**South Carolina General Assembly**

119th Session, 2011-2012

**H. 3645**

**STATUS INFORMATION**

General Bill

Sponsors: Reps. Pope, D.C. Moss, Simrill, Norman, McCoy, Murphy and King

Document Path: l:\council\bills\swb\5104cm11.docx

Companion/Similar bill(s): 463

Introduced in the House on February 9, 2011

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

Summary: Uniform traffic ticket must be used in arrest for a misdemeanor

**HISTORY OF LEGISLATIVE ACTIONS**

Date Body Action Description with journal page number

2/9/2011 House Introduced and read first time ([House Journal‑page 13](file:///h:\hj%20archive\2011\02-09-11.docx))

2/9/2011 House Referred to Committee on **Judiciary** ([House Journal‑page 13](file:///h:\hj%20archive\2011\02-09-11.docx))

**VERSIONS OF THIS BILL**

[2/9/2011](file:///p:\pprever\2011-12\3645_20110209.docx)

**A** **BILL**

TO AMEND SECTION 56‑7‑10, CODE OF LAWS OF SOUTH CAROLINA, 1976, RELATING TO THE ISSUANCE OF UNIFORM TRAFFIC TICKETS, SO AS TO PROVIDE THAT A UNIFORM TRAFFIC TICKET MUST BE USED IN AN ARREST FOR A MISDEMEANOR OFFENSE WITHIN THE JURISDICTION OF MAGISTRATES COURT THAT IS COMMITTED IN THE PRESENCE OF A LAW ENFORCEMENT OFFICER.

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

SECTION 1. Section 56‑7‑10 of the 1976 Code is amended to read:

“Section 56‑7‑10. (A) There will be a uniform traffic ticket used by all law enforcement officers in arrests for traffic offenses and for the following additional offenses:

Offense Citation

Interfering with Police Officer

Serving Process Section 16‑5‑50

Dumping Trash on

Highway/Private Property Section 16‑11‑700

Indecent Exposure Section 16‑15‑130

Disorderly Conduct Section 16‑17‑530

Damaging Highway Section 57‑7‑10

Place Glass, Nails, Etc. on Highway Section 57‑7‑20

Obstruction of Highway by

Railroad Cars, Etc. Section 57‑7‑240

Signs Permitted on Interstate Section 57‑25‑140

Brown Bagging Section 61‑5‑20

Drinking Liquors in Public Conveyance Section 61‑13‑360

Poles Dragging on Highway Section 57‑7‑80

Open Container Section 61‑9‑87

Purchase or Possession of Beer

or Wine by a Person Under Age Section 63‑19‑2440

Purchase or Possession of

Alcoholic Liquor by a Person Section 63‑19‑2450

Under Age Twenty‑One

Unlawful Possession and Consumption

of Alcoholic Liquors Section 61‑5‑30

Sale of Beer or Wine on

Which Tax Has Not Been Paid Section 61‑9‑20

Falsification of Age to Purchase

Beer or Wine Section 61‑9‑50

Unlawful Purchase of Beer or Wine for a

Person Who Cannot Legally Buy Section 61‑9‑60

Unlawful Sale or Purchase of Beer or

Wine, Giving False Information as to

Age, Buying Beer or Wine Unlawfully

for Another Section 61‑9‑85

Employment of a Person Under

the Age of Twenty‑One as an Employee

in Retail or Wholesale or Manufacturing

Liquor Business Section 61‑13‑340

Failure to Remove Doors from

Abandoned Refrigerators Section 16‑3‑1010

Malicious Injury to Animals or

Personal Property Section 16‑11‑510

Timber, Logs, or Lumber Cutting,

Removing, Transporting Without Permission,

Valued at Less Than Fifty Dollars Section 16‑11‑580

Littering Section 16‑11‑700

Larceny of a Bicycle Valued at Less

Than One Hundred Dollars Section 16‑13‑80

Cock Fighting Section 16‑17‑650

Ticket Scalping Section 16‑17‑710

Glue Sniffing Section 44‑53‑1110

Trespassing Section 16‑11‑755

Trespassing Section 16‑11‑600

Trespassing Section 16‑11‑610

Trespassing Section 16‑11‑620

Negligent Operation of Watercraft;

Operation of Watercraft While Under

Influence of Alcohol or Drugs Section 50‑21‑110

Negligence of Boat Livery to Provide

Proper Equipment and Registration Section 50‑21‑120

Interference with Aids to Navigation or

Regulatory Markers or Operation of

Watercraft in Prohibited Area Section 50‑21‑170

Operation of Watercraft Without a Certificate

of Title Section 50‑23‑190

Parking on private property without

permission Section 16‑11‑760

Certificate of Veterinary Inspection; Requirement

for Out‑of‑State Livestock or Poultry Section 47‑4‑60

Inhibition of Livestock Inspection Section 47‑4‑120

Imported Swine Section 47‑6‑50

Operating Equine Sales Facility or

Livestock Market Without Permit Section 47‑11‑20

Liability of Person Removing Livestock for

Slaughter Section 47‑11‑120

Notice to Disinfect Section 47‑13‑310

Quarantine of Livestock or Poultry Section 47‑4‑70

Unlawful for Horse to Enter State Unless

Tested Section 47‑13‑1350

Quarantine of Exposed Horses Section 47‑13‑1360

Proof of Test Required for Public

Assembly of Horses Section 47‑13‑1370

False Certificates Section 47‑13‑1390

Unlawful to Feed Garbage to Swine Section 47‑15‑20

Notification Required from Certain

Persons Disposing of Garbage Section 47‑15‑40

Sale of Uninspected Meat and Meat Products Section 47‑17‑60

Sale of Uninspected Poultry and

Poultry Products Section 47‑19‑70

(B) In addition to the offenses contained in subsection (A), a uniform traffic ticket may be used in an arrest for a misdemeanor offense within the jurisdiction of magistrates court that has been freshly committed or is committed in the presence of a law enforcement officer.

(C) No other ticket may be used for these offenses. The service of the uniform traffic ticket shall vest all traffic, recorders’, and magistrates’ courts with jurisdiction to hear and to dispose of the charge for which the ticket was issued and served. This ticket will be designed by the department and approved by the Attorney General within thirty days of submission by the department. A law enforcement agency may utilize computers and other electronic devices to issue uniform traffic citations and store information resulting from the issuance of a traffic citation if this method of issuing a citation has been approved by the Department of Public Safety.”

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

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