

AGENDA
House Judiciary Committee
March 28, 2023

The House Judiciary Committee will meet on **Tuesday, March 28, 2023, at 2:30 pm or 30 minutes after adjournment of the House, whichever is later, in Room 516** of the Blatt Building, Columbia, South Carolina. *The Judiciary committee staff has attempted to contact the interested parties of all bills listed on the agenda for this meeting.*

GENERAL LAWS SUBCOMMITTEE

Favorable with Amendment

H.3514 Rep. Ott TO AMEND THE SOUTH CAROLINA CODE OF LAWS BY ADDING SECTION **52-5-300** BY ENACTING THE "SOUTH CAROLINA EQUINE ADVANCEMENT ACT" TO ESTABLISH A GRANT PROGRAM TO ASSIST THE GROWTH AND DEVELOPMENT OF THE EQUINE INDUSTRY IN SOUTH CAROLINA; BY ADDING SECTION **52-5-310** SO AS TO PROVIDE DEFINITIONS; BY ADDING SECTION **52-5-320** SO AS TO ESTABLISH THE SOUTH CAROLINA EQUINE COMMISSION; BY ADDING SECTION **52-5-330** SO AS TO ESTABLISH THE POWERS OF THE SOUTH CAROLINA EQUINE COMMISSION; BY ADDING SECTION **52-5-340** SO AS TO PROVIDE ADMINISTRATIVE SUPPORT FOR THE SOUTH CAROLINA EQUINE COMMISSION; BY ADDING SECTION **52-5-350** SO AS TO PROVIDE GUIDELINES FOR PARI-MUTUEL WAGERING; BY ADDING SECTION **52-5-360** SO AS TO PROVIDE APPLICATION GUIDELINES FOR PARI-MUTUEL WAGERING; BY ADDING SECTION **52-5-370** SO AS TO PROVIDE FOR APPLICATION AND LICENSE FEES; BY ADDING SECTION **52-5-380** SO AS TO PROVIDE FOR THE EQUINE INDUSTRY DEVELOPMENT FUND; BY ADDING SECTIONS **52-5-390** AND **52-5-400** SO AS TO PROVIDE GUIDELINES AND PROTECTIONS FOR COMMITTEE MEMBERS; AND BY ADDING SECTION **52-5-410** SO AS TO REQUIRE THE COMMISSION TO SUBMIT AN ANNUAL REPORT.

SPECIAL LAWS SUBCOMMITTEE

Favorable

H.3267 Rep. W. Newton TO AMEND THE SOUTH CAROLINA CODE OF LAWS BY REPEALING SECTION **1-7-117** RELATING TO THE DIVISION OF PUBLIC CHARITIES.

Favorable

H.3865 Rep. Hiott TO AMEND THE SOUTH CAROLINA CODE OF LAWS BY AMENDING SECTION **17-5-130**, RELATING TO CORONER QUALIFICATIONS, SO AS TO INCLUDE

LICENSED PARAMEDICS WITH AT LEAST THREE YEARS OF EXPERIENCE AS ONE OF THE ADDITIONAL QUALIFICATIONS A CORONER MUST HAVE.

Favorable with Amendment

[H.3500](#) Rep. W. Newton TO AMEND THE SOUTH CAROLINA CODE OF LAWS BY AMENDING SECTION [30-5-35](#), RELATING TO DERIVATION CLAUSES ON DEEDS AND MORTGAGES, SO AS TO PROVIDE ALL MORTGAGES AND DEEDS EXECUTED AFTER JUNE 30, 2023, MUST INCLUDE INFORMATION IDENTIFYING THE PARTY WHO PREPARED THE INSTRUMENT OR THE ATTORNEY LICENSED IN THIS STATE WHO ASSISTED IN THE CLOSING OF THE INSTRUMENT.

