, 56-5-5140, 56-5-5810, AS AMENDED, 56-5-5870, 56-5-5880, 56-5-6170, 56-5-6525, AS AMENDED, 56-5-6560, 56-5-6565, 56-7-10, 56-7-12, 56-7-30, AS AMENDED, 56-9-350, 56-10-45, 56-10-552, 56-11-20, 56-11-40, 56-15-420, 56-19-420, AS AMENDED, 56-35-50, 57-3-180, 58-23-50, AS AMENDED, 58-23-1120, AS AMENDED, 59-67-20, 59-67-260, 59-67-570, 61-6-2900, 61-6-4250, 61-6-4290, 63-19-1860, 63-19-1880, RELATING TO THE SOUTH CAROLINA LAW ENFORCEMENT TRAINING COUNCIL, THE SOUTH CAROLINA LAW ENFORCEMENT OFFICERS HALL OF FAME COMMITTEE, RESERVE DETENTION OFFICERS, UNLAWFUL SALE OR DISPOSAL OF PERSONAL PROPERTY SUBJECT TO A SECURITY INTEREST, INSURANCE FRAUD AND REPORTING IMMUNITY, THE DISPOSITION OF UNINSURED MOTOR PREMIUMS, MOTOR VEHICLE THEFT AND MOTOR VEHICLE INSURANCE FRAUD-REPORTING IMMUNITY ACT, THE IMPLEMENTATION OF THE METRIC SYSTEM, THE STATEWIDE NETWORK OF MASS TRANSIT SYSTEMS, THE

EMERGENCY HEALTH POWERS ACT, ACCOUNT BALANCES RELATING TO HUNTING AND FISHING LICENSES, ACTIVITIES OF THE MARITIME SECURITY COMMISSION AND THE NAVAL MILITIA, MOTOR VEHICLE DRIVER'S LICENSES, THE REGISTRATION AND LICENSING OF MOTOR VEHICLES, THE REGULATION OF TRAFFIC TRAVELING ALONG THE STATE'S HIGHWAYS, THE ISSUANCE OF TRAFFIC TICKETS, VERIFICATION OF MOTOR VEHICLE INSURANCE, THE CONFISCATION OF REGISTRATION CERTIFICATES AND LICENSE PLATES, THE UNINSURED ENFORCEMENT FUND, THE ROAD TAX ON MOTOR CARRIERS, THE PROMULGATION OF REGULATIONS RELATING TO MOTOR VEHICLE DEALER AND WHOLESALER LICENSES, MOTOR VEHICLE CERTIFICATES OF TITLE, DIESEL IDLING RESTRICTIONS, PERMITS ISSUED BY THE DEPARTMENT OF TRANSPORTATION, MOTOR VEHICLE CARRIERS, THE TRANSPORTATION OF SCHOOL CHILDREN, THE ALCOHOLIC BEVERAGE CONTROL ACT, THE CONDITIONAL RELEASE OF A JUVENILE, AND THE APPOINTMENT OF JUVENILE PROBATION COUNSELORS, ALL SO AS TO DELETE THE TERM "DEPARTMENT OF PUBLIC SAFETY" AND REPLACE IT WITH THE TERM "DEPARTMENT OF LAW ENFORCEMENT AND PUBLIC SAFETY", OR "DIVISION OF PUBLIC SAFETY"; TO AMEND CHAPTER 21, TITLE 24, RELATING TO THE CREATION AND OPERATION OF THE DEPARTMENT OF PROBATION, PAROLE AND PARDON SERVICES AND THE BOARD OF PROBATION, PAROLE AND PARDON SERVICES, SO AS TO TRANSFER ALL FUNCTIONS, POWERS, DUTIES, RESPONSIBILITIES AND AUTHORITY STATUTORILY EXERCISED BY THE DEPARTMENT OF PROBATION, PAROLE AND PARDON SERVICES TO THE DEPARTMENT OF LAW ENFORCEMENT AND PUBLIC SAFETY; TO AMEND SECTION 23-3-10, 23-3-680, AND 23-3-690, RELATING TO THE CREATION OF SLED, SO AS TO PROVIDE THAT ITS DUTIES AND FUNCTIONS ARE TRANSFERRED TO THE DEPARTMENT OF LAW ENFORCEMENT AND PUBLIC SAFETY; BY ADDING ARTICLE 7 TO CHAPTER 6, TITLE 23 SO AS TO CREATE THE NATURAL RESOURCES ENFORCEMENT DIVISION WITHIN THE DEPARTMENT OF LAW ENFORCEMENT AND PUBLIC SAFETY; TO AMEND SECTION 23-6-30, RELATING TO THE DUTIES OF THE DEPARTMENT OF PUBLIC SAFETY, SO AS TO GIVE IT JURISDICTION TO ENFORCE THE LAWS REGARDING BIRDS AND FISHERIES; AND TO REPEAL SECTIONS 50-3-110, 50-3-120, 50-3-130, 50-3-140, 50-3-150, 50-3-160, 50-3-310, 50-3-315, 50-3-316, 50-3-320, 50-3-330, 50-3-340, 50-3-350, 50-3-370, 50-3-380, 50-3-390, 50-3-395, 50-3-396, 50-3-400, 50-3-410, AND 50-3-420 ALL RELATING TO THE NATURAL RESOURCES ENFORCEMENT DIVISION.

01/12/11 House Introduced and read first time (House Journal-page 20)

01/12/11 House Referred to Committee on Judiciary (House Journal-page 24)

01/18/11 House Member(s) request name added as sponsor: Clemons, Viers, Whitmire, Gambrell, Pinson, Lucas, G.M.Smith, Young, Crawford, Huggins, Hixon

01/26/11 House Member(s) request name added as sponsor: Bingham, Henderson, Owens, G.R.Smith, Patrick, Allison, Forrester, Parker, Tallon, Cole, Brannon, Chumley, Loftis, Bowen, Hiott, Sandifer, White, Brady, Erickson, Murphy, Harrell, McCoy, Long, Loftis, Barfield