

## Session 123 - (2019-2020)

### S 0400 General Bill, By Grooms

*Similar (S 0139, H 3456, H 3999)*

**Summary:** SC Constitutional Carry Act of 2019

A BILL TO ENACT THE "SOUTH CAROLINA CONSTITUTIONAL CARRY ACT OF 2019"; TO AMEND SECTION 10-11-320(B) OF THE 1976 CODE, RELATING TO THE CARRYING OR DISCHARGING OF A FIREARM, TO DELETE THE TERM "CONCEALABLE WEAPONS PERMIT" AND REPLACE IT WITH THE TERM "FIREARM"; TO AMEND SECTION 16-23-20 OF THE 1976 CODE, RELATING TO THE UNLAWFUL CARRYING OF A HANDGUN, TO DELETE REFERENCES TO A CONCEALED WEAPONS PERMIT ISSUED TO A PERSON, TO REVISE THE PROVISION THAT ALLOWS A HANDGUN TO BE CARRIED BY A PERSON IN A VEHICLE, AND TO PROVIDE THAT A PERSON WHO IS NOT PROHIBITED FROM POSSESSING FIREARMS UNDER STATE LAW MAY CARRY A HANDGUN UNDER CERTAIN CIRCUMSTANCES; TO AMEND SECTIONS 16-23-420 AND 16-23-430 OF THE 1976 CODE, BOTH RELATING TO THE POSSESSION OF A FIREARM ON SCHOOL PROPERTY, TO DELETE REFERENCES TO CONCEALED WEAPON PERMITS, TO DELETE THE TERM "WEAPON" AND REPLACE IT WITH THE TERM "FIREARM", AND TO PROVIDE AN EXCEPTION FOR A PERSON WHO LAWFULLY IS CARRYING A WEAPON SECURED IN A MOTOR VEHICLE; TO AMEND SECTION 16-23-460 OF THE 1976 CODE, RELATING TO CARRYING CONCEALED WEAPONS, TO DELETE A REFERENCE TO CONCEALED WEAPON PERMITS, AND TO PROVIDE EXCEPTIONS FOR A PERSON LAWFULLY CARRYING A CONCEALABLE WEAPON AND FOR HANDGUNS; TO AMEND SECTION 16-23-465(B)(1) OF THE 1976 CODE, RELATING TO PENALTIES FOR UNLAWFULLY CARRYING A FIREARM ONTO THE PREMISES OF A BUSINESS SELLING ALCOHOLIC LIQUOR, BEER, OR WINE FOR CONSUMPTION ON THE PREMISES, TO DELETE A REFERENCE TO CONCEALED WEAPON PERMITS, AND TO PROVIDE AN EXCEPTION FOR A PERSON LAWFULLY CARRYING A CONCEALABLE WEAPON WHO DOES NOT CONSUME ALCOHOLIC LIQUOR, BEER, OR WINE WHILE CARRYING THE CONCEALABLE WEAPON ON THE BUSINESS PREMISES; TO AMEND SECTION 51-3-145(G) OF THE 1976 CODE, RELATING TO CERTAIN ACTS THAT ARE UNLAWFUL IN A STATE PARK, TO MAKE TECHNICAL CHANGES; TO AMEND SECTION 23-31-215(K), (M), (N), AND (O) OF THE 1976 CODE, RELATING TO THE ISSUANCE OF A CONCEALED WEAPON PERMIT, TO DELETE THE PROVISION THAT REQUIRES A PERMIT HOLDER TO POSSESS HIS PERMIT IDENTIFICATION WHEN CARRYING A CONCEALABLE WEAPON, THE PROVISION THAT REQUIRES A PERMIT HOLDER TO INFORM A LAW ENFORCEMENT OFFICER THAT HE IS A PERMIT HOLDER AND PRESENT THE PERMIT TO THE OFFICER UNDER CERTAIN CIRCUMSTANCES, AND THE ASSOCIATED PENALTY, TO PROVIDE AN EXCEPTION TO THE PROVISION THAT PROHIBITS THE CARRYING OF A CONCEALABLE WEAPON ONTO CERTAIN PREMISES, TO DELETE THE PROVISION THAT PROVIDES FOR THE REVOCATION OF A PERSON'S PERMIT WHEN HE VIOLATES CERTAIN PROVISIONS, TO PROVIDE THAT VALID OUT-OF-STATE PERMITS TO CARRY CONCEALABLE WEAPONS BY A RESIDENT OF ANOTHER STATE MUST BE HONORED BY THE STATE, TO REVISE THE PROVISION THAT ALLOWS CERTAIN PERSONS TO CARRY A CONCEALABLE WEAPON WITHOUT A PERMIT, AND TO DELETE THE TERM "RECIPