**South Carolina General Assembly**

120th Session, 2013-2014

**H. 5072**

**STATUS INFORMATION**

General Bill

Sponsors: Reps. K.R. Crawford, Hosey, Anderson, Bannister, Finlay, Brannon, Burns, Clyburn, Erickson, Sandifer, Bales, Barfield, Clemmons, Crosby, Daning, Goldfinch, Hamilton, Hardwick, Hayes, Henderson, Loftis, Lowe, V.S. Moss, Nanney, Pitts, Ryhal, G.R. Smith, Sottile, Stringer, Thayer, Wells, White and Whitmire

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Introduced in the House on April 9, 2014

Currently residing in the House

Summary: Establish protocols for the appointment of a special prosecutor

**HISTORY OF LEGISLATIVE ACTIONS**

Date Body Action Description with journal page number

4/9/2014 House Introduced, read first time, placed on calendar without reference ([House Journal‑page 7](file:///H:\HJ%20Archive\2014\04-09-14.docx))

4/9/2014 House Member(s) request name removed as sponsor: Hiott, Southard

4/9/2014 House Member(s) request name added as sponsor: Tallon

4/10/2014 House Member(s) request name removed as sponsor: Simrill, Huggins, Tallon, Cole, Murphy, Newton, J.E.Smith, Rutherford, R.L.Ott, Sellers, Funderburk, Spires, Norrell, Cobb‑Hunter, Robinson‑Simpson, Howard, Dillard, McEachern, Neal, Willis, Skelton, Allison, Forrester, Bedingfield, Putnam, Edge

4/29/2014 House Member(s) request name removed as sponsor: Taylor, Owens, Chumley, Atwater, J.R.Smith, McCoy, Hodges, R.L.Brown, Douglas, King, Mack, Anthony, Alexander, Jefferson, Williams, Gilliard, Branham, Ridgeway, George

4/29/2014 House Requests for debate‑Rep(s). KR Crawford, Lowe, Bannister, Whitemire, Sandifer, White, Thayer, MS McLeod, King, Jefferson, JR Smith, Taylor, Hiott, Anderson, Whipper, RL Brown, Branham, Wood, Hosey, Mack, Hixon, Nanney, Henderson, Stringer, Clemmons, Goldfinch, Hardwick, Loftis, GR Smith, Beddingfield, Pope, Norman, Douglas, McEachern, Knight, Ridgeway, Anthony, Neal, Ott, Merrill ([House Journal‑page 30](file:///H:\HJ%20Archive\2014\04-29-14.docx))

4/29/2014 House Member(s) request name removed as sponsor: Bowers, Rivers, Parks, G.A.Brown

4/30/2014 House Member(s) request name removed as sponsor: Sabb, Gagnon

4/30/2014 House Member(s) request name added as sponsor: M.S.McLeod

4/30/2014 House Debate adjourned until Tues., 5‑6‑14 ([House Journal‑page 144](file:///H:\HJ%20Archive\2014\04-30-14.docx))

5/1/2014 House Member(s) request name removed as sponsor: M.S.McLeod

5/13/2014 House Debate adjourned until Wed., 5‑14‑14 ([House Journal‑page 19](file:///H:\HJ%20Archive\2014\05-13-14.docx))

5/21/2014 House Debate adjourned until Tues., 5‑27‑14 ([House Journal‑page 13](file:///H:\HJ%20Archive\2014\05-21-14.docx))

5/27/2014 House Debate adjourned until Wed., 5‑28‑14 ([House Journal‑page 58](file:///H:\HJ%20Archive\2014\05-27-14.docx))

5/28/2014 House Debate adjourned until Wed., 6‑4‑14

**VERSIONS OF THIS BILL**

[4/9/2014](file:///p:\pprever\2013-14\5072_20140409.docx)

[4/9/2014-A](file:///p:\pprever\2013-14\5072_20140409A.docx)

INTRODUCED

April 9, 2014

**H. 5072**

Introduced by Reps. K.R. Crawford, Branham, Southard, R.L. Ott, McEachern, Hosey, Anderson, Sabb, Bannister, Finlay, Brannon, Burns, Neal, McCoy, Cobb‑Hunter, Clyburn, Anthony, Erickson, Allison, Taylor, Sellers, Gilliard, Murphy, Williams, Jefferson, Sandifer, Atwater, King, Douglas, Alexander, Bales, Barfield, Bedingfield, G.A. Brown, Bowers, R.L. Brown, Chumley, Clemmons, Cole, Crosby, Daning, Dillard, Edge, Forrester, Funderburk, Gagnon, George, Goldfinch, Hamilton, Hardwick, Hayes, Henderson, Hiott, Hodges, Howard, Huggins, Loftis, Lowe, Mack, V.S. Moss, Nanney, Newton, Norrell, Owens, Parks, Pitts, Putnam, Ridgeway, Rivers, Robinson‑Simpson, Rutherford, Ryhal, Simrill, Skelton, G.R. Smith, J.E. Smith, J.R. Smith, Sottile, Spires, Stringer, Thayer, Wells, White, Whitmire and Willis

S. Printed 4/9/14--H.

Read the first time April 9, 2014.

**A** **BILL**

TO AMEND THE CODE OF LAWS OF SOUTH CAROLINA, 1976, BY ADDING SECTION 14‑7‑1655 SO AS TO ESTABLISH PROTOCOLS FOR THE APPOINTMENT OF A SPECIAL PROSECUTOR FOR CONSTITUTIONAL OFFICERS AND CERTAIN OTHER OFFICERS ALLEGED TO HAVE COMMITTED CRIMINAL VIOLATIONS OF CHAPTER 13, TITLE 8 OR ALLEGED TO HAVE COMMITTED AN ACT OF PUBLIC CORRUPTION.

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

SECTION 1. Article 15, Chapter 7, Title 14 of the 1976 Code is amended by adding:

“Section 14‑7‑1655. In the matter of an alleged criminal violation of the provisions of Chapter 13, Title 8 or an act of public corruption, as defined in Section 14‑7‑1620, by a constitutional officer or other officer subject to removal from office pursuant to Section 1‑3‑240(C)(1), a special prosecutor may be authorized by majority vote of both the Senate and House of Representatives. If a special prosecutor is authorized, the President Pro Tempore of the Senate and the Speaker of the House of Representatives, upon mutual agreement, together shall appoint a special prosecutor to investigate such allegation who must be a member in good standing of the South Carolina Bar Association. The special prosecutor is entitled to the full resources and utilization of the State Grand Jury as provided in this article and is deemed to stand in the place of the Attorney General when appointed pursuant to this section.”

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

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