

HOUSE
AMENDMENT

THIS AMENDMENT
ADOPTED

WILLIAMS/SHACKELFORD
MAY 21, 2014

CLERK OF THE HOUSE

REP. LUCAS PROPOSES THE FOLLOWING AMENDMENT
No. TO H. 3945
(USERS\CHARLESREID\APPDATA\LOCAL\MICROSOFT\WINDOWS\TEMPORARY INTERNET
FILES\CONTENT.OUTLOOK\6P7O84QZ\3945C004 GGS
ZW14):

REFERENCE IS TO PRINTER'S DATE 5/7/14-H.

**AMEND THE BILL, AS AND IF AMENDED,
IMMEDIATELY AFTER SECTION 22, BY ADDING
AN APPROPRIATELY NUMBERED SECTION TO
READ:**

**/ SECTION ____ . (A)(1) THERE IS CREATED
THE SOUTH CAROLINA ETHICS VIOLATIONS**

STUDY COMMITTEE TO BE COMPRISED OF EIGHT MEMBERS APPOINTED AS FOLLOWS:

(A) FOUR CIRCUIT SOLICITORS APPOINTED BY THE EXECUTIVE DIRECTOR OF THE SOUTH CAROLINA COMMISSION ON PROSECUTION COORDINATION BY AUGUST 1, 2014. TWO OF THE FOUR APPOINTED SOLICITORS MUST BE MEMBERS OF THE MAJORITY POLITICAL PARTY REPRESENTED IN THE GENERAL ASSEMBLY, AND TWO MUST BE MEMBERS OF THE LARGEST MINORITY POLITICAL PARTY REPRESENTED IN THE GENERAL ASSEMBLY;

(2)FOUR PUBLIC DEFENDERS APPOINTED BY THE EXECUTIVE DIRECTOR OF THE SOUTH CAROLINA COMMISSION ON INDIGENT DEFENSE BY AUGUST 1, 2014; AND

(3)THE COMMITTEE SHALL SELECT A CHAIR AND A VICE CHAIR FROM AMONG ITS MEMBERS. ADMINISTRATIVE AND LOGISTICAL SUPPORT TO THE COMMITTEE MUST BE PROVIDED FROM EITHER ONE OR MORE OF THE COMMITTEE MEMBERS' SOLICITORS OFFICES OR FROM THE

SOUTH CAROLINA COMMISSION ON PROSECUTION COORDINATION.

(B)(1) IN MAKING APPOINTMENTS TO THE SOUTH CAROLINA ETHICS VIOLATIONS STUDY COMMITTEE, THE APPOINTING AUTHORITIES SHALL CONSIDER A CANDIDATE'S CRIMINAL TRIAL EXPERIENCE. THE APPOINTING AUTHORITIES ALSO SHALL MAKE EVERY EFFORT TO ENSURE THAT ALL GEOGRAPHIC AREAS OF THE STATE ARE REPRESENTED AND THAT THE MEMBERSHIP REFLECTS URBAN AND RURAL AREAS OF THE STATE AS WELL AS THE ETHNIC DIVERSITY OF THE STATE.

(2)THE MEMBERS OF THE COMMITTEE SHALL SERVE WITHOUT COMPENSATION, AND ARE INELIGIBLE FOR THE USUAL MILEAGE, SUBSISTENCE, AND PER DIEM ALLOWED BY LAW FOR MEMBERS OF STATE BOARDS, COMMITTEES, AND COMMISSIONS.

(C) THE SOUTH CAROLINA ETHICS VIOLATIONS STUDY COMMITTEE SHALL HAVE THE FOLLOWING DUTIES AND RESPONSIBILITIES:

(1)TO EXAMINE AND ASSESS ALL OF THE GOVERNMENTAL ETHICS RULES, DIRECTIVES, AND VIOLATIONS CONTAINED IN CHAPTER 17, TITLE 2 AND ARTICLE 7, CHAPTER 13, TITLE 8 OF THE 1976 CODE;

(2)TO IDENTIFY AND RECOMMEND WHICH SPECIFIC GOVERNMENTAL ETHICS VIOLATIONS CONTAINED IN THE ABOVE REFERENCED STATUTORY PROVISIONS SHOULD APPROPRIATELY BE DESIGNATED AS CRIMINAL VIOLATIONS AND WHICH SHOULD APPROPRIATELY BE DESIGNATED AS CIVIL VIOLATIONS; AND

(3)TO REPORT ITS FINDINGS AND RECOMMENDATIONS TO THE SPEAKER OF THE HOUSE OF REPRESENTATIVES, THE PRESIDENT PRO TEMPORE OF THE SENATE, AND TO THE CHAIRMEN OF THE HOUSE OF REPRESENTATIVES AND SENATE JUDICIARY COMMITTEES BY FEBRUARY 1, 2015, AT WHICH TIME THE COMMITTEE IS DISSOLVED.”/

RENUMBER SECTIONS TO CONFORM.
AMEND TITLE TO CONFORM.