**South Carolina General Assembly**

121st Session, 2015-2016

**A264, R303, H4387**

**STATUS INFORMATION**

General Bill

Sponsors: Reps. Bamberg, Henegan, Clyburn, Pitts, Cobb‑Hunter and Whipper

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Introduced in the House on January 12, 2016

Introduced in the Senate on April 28, 2016

Last Amended on June 1, 2016

Passed by the General Assembly on June 2, 2016

Governor's Action: June 9, 2016, Signed

Summary: Quotas on citations issued by law enforcement

**HISTORY OF LEGISLATIVE ACTIONS**

Date Body Action Description with journal page number

12/3/2015 House Prefiled

12/3/2015 House Referred to Committee on **Judiciary**

1/12/2016 House Introduced and read first time ([House Journal‑page 50](file:///h:\HJ%20Archive\2016\01-12-16.docx))

1/12/2016 House Referred to Committee on **Judiciary** ([House Journal‑page 50](file:///h:\HJ%20Archive\2016\01-12-16.docx))

1/14/2016 House Member(s) request name added as sponsor: Pitts

4/20/2016 House Committee report: Favorable with amendment **Judiciary** ([House Journal‑page 357](file:///h:\HJ%20Archive\2016\04-20-16.docx))

4/26/2016 House Member(s) request name added as sponsor: Whipper

4/26/2016 House Amended ([House Journal‑page 144](file:///h:\HJ%20Archive\2016\04-26-16.docx))

4/26/2016 House Read second time ([House Journal‑page 144](file:///h:\HJ%20Archive\2016\04-26-16.docx))

4/26/2016 House Roll call Yeas‑99 Nays‑0 ([House Journal‑page 45](file:///h:\HJ%20Archive\2016\04-26-16.docx))

4/27/2016 House Read third time and sent to Senate ([House Journal‑page 19](file:///h:\HJ%20Archive\2016\04-27-16.docx))

4/28/2016 Senate Introduced and read first time ([Senate Journal‑page 7](file:///h:\SJ%20Archive\2016\04-28-16.docx))

4/28/2016 Senate Referred to Committee on **Judiciary** ([Senate Journal‑page 7](file:///h:\SJ%20Archive\2016\04-28-16.docx))

5/24/2016 Senate Committee report: Favorable with amendment **Judiciary**

5/25/2016 Scrivener's error corrected

6/1/2016 Senate Committee Amendment Adopted ([Senate Journal‑page 45](file:///h:\SJ%20Archive\2016\06-01-16.docx))

6/1/2016 Senate Read second time ([Senate Journal‑page 45](file:///h:\SJ%20Archive\2016\06-01-16.docx))

6/1/2016 Senate Roll call Ayes‑41 Nays‑0 ([Senate Journal‑page 45](file:///h:\SJ%20Archive\2016\06-01-16.docx))

6/2/2016 Scrivener's error corrected

6/2/2016 Senate Read third time and returned to House with amendments ([Senate Journal‑page 58](file:///h:\SJ%20Archive\2016\06-02-16.docx))

6/2/2016 House Concurred in Senate amendment and enrolled ([House Journal‑page 78](file:///h:\HJ%20Archive\2016\06-02-16.docx))

6/2/2016 House Roll call Yeas‑97 Nays‑2 ([House Journal‑page 78](file:///h:\HJ%20Archive\2016\06-02-16.docx))

6/6/2016 Ratified R 303

6/9/2016 Signed By Governor

6/15/2016 Effective date 06/09/16

6/16/2016 Act No. 264

View the latest [legislative information](http://www.scstatehouse.gov/billsearch.php?billnumbers=4387&session=121&summary=B) at the website

**VERSIONS OF THIS BILL**

[12/3/2015](file:///p:\pprever\2015-16\4387_20151203.docx)

[4/20/2016](file:///p:\pprever\2015-16\4387_20160420.docx)

[4/26/2016](file:///p:\pprever\2015-16\4387_20160426.docx)

[5/24/2016](file:///p:\pprever\2015-16\4387_20160524.docx)

[5/25/2016](file:///p:\pprever\2015-16\4387_20160525.docx)

[6/1/2016](file:///p:\pprever\2015-16\4387_20160601.docx)

[6/2/2016](file:///p:\pprever\2015-16\4387_20160602.docx)

(A264, R303, H4387)

**AN ACT TO AMEND THE CODE OF LAWS OF SOUTH CAROLINA, 1976, BY ADDING SECTION 23-1-245 SO AS TO PROVIDE THAT A LAW ENFORCEMENT AGENCY, DEPARTMENT, OR DIVISION MAY NOT REQUIRE A LAW ENFORCEMENT OFFICER TO ISSUE A SPECIFIC AMOUNT OR MEET A QUOTA FOR THE NUMBER OF CITATIONS ISSUED, TO PROVIDE THAT A LAW ENFORCEMENT AGENCY, DEPARTMENT, OR DIVISION MAY EVALUATE AN OFFICER’S PERFORMANCE BASED ON THE OFFICER’S POINTS OF CONTACT, TO ESTABLISH THAT AN OFFICER WHO ALLEGES A VIOLATION OF THE PROVISIONS OF THIS SECTION IS PROTECTED BY THE PROVISIONS CONTAINED IN CHAPTER 27 OF TITLE 8, AND TO DEFINE NECESSARY TERMS.**

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

**Law enforcement, quotas prohibited**

SECTION 1. Chapter 1, Title 23 of the 1976 Code is amended by adding:

“Section 23‑1‑245. (A) A law enforcement agency, department, or division may not require a law enforcement officer employed by the agency, department, or division to issue a specific amount or meet a quota for the number of citations he issues during a designated period of time.

(B) Nothing in this section shall prohibit a law enforcement agency, department, or division from evaluating an officer’s performance based on the officer’s points of contact.

(C) An employee of a law enforcement agency, department, or division who files a report with an appropriate authority alleging a violation of the provisions contained in this section is protected by the provisions contained in Chapter 27, Title 8.

(D) As contained in this section:

(1) ‘law enforcement agency, department, or division’ includes, but is not limited to, municipal police departments, sheriff departments, the Highway Patrol, SLED, and other agencies that enforce state and local laws;

(2) ‘quota’ means a fixed or predetermined amount;

(3) ‘points of contact’ means a law enforcement officer’s interaction with citizens and businesses within their jurisdictions and the law enforcement officer’s involvement in community‑oriented initiatives.”

**Time effective**

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

Ratified the 6th day of June, 2016.

Approved the 9th day of June, 2016.

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