**South Carolina General Assembly**

118th Session, 2009-2010

**H. 3564**

**STATUS INFORMATION**

General Bill

Sponsors: Rep. Rutherford

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Introduced in the House on February 18, 2009

Currently residing in the House Committee on **Judiciary**

Summary: Prisoners

**HISTORY OF LEGISLATIVE ACTIONS**

Date Body Action Description with journal page number

2/18/2009 House Introduced and read first time [HJ](file:///h:\HJ%20Archive\2009\02-18-09.docx)‑23

2/18/2009 House Referred to Committee on **Judiciary** [HJ](file:///h:\HJ%20Archive\2009\02-18-09.docx)‑23

**VERSIONS OF THIS BILL**

[2/18/2009](file:///p:\pprever\2009-10\3564_20090218.docx)

**A** **BILL**

TO AMEND THE CODE OF LAWS OF SOUTH CAROLINA, 1976, BY ADDING SECTION 24‑3‑970 SO AS TO PROVIDE THAT IT IS UNLAWFUL FOR A JAIL, DETENTION CENTER, OR CORRECTIONAL FACILITY TO MONITOR AND RECORD THE TELEPHONE CONVERSATIONS OF AN INMATE AND HIS LEGAL COUNSEL AND TO RELEASE TO THE PUBLIC A RECORDED TELEPHONE CONVERSATION BETWEEN AN INMATE AND ANOTHER PERSON UNLESS THE RELEASE OF THE CONVERSATION IS ESSENTIAL TO PROTECT THE PUBLIC FROM POTENTIAL CRIMINAL ACTIVITY.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Article 9, Chapter 3, Title 24 of the 1976 Code is amended by adding:

“Section 24‑3‑970. (A) It is unlawful for a jail, detention center, or correctional facility to monitor and record the telephone conversations of an inmate and his legal counsel.

(B) It is unlawful for a jail, detention center, or correctional facility to release to the public a recorded telephone conversation between an inmate and another person unless the release of the conversation is essential to protect the public from potential criminal activity.”

SECTION 2. This act takes effect upon approval by the Governor.

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