

Session 120 - (2013-2014)

H 4790 General Bill, By Allison, Felder, Cole, Forrester, Henderson, Nanney, Tallon and Wood

Summary: Criminal Domestic Violence

A BILL TO AMEND SECTION 16-25-120, CODE OF LAWS OF SOUTH CAROLINA, 1976, RELATING TO THE RELEASE OF A PERSON ON BOND WHO IS CHARGED WITH A VIOLENT OFFENSE, SO AS TO ALLOW AN ALLEGED VICTIM TO PETITION THE COURT FOR AN ORDER OF PROTECTION AT THE HEARING IN THE EVENT THAT THE COURT RELEASES THE PERSON CHARGED WITH THE VIOLENT CRIME ON BOND; TO AMEND SECTION 20-4-20, RELATING TO DEFINITIONS PROVIDED FOR IN THE PROTECTION FROM DOMESTIC ABUSE ACT, SO AS TO CHANGE THE DEFINITION OF "COURT" TO INCLUDE MAGISTRATE AND MUNICIPAL COURTS DURING CERTAIN TIMES AND COURTS THAT CONDUCT THE BOND HEARING; TO AMEND SECTION 20-4-30, RELATING TO JURISDICTION OVER A PETITION FOR ISSUANCE OF AN ORDER OF PROTECTION IN DOMESTIC VIOLENCE ACTIONS, SO AS ALSO TO GIVE JURISDICTION TO COURTS CONDUCTING BOND HEARINGS AND MUNICIPAL COURTS IN CERTAIN CIRCUMSTANCES AND TO ALLOW A PETITION TO BE FILED AT THE BOND HEARING; TO AMEND SECTION 20-4-40, RELATING TO A PETITION FOR AN ORDER OF PROTECTION IN DOMESTIC VIOLENCE ACTIONS, SO AS TO ALLOW THE PETITION TO BE FILED AT THE BOND HEARING; TO AMEND SECTION 22-5-530, RELATING TO THE RIGHT OF A PERSON CHARGED WITH VIOLATION OF A LAW TO BE HEARD IN A MAGISTRATE OR MUNICIPAL COURT TO DEPOSIT MONEY INSTEAD OF ENTERING INTO RECOGNIZANCE, SO AS TO PROHIBIT A PERSON CHARGED WITH CRIMINAL DOMESTIC VIOLENCE FROM DEPOSITING MONEY IN LIEU OF PERSONAL RECOGNIZANCE.

02/26/14 House Introduced and read first time (House Journal-page 58)

02/26/14 House Referred to Committee on Judiciary (House Journal-page 58)