**South Carolina General Assembly**

124th Session, 2021-2022

**H. 3010**

**STATUS INFORMATION**

General Bill

Sponsors: Reps. Weeks, Robinson, Thigpen, Henegan, Gilliard, Henderson‑Myers, R. Williams and Jefferson

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Introduced in the House on January 12, 2021

Introduced in the Senate on April 5, 2022

Last Amended on March 31, 2022

Currently residing in the Senate Committee on **Corrections and Penology**

Summary: Prisoners, calculation of time served

**HISTORY OF LEGISLATIVE ACTIONS**

Date Body Action Description with journal page number

12/9/2020 House Prefiled

12/9/2020 House Referred to Committee on **Judiciary**

1/12/2021 House Introduced and read first time ([House Journal‑page 36](file:///h:\hj\20210112.docx))

1/12/2021 House Referred to Committee on **Judiciary** ([House Journal‑page 36](file:///h:\hj\20210112.docx))

1/14/2021 House Member(s) request name added as sponsor: Henegan

3/30/2022 House Committee report: Favorable **Judiciary** ([House Journal‑page 2](file:///h:\hj\20220330.docx))

3/31/2022 House Member(s) request name added as sponsor: Gilliard, Henderson‑Myers, R.Williams, Jefferson

3/31/2022 House Amended

3/31/2022 House Read second time ([House Journal‑page 7](file:///h:\hj\20220331.docx))

3/31/2022 House Roll call Yeas‑98 Nays‑2 ([House Journal‑page 8](file:///h:\hj\20220331.docx))

3/31/2022 House Unanimous consent for third reading on next legislative day ([House Journal‑page 9](file:///h:\hj\20220331.docx))

4/1/2022 House Read third time and sent to Senate ([House Journal‑page 1](file:///h:\hj\20220401.docx))

4/5/2022 Senate Introduced and read first time ([Senate Journal‑page 8](file:///h:\sj\20220405.docx))

4/5/2022 Senate Referred to Committee on **Corrections and Penology** ([Senate Journal‑page 8](file:///h:\sj\20220405.docx))

View the latest [legislative information](http://www.scstatehouse.gov/billsearch.php?billnumbers=3010&session=124&summary=B) at the website

**VERSIONS OF THIS BILL**

[12/9/2020](file:///p:\pprever\2021-22\3010_20201209.docx)

[3/30/2022](file:///p:\pprever\2021-22\3010_20220330.docx)

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Indicates New Matter

COMMITTEE REPORT

March 30, 2022

**H. 3010**

Introduced by Reps. Weeks, Robinson, Thigpen and Henegan

S. Printed 3/30/22--H.

Read the first time January 12, 2021.

**THE COMMITTEE ON JUDICIARY**

To whom was referred a Bill (H. 3010) to amend Section 24‑13‑40, Code of Laws of South Carolina, 1976, relating to the computation of time served by a prisoner under a court‑imposed, etc., respectfully

**REPORT:**

That they have duly and carefully considered the same and recommend that the same do pass:

CHRIS MURPHY for Committee.

**A** **BILL**

TO AMEND SECTION 24‑13‑40, CODE OF LAWS OF SOUTH CAROLINA, 1976, RELATING TO THE COMPUTATION OF TIME SERVED BY A PRISONER UNDER A COURT‑IMPOSED SENTENCE, SO AS TO PROVIDE A PRISONER MAY BE GIVEN FULL CREDIT AGAINST A SENTENCE FOR TIME SPENT UNDER GLOBAL POSITIONING SYSTEM (GPS) MONITORING.

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

SECTION 1. Section 24‑13‑40 of the 1976 is amended to read:

“Section 24‑13‑40. The computation of the time served by prisoners under sentences imposed by the courts of this State must be calculated from the date of the imposition of the sentence. However, when (a) a prisoner shall have given notice of intention to appeal, (b) the commencement of the service of the sentence follows the revocation of probation, or (c) the court shall have designated a specific time for the commencement of the service of the sentence, the computation of the time served must be calculated from the date of the commencement of the service of the sentence. In every case in computing the time served by a prisoner, full credit against the sentence must be given for time served prior to trial and sentencing, and may be given for any time spent under monitored house arrest or global positioning system (GPS) monitoring. Provided, however, that credit for time served prior to trial and sentencing shall not be given: (1) when the prisoner at the time he was imprisoned prior to trial was an escapee from another penal institution; or (2) when the prisoner is serving a sentence for one offense and is awaiting trial and sentence for a second offense in which case he shall not receive credit for time served prior to trial in a reduction of his sentence for the second offense.”

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

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