FAMILY, BUSINESS, AND PROBATE LAW SUBCOMMITTEE

Pending Favorable Report

[H.3553](#) Rep. G.M. Smith TO AMEND THE SOUTH CAROLINA CODE OF LAWS BY AMENDING SECTION [63-9-750](#), RELATING TO FINAL ADOPTION HEARINGS, SO AS TO ELIMINATE THE MANDATORY NINETY-DAY WAITING PERIOD TO FINALIZE AN ADOPTION.

Pending Favorable Report

[H.3554](#) Rep. G.M. Smith TO AMEND THE SOUTH CAROLINA CODE OF LAWS BY AMENDING SECTION [63-9-520](#), RELATING TO ADOPTION INVESTIGATIONS AND REPORTS, SO AS TO GIVE THE COURT THE DISCRETION TO WAIVE THE REQUIREMENT FOR CERTAIN PREPLACEMENT REPORTS AND ANY POSTPLACEMENT INVESTIGATION AND REPORT; AND BY AMENDING SECTION [63-9-510](#), RELATING TO TEMPORARY PLACEMENT AND CUSTODY OF ADOPTEES, SO AS TO MAKE CONFORMING CHANGES.

Pending Favorable Report

[H.3555](#) Rep. G.M. Smith TO AMEND THE SOUTH CAROLINA CODE OF LAWS BY AMENDING SECTION [63-7-1700](#), RELATING TO PERMANENCY PLANNING, SO AS TO MAKE CERTAIN CHANGES TO PROMOTE TIMELY PERMANENCE FOR CHILDREN IN THE CUSTODY OF THE DEPARTMENT OF SOCIAL SERVICES; BY AMENDING SECTIONS [63-7-1710](#), [63-7-2530](#), AND [63-7-1660](#), RELATING TO TERMINATION OF PARENTAL RIGHTS AND REMOVAL ACTIONS, SO AS TO MAKE CONFORMING CHANGES; AND BY AMENDING SECTION [63-9-710](#), RELATING TO PETITIONS FOR ADOPTION, SO AS TO

ADDRESS THE FILING OF ADOPTION PETITIONS FOR CHILDREN IN THE CUSTODY OF THE DEPARTMENT OF SOCIAL SERVICES.

Pending Favorable Report

[H.3556](#) Rep. G.M. Smith TO AMEND THE SOUTH CAROLINA CODE OF LAWS BY AMENDING SECTION [63-7-40](#), RELATING TO INFANT SAFE HAVENS, SO AS TO ALLOW THE PERMANENCY PLANNING HEARING AND TERMINATION OF PARENTAL RIGHTS HEARING TO OCCUR IN THE SAME PROCEEDING, WITH EXCEPTIONS.

Pending Favorable Report

[H.3557](#) Rep. G.M. Smith TO AMEND THE SOUTH CAROLINA CODE OF LAWS BY AMENDING SECTION [63-7-20](#), RELATING TO CHILDREN'S CODE DEFINITIONAL TERMS, SO AS TO ADD AND CHANGE DEFINITIONS CONCERNING CHILD ABANDONMENT; BY AMENDING SECTION [63-9-310](#), RELATING TO PERSONS WHOSE CONSENT TO ADOPTION IS REQUIRED, SO AS TO CLARIFY THAT THE DEPARTMENT OF SOCIAL SERVICES' CONSENT IS REQUIRED FOR ABANDONED CHILDREN; AND BY AMENDING SECTION [63-9-320](#), RELATING TO PERSONS WHOSE CONSENT TO ADOPTION IS NOT REQUIRED, SO AS TO INCLUDE THE PARENT OF AN ABANDONED CHILD.

Pending Favorable Report

[H.3558](#) Rep. G.M. Smith TO AMEND THE SOUTH CAROLINA CODE OF LAWS BY ADDING SECTIONS [63-7-693](#) AND [63-7-696](#) SO AS TO REQUIRE PARTIES TO EXECUTE A SAFETY PLAN BEFORE THE DEPARTMENT OF SOCIAL SERVICES MAY PLACE A CHILD OUTSIDE THE HOME WITHOUT TAKING LEGAL CUSTODY, TO ESTABLISH LIMITATIONS ON THE USE OF A SAFETY PLAN FOR CHILD PROTECTION, AND FOR OTHER PURPOSES; BY AMENDING SECTION [63-7-650](#), RELATING TO THE PLACEMENT OF A CHILD OUTSIDE THE HOME INSTEAD OF ENTERING STATE CUSTODY, SO AS TO CHANGE CERTAIN REQUIREMENTS RELATING TO ASSESSING THE SAFETY AND APPROPRIATENESS OF AN OUT-OF-HOME PLACEMENT; BY AMENDING SECTION [63-7-690](#), RELATING TO THE ALLOWABLE TIMEFRAME TO MAKE AN INTERIM OUT-OF-HOME PLACEMENT OF A CHILD, SO AS TO CHANGE THE TIMEFRAME; AND BY AMENDING SECTION [63-7-730](#), RELATING TO EXPEDITED PLACEMENT OF CHILD WITH A RELATIVE AT THE PROBABLE CAUSE HEARING, SO AS TO MAKE CONFORMING CHANGES.

Pending Favorable Report

S.380 Sen. Shealy TO AMEND THE SOUTH CAROLINA CODE OF LAWS BY AMENDING SECTION [63-7-20](#), RELATING TO DEFINITIONS, SO AS TO DEFINE LEGAL GUARDIANSHIP; BY AMENDING SECTION [63-7-20](#), RELATING TO DEFINITIONS, SO AS TO DEFINE LEGAL GUARDIAN; BY AMENDING SECTION [63-7-1700](#), RELATING TO PERMANENCY PLANNING, SO AS TO PROVIDE FOR PROCEDURES TO ESTABLISH LEGAL GUARDIANSHIP WITH SUPPLEMENTAL BENEFITS WHEN ADOPTION IS NOT AN OPTION; BY AMENDING SECTION [63-7-1700](#), RELATING TO PERMANENCY PLANNING, SO AS TO PROVIDE CONFORMING LANGUAGE; BY ADDING SECTION [63-7-1705](#) SO AS TO ESTABLISH PROCEDURES FOR INITIATING THE JUDICIAL ESTABLISHMENT OF LEGAL GUARDIANSHIP WITH SUPPLEMENTAL BENEFITS; BY ADDING SECTION [63-7-2810](#) SO AS TO PROVIDE THE PURPOSE OF THE SOUTH CAROLINA LEGAL GUARDIANSHIP WITH SUPPLEMENTAL BENEFITS; BY ADDING SECTION [63-7-2820](#) SO AS TO DEFINE THE TERMS; BY ADDING SECTION [63-7-2830](#) SO AS TO ESTABLISH AN ONGOING PROGRAM OF SUPPLEMENTAL BENEFITS FOR LEGAL GUARDIANSHIP; BY ADDING SECTION [63-7-2840](#) SO AS TO PROVIDE THE ELIGIBILITY REQUIREMENTS FOR LEGAL GUARDIANSHIP WITH SUPPLEMENTAL BENEFITS; BY ADDING SECTION [63-7-2850](#) SO AS TO PROVIDE REQUIREMENTS FOR WRITTEN AGREEMENTS BETWEEN THE DEPARTMENT OF SOCIAL SERVICES AND LEGAL GUARDIANS; BY ADDING SECTION [63-7-2860](#) SO AS TO PROVIDE A METHOD FOR REVIEW OF DECISIONS THAT ARE ADVERSE TO THE LEGAL GUARDIAN; BY ADDING SECTION [63-7-2870](#) SO AS TO PROMULGATE REGULATIONS; BY ADDING SECTION [63-7-2880](#); BY AMENDING SECTION [63-1-20](#), RELATING TO POLICY, SO AS TO INCLUDE LEGAL GUARDIANSHIP WHEN ADOPTION IS NOT APPROPRIATE; AND BY AMENDING SECTION [63-7-2350](#), RELATING TO RESTRICTIONS ON FOSTER CARE OR ADOPTION PLACEMENTS, SO AS TO INCLUDE PLACEMENT OF A CHILD IN A LEGAL GUARDIAN'S HOME.