

Session 121 - (2015-2016)

H*3545 (Rat #0159, Act #0154 of 2016) General Bill, By Gambrell, Weeks, Bedingfield, V.S. Moss, Clemons, Forrester, Gagnon, D.C. Moss, Pitts, Riley, G.M. Smith, G.R. Smith, White and Yow

Summary: Arson

AN ACT TO AMEND THE "OMNIBUS CRIME REDUCTION AND SENTENCING REFORM ACT OF 2010", CODE OF LAWS OF SOUTH CAROLINA, 1976, TO AMEND SECTION 16-11-110, RELATING TO ARSON, SO AS TO RESTRUCTURE THE ELEMENTS OF THE DEGREES OF ARSON; TO AMEND SECTION 16-23-500, RELATING TO THE UNLAWFUL POSSESSION OF A FIREARM OR AMMUNITION BY A PERSON CONVICTED OF A VIOLENT CRIME CLASSIFIED AS A FELONY, SO AS TO PROVIDE PROCEDURES FOR THE RETURN OF FIREARMS OR AMMUNITION TO AN INNOCENT OWNER UNDER CERTAIN CIRCUMSTANCES; TO AMEND SECTION 22-3-560, AS AMENDED, RELATING TO THE ABILITY OF MAGISTRATES TO PUNISH BREACHES OF THE PEACE, SO AS TO PROVIDE THAT MAGISTRATES MAY PUNISH BREACHES OF THE PEACE BY A FINE NOT EXCEEDING FIVE HUNDRED DOLLARS OR IMPRISONMENT FOR A TERM NOT EXCEEDING THIRTY DAYS, OR BOTH; TO AMEND SECTION 24-19-10, AS AMENDED, RELATING TO THE DEFINITION OF "YOUTHFUL OFFENDER", SO AS TO PROVIDE THAT IF THE OFFENDER COMMITTED BURGLARY IN THE SECOND DEGREE PURSUANT TO SECTION 16-11-312(B), THE OFFENDER MUST RECEIVE AND SERVE A MINIMUM SENTENCE OF AT LEAST THREE YEARS, NO PART OF WHICH MAY BE SUSPENDED, AND THE PERSON IS NOT ELIGIBLE FOR CONDITIONAL RELEASE UNTIL THE PERSON HAS SERVED THE THREE-YEAR MINIMUM SENTENCE; TO AMEND SECTIONS 24-21-5 AND 24-21-100, RELATING TO ADMINISTRATIVE MONITORING BY THE DEPARTMENT OF PROBATION, PAROLE AND PARDON SERVICES, BOTH SO AS TO PROVIDE THE PROCEDURES THE DEPARTMENT SHALL FOLLOW WHEN NOTIFYING PERSONS UNDER ADMINISTRATIVE MONITORING; TO AMEND SECTION 24-21-280, AS AMENDED, RELATING TO COMPLIANCE CREDITS OF PERSONS UNDER THE SUPERVISION OF THE DEPARTMENT OF PROBATION, PAROLE AND PARDON SERVICES, SO AS TO PROVIDE THAT AN INDIVIDUAL MAY EARN UP TO TWENTY DAYS OF COMPLIANCE CREDITS FOR EACH THIRTY-DAY PERIOD IN WHICH THE DEPARTMENT DETERMINES THAT THE INDIVIDUAL HAS SUBSTANTIALLY FULFILLED ALL OF THE CONDITIONS OF SUPERVISION; TO AMEND SECTIONS 44-53-370 AND 44-53-375, BOTH AS AMENDED, RELATING TO CONTROLLED SUBSTANCE OFFENSES, BOTH SO AS TO REMOVE CERTAIN PROVISIONS PERTAINING TO PRIOR AND SUBSEQUENT CONTROLLED SUBSTANCE CONVICTIONS; TO AMEND SECTION 44-53-470, AS AMENDED, RELATING TO WHEN A CONTROLLED SUBSTANCE OFFENSE IS CONSIDERED A SECOND OR SUBSEQUENT OFFENSE, SO AS TO PROVIDE THAT A CONVICTION FOR TRAFFICKING IN CONTROLLED SUBSTANCES MUST BE CONSIDERED A PRIOR OFFENSE FOR PURPOSES OF ANY CONTROLLED SUBSTANCE PROSECUTION; AND TO AMEND SECTION 56-1-396, RELATING TO THE DRIVER'S LICENSE SUSPENSION AMNESTY PERIOD, SO AS TO PROVIDE THAT QUALIFYING SUSPENSIONS DO NOT INCLUDE SUSPENSIONS PURSUANT TO SECTION 56-5-2990 OR 56-5-2945, AND DO NOT INCLUDE SUSPENSIONS PURSUANT TO SECTION 56-1-460 IF THE PERSON DRIVES A MOTOR VEHICLE WHEN THE PERSON'S LICENSE HAS BEEN SUSPENDED OR REVOKED PURSUANT TO SECTION 56-5-2990 OR 56-5-2945. - ratified title

02/10/15	House	Introduced and read first time (House Journal-page 8)
02/10/15	House	Referred to Committee on Judiciary (House Journal-page 8)
03/05/15	House	Member(s) request name added as sponsor: Yow
03/18/15	House	Committee report: Favorable with amendment Judiciary (House Journal-page 35)
03/19/15		Scrivener's error corrected
03/24/15	House	Amended (House Journal-page 30)
03/24/15	House	Read second time (House Journal-page 30)
03/24/15	House	Roll call Yeas-108 Nays-0 (House Journal-page 30)
03/25/15	House	Read third time and sent to Senate (House Journal-page 13)
03/25/15		Scrivener's error corrected
03/25/15	Senate	Introduced and read first time (Senate Journal-page 9)
03/25/15	Senate	Referred to Committee on Judiciary (Senate Journal-page 9)
04/07/15	Senate	Referred to Subcommittee: Malloy (ch), Campsen, Hembree
05/27/15	Senate	Polled out of committee Judiciary (Senate Journal-page 35)
05/27/15	Senate	Committee report: Favorable Judiciary (Senate Journal-page 35)
06/02/15	Senate	Amended (Senate Journal-page 27)
06/02/15	Senate	Read second time (Senate Journal-page 27)
06/02/15	Senate	Roll call Ayes-40 Nays-0 (Senate Journal-page 27)

06/03/15 Senate Read third time and returned to House with amendments (Senate Journal-page 20)
06/04/15 House Non-concurrence in Senate amendment (House Journal-page 19)
06/04/15 House Roll call Yeas-0 Nays-108 (House Journal-page 19)
06/04/15 Senate Senate insists upon amendment and conference committee appointed Malloy, Massey, Thurmond (Senate Journal-page 30)
06/04/15 House Conference committee appointed Gambrell, Weeks, Murphy (House Journal-page 53)
03/15/16 Senate Conference report received and adopted (Senate Journal-page 14)
03/15/16 Senate Roll call Ayes-34 Nays-0 (Senate Journal-page 14)
03/16/16 House Conference report received and adopted (House Journal-page 15)
03/16/16 House Roll call Yeas-100 Nays-0 (House Journal-page 26)
03/16/16 House Ordered enrolled for ratification (House Journal-page 27)
04/19/16 Ratified R 159
04/21/16 Signed By Governor
04/27/16 Effective date 04/21/16
05/02/16 Act No. 154