

## Session 117 - (2007-2008)

### **S\*0577 (Rat #0403, Act #0346 of 2008) General Bill, By Sheheen**

**Summary:** Jurisdiction of magistrates

AN ACT TO AMEND SECTION 22-3-560, CODE OF LAWS OF SOUTH CAROLINA, 1976, RELATING TO JURISDICTION AND PROCEDURE IN MAGISTRATES COURTS IN ASSAULT AND BATTERY AND OTHER BREACH OF THE PEACE OFFENSES, SO AS TO INCREASE THE MAGISTRATES COURTS' JURISDICTION FOR ALL ASSAULT AND BATTERY OFFENSES AGAINST SPORTS OFFICIALS AND COACHES TO PROVIDE FOR A FINE NOT EXCEEDING ONE THOUSAND DOLLARS OR IMPRISONMENT FOR A TERM NOT EXCEEDING SIXTY DAYS, OR BOTH; BY ADDING SECTION 17-15-90 SO AS TO CREATE THE OFFENSE OF WILFUL FAILURE TO APPEAR AND PROVIDE PENALTIES BASED ON THE UNDERLYING CHARGE; TO AMEND SECTION 38-53-50, RELATING TO SURETY RELIEVED ON BOND AND SURRENDER OF A DEFENDANT, SO AS TO PROVIDE PROCEDURES WHEN A BENCH WARRANT MAY BE ISSUED FOR ARREST OF A DEFENDANT AND TO PROVIDE THAT NONPAYMENT OF FEES ALONE DOES NOT WARRANT IMMEDIATE INCARCERATION OF THE DEFENDANT; TO AMEND SECTION 38-53-70, AS AMENDED, RELATING TO THE ISSUANCE OF A BENCH WARRANT AND THE REMISSION OF JUDGMENT, SO AS TO INCREASE THE PERIOD OF TIME BEFORE THE BOND IS FORFEITED FOR FAILURE TO APPEAR FROM THIRTY TO NINETY DAYS FROM THE ISSUANCE OF THE BENCH WARRANT AND TO PROVIDE THAT THE BENCH WARRANT MUST BE AVAILABLE FOR PICKUP BY THE SURETY WITHIN SEVEN DAYS OF ISSUANCE; AND TO AMEND SECTION 22-5-110, RELATING TO MAGISTRATES' POWERS TO CAUSE THE ARREST OF CERTAIN OFFENDERS, SO AS TO REQUIRE THE ISSUANCE OF A COURTESY SUMMONS TO PERSONS CHARGED WITH A MISDEMEANOR OFFENSE REQUIRING A WARRANT SIGNED BY NONLAW ENFORCEMENT PERSONNEL. - ratified title

<b>03/14/07</b>	<b>Senate</b>	<b>Introduced and read first time SJ-8</b>
<b>03/14/07</b>	<b>Senate</b>	<b>Referred to Committee on Judiciary SJ-8</b>
<b>04/03/07</b>	<b>Senate</b>	<b>Referred to Subcommittee: Hawkins (ch), Sheheen, Lourie, Vaughn</b>
<b>03/05/08</b>	<b>Senate</b>	<b>Committee report: Favorable Judiciary SJ-12</b>
<b>03/06/08</b>	<b>Senate</b>	<b>Read second time SJ-5</b>
<b>03/06/08</b>		<b>Scrivener's error corrected</b>
<b>03/12/08</b>	<b>Senate</b>	<b>Read third time and sent to House SJ-21</b>
<b>03/13/08</b>	<b>House</b>	<b>Introduced and read first time HJ-20</b>
<b>03/13/08</b>	<b>House</b>	<b>Referred to Committee on Judiciary HJ-20</b>
<b>05/21/08</b>	<b>House</b>	<b>Committee report: Favorable Judiciary HJ-208</b>
<b>05/28/08</b>	<b>House</b>	<b>Amended HJ-50</b>
<b>05/28/08</b>	<b>House</b>	<b>Read second time HJ-53</b>
<b>05/29/08</b>	<b>House</b>	<b>Read third time and returned to Senate with amendments HJ-10</b>
<b>06/03/08</b>	<b>Senate</b>	<b>House amendment amended SJ-56</b>
<b>06/03/08</b>	<b>Senate</b>	<b>Returned to House with amendments SJ-56</b>
<b>06/05/08</b>	<b>House</b>	<b>Non-concurrence in Senate amendment HJ-65</b>
<b>06/05/08</b>	<b>Senate</b>	<b>Recedes from Senate amendment SJ-35</b>
<b>06/05/08</b>	<b>House</b>	<b>Ordered enrolled for ratification HJ-192</b>
<b>06/10/08</b>		<b>Ratified R 403</b>
<b>06/16/08</b>		<b>Vetoed by Governor</b>
<b>06/25/08</b>	<b>Senate</b>	<b>Veto overridden by originating body Yeas-32 Nays-6</b>
<b>06/25/08</b>	<b>House</b>	<b>Veto overridden Yeas-87 Nays-17</b>
<b>06/30/08</b>		<b>Copies available</b>
<b>06/30/08</b>		<b>Effective date 06/25/08</b>
<b>07/11/08</b>		<b>Act No. 346</b>