

## Session 112 - (1997-1998)

### **S\*0083 (Rat #0190, Act #0120 of 1997) General Bill, By M.T. Rose**

A BILL TO AMEND ARTICLE 11, CHAPTER 7, TITLE 20, CODE OF LAWS OF SOUTH CAROLINA, 1976, RELATING TO DISPOSITION OF CASES BEFORE THE FAMILY COURT, BY ADDING SECTION 20-7-1530, SO AS TO REQUIRE THE COURT TO GIVE WEIGHT TO EVIDENCE OF DOMESTIC VIOLENCE IN DETERMINING THE CUSTODY OF MINOR CHILDREN; TO AMEND ARTICLE 11, CHAPTER 7, TITLE 20, RELATING TO DISPOSITION OF CASES BEFORE THE FAMILY COURT BY ADDING SUBARTICLE 2, SO AS TO PROVIDE FOR SPECIAL VISITATION PROVISIONS WHICH A COURT MAY ORDER WHEN AWARDING VISITATION IN CASES INVOLVING DOMESTIC AND FAMILY VIOLENCE; AND TO REQUIRE THE PERPETRATOR OF THE DOMESTIC VIOLENCE TO PAY FOR TREATMENT OF A CHILD PHYSICALLY OR PSYCHOLOGICALLY INJURED BY THE VIOLENCE; TO AMEND SECTION 16-25-70, AS AMENDED, RELATING TO WARRANTLESS ARRESTS AND SEARCHES IN CRIMINAL DOMESTIC VIOLENCE CASES, SO AS TO REVISE INFORMATION AN OFFICER MUST CONSIDER IN DETERMINING WHETHER A PERSON IS THE PRIMARY AGGRESSOR, TO REQUIRE A STATEMENT FROM THE OFFICER WHERE THE OFFICER IS NOT ABLE TO MAKE THAT DETERMINATION, AND TO AUTHORIZE THE COURT TO DISMISS CHARGES AGAINST A PARTY WHEN THE OTHER PARTY IS FOUND TO BE THE PRIMARY AGGRESSOR; AND TO AMEND SECTION 24-21-645, AS AMENDED, RELATING TO PAROLE ORDERS ISSUED BY THE BOARD OF PROBATION, PAROLE AND PARDON SERVICES, SO AS TO REQUIRE A PRISONER DENIED PAROLE, WHO A TRIAL PRESENTED EVIDENCE OF BEING THE VICTIM OF SPOUSAL DOMESTIC VIOLENCE, REVIEWED EVERY TWELVE MONTHS RATHER THAN EVERY TWO YEARS.-AMENDED TITLE

01/14/97	Senate	Introduced and read first time SJ-112
01/14/97	Senate	Referred to Committee on Judiciary SJ-112
04/09/97	Senate	Committee report: Favorable with amendment Judiciary SJ-8
04/10/97	Senate	Amended SJ-28
04/10/97	Senate	Read second time SJ-28
04/15/97	Senate	Amended SJ-21
04/15/97	Senate	Read third time and sent to House SJ-21
04/16/97	House	Introduced and read first time HJ-16
04/16/97	House	Referred to Committee on Judiciary HJ-17
05/28/97	House	Committee report: Favorable with amendment Judiciary HJ-56
06/03/97	House	Amended HJ-106
06/03/97	House	Read second time HJ-109
06/04/97	House	Debate adjourned HJ-62
06/05/97	House	Debate adjourned HJ-16
06/05/97	House	Read third time and returned to Senate with amendments HJ-108
06/05/97	Senate	Concurred in House amendment and enrolled SJ-149
06/09/97		Ratified R 190
06/15/97		Became law without Governor's signature
06/15/97		Effective date 06/15/97
06/26/97		Copies available
06/26/97		Act No. 120