**South Carolina General Assembly**

122nd Session, 2017-2018

**S. 949**

**STATUS INFORMATION**

General Bill

Sponsors: Senators M.B. Matthews, Malloy, Rice, Cash, Massey and Senn

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Introduced in the Senate on January 31, 2018

Introduced in the House on March 20, 2018

Last Amended on March 7, 2018

Currently residing in the House

Summary: Probation

**HISTORY OF LEGISLATIVE ACTIONS**

Date Body Action Description with journal page number

1/31/2018 Senate Introduced and read first time ([Senate Journal‑page 6](file:///h:\sj\20180131.docx))

1/31/2018 Senate Referred to Committee on **Corrections and Penology** ([Senate Journal‑page 6](file:///h:\sj\20180131.docx))

3/1/2018 Senate Committee report: Favorable with amendment **Corrections and Penology** ([Senate Journal‑page 12](file:///h:\sj\20180301.docx))

3/7/2018 Senate Committee Amendment Adopted ([Senate Journal‑page 22](file:///h:\sj\20180307.docx))

3/7/2018 Senate Read second time ([Senate Journal‑page 22](file:///h:\sj\20180307.docx))

3/7/2018 Senate Roll call Ayes‑42 Nays‑0 ([Senate Journal‑page 22](file:///h:\sj\20180307.docx))

3/8/2018 Senate Read third time and sent to House ([Senate Journal‑page 5](file:///h:\sj\20180308.docx))

3/20/2018 House Introduced and read first time ([House Journal‑page 107](file:///h:\hj\20180320.docx))

3/20/2018 House Referred to Committee on **Judiciary** ([House Journal‑page 107](file:///h:\hj\20180320.docx))

4/18/2018 House Recalled from Committee on **Judiciary** ([House Journal‑page 43](file:///h:\hj\20180418.docx))

4/24/2018 House Debate adjourned until Wed., 4‑25‑18 ([House Journal‑page 6](file:///h:\hj\20180424.docx))

4/25/2018 House Debate adjourned until Thur., 4‑26‑18 ([House Journal‑page 39](file:///h:\hj\20180425.docx))

4/26/2018 House Debate adjourned until Tues., 5‑1‑18 ([House Journal‑page 8](file:///h:\hj\20180426.docx))

5/1/2018 House Debate adjourned until Wed., 5‑2‑18 ([House Journal‑page 23](file:///h:\hj\20180501.docx))

5/2/2018 House Debate adjourned until Tues., 5‑8‑18 ([House Journal‑page 9](file:///h:\hj\20180502.docx))

5/8/2018 House Debate adjourned until Wed., 5‑9‑18 ([House Journal‑page 38](file:///h:\hj\20180508.docx))

5/9/2018 House Requests for debate‑Rep(s). Stavrinakis, Rutherford, Pitts, Williams, Fry, Jefferson, Caskey, Wheeler, West, Loftis, Long, Blackwell, Atkinson, Bryant, Brown ([House Journal‑page 29](file:///h:\hj\20180509.docx))

View the latest [legislative information](http://www.scstatehouse.gov/billsearch.php?billnumbers=949&session=122&summary=B) at the website

**VERSIONS OF THIS BILL**

[1/31/2018](file:///p:\pprever\2017-18\949_20180131.docx)

[3/1/2018](file:///p:\pprever\2017-18\949_20180301.docx)

[3/7/2018](file:///p:\pprever\2017-18\949_20180307.docx)

[4/18/2018](file:///p:\pprever\2017-18\949_20180418.docx)

RECALLED

April 18, 2018

**S. 949**

Introduced by Senators M.B. Matthews, Malloy, Rice, Cash, Massey and Senn

S. Printed 4/18/18--H.

Read the first time March 20, 2018.

**A** **BILL**

TO AMEND ARTICLE 5, CHAPTER 21, TITLE 24 OF THE 1976 CODE, RELATING TO PROBATION, BY ADDING SECTION 24-21-435, TO PROVIDE THAT PROBATION OFFICERS, COURT PERSONNEL, COUNTY AND MUNICIPAL PERSONNEL, PUBLIC OFFICIALS, AND PRIVATE VOLUNTEERS WHO PARTICIPATE IN COMMUNITY SERVICE PROGRAMS IN WHICH A PROBATIONER IS COMPLETING COMMUNITY SERVICE AS A CONDITION OF PROBATION PURSUANT TO SECTION 24-21-430 ARE NOT LIABLE FOR CIVIL DAMAGES UNLESS AN INJURY OR DAMAGES RESULT FROM THE GROSS NEGLIGENCE, RECKLESSNESS, OR INTENTIONAL MISCONDUCT OF SUCH PERSON.

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

SECTION 1. Article 5, Chapter 21, Title 24 of the 1976 Code is amended by adding:

“Section 24-21-435. (A) Probation officers, court personnel, county and municipal personnel, public officials, charitable organizations, and private volunteers that allow those who are on probation to participate in community service programs pursuant to Section 24-21-430 are not liable for civil damages, unless an injury or damages result from the gross negligence, recklessness, or intentional misconduct of such person or organization.

(B) Nothing in this section shall be construed as granting immunity to a driver transporting a probationer to community service or a motorist who, by his negligence, injures a probationer on community service.

(C) Nothing in this section shall be construed as granting a probationer who is voluntarily completing community service as a condition of probation pursuant to Section 24-21-430 any claim under workers’ compensation.”

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

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