

Session 109 - (1991-1992)

H*3582 (Rat #0634, Act #0499 of 1992) General Bill, By L.M. Martin and Elliott

A Bill to amend Section 17-22-30, Code of Laws of South Carolina, 1976, relating to pretrial intervention programs established by circuit solicitors, so as to provide that the South Carolina Commission on Prosecution Coordination shall oversee administrative procedures for these programs; to amend Section 17-22-40, relating to the Office of Pretrial Intervention Coordinator, so as to transfer this office from the Attorney General's office to the Commission on Prosecution Coordination and to provide that the Coordinator must be employed by the Commission on Prosecution Coordination; to amend Section 17-22-50, relating to persons not eligible for pretrial intervention, so as to further provide for those offenses which make persons ineligible for pretrial intervention and for a determination that the provisions of this Section do not apply; to add Section 17-22-55 so as to further provide for conditions of admission to pretrial for those persons charged with fish or game offenses which do not disqualify them for intervention; to amend Section 17-22-60, relating to certain standards and conditions appropriate for pretrial intervention, so as to clarify that intervention is appropriate if the offender has not previously been accepted in a pretrial intervention program; to amend Sections 17-22-70 and 17-22-80, relating to admission to a pretrial intervention program, so as to further provide for such admission; to amend Section 17-22-100, relating to the time for application to an intervention program, so as to revise this time and the manner in which this time may be waived, and to provide for preliminary approval for pretrial; to amend Section 17-22-110, as amended, relating to fees for application and acceptance, so as to change the term "acceptance fee" to the term "participation fee" and further provide for persons who shall pay pretrial fees; to amend Section 17-22-120, relating to alcohol and drug abuse services for offenders in an intervention program, so as to provide that no services may be denied due to an offender's inability to pay; to amend Section 17-22-130, relating to reports and identification as to offenders accepted for intervention, so as to further provide for the retention of these records and reports and for those persons authorized to receive certain information in regard to intervention; to amend Section 17-22-150, relating to disposition of charges against offenders accepted for intervention, so as to further provide for those agencies or individuals required to destroy records relating to the offense; to add Section 17-22-170, so as to make it a misdemeanor for any person to unlawfully retain or release information on an offender's participation in a pretrial intervention program and to provide penalties for violation; to repeal Section 17-22-160 relating to the time within which the pretrial intervention programs were required to be first established.-amended title

02/26/91	House	Introduced and read first time HJ-13
02/26/91	House	Referred to Committee on Judiciary HJ-13
04/17/91	House	Committee report: Favorable with amendment Judiciary HJ-16
04/25/91	House	Retaining place on calendar recommitted to Committee on Judiciary HJ-76
04/15/92	House	Committee report: Favorable with amendment Judiciary HJ-14
04/16/92	House	Amended HJ-15
04/16/92	House	Read second time HJ-16
04/21/92	House	Read third time and sent to Senate HJ-18
04/22/92	Senate	Introduced and read first time SJ-7
04/22/92	Senate	Referred to Committee on Judiciary SJ-7
05/07/92	Senate	Committee report: Favorable with amendment Judiciary SJ-23
05/14/92	Senate	Amended SJ-187
05/14/92	Senate	Read second time SJ-191
05/14/92	Senate	Ordered to third reading with notice of amendments SJ-191
05/19/92	Senate	Amended SJ-21
05/19/92	Senate	Read third time and returned to House with amendments SJ-22
05/21/92	House	Debate adjourned on Senate amendments until Tuesday, May 26, 1992 HJ-68
06/02/92	House	Senate amendment amended HJ-65
06/02/92	House	Returned to Senate with amendments HJ-65
06/03/92	Senate	Concurred in House amendment and enrolled SJ-27
06/04/92		Ratified R 634
07/01/92		Signed By Governor
07/01/92		Effective date 07/01/92
07/01/92		Act No. 499
07/14/92		Copies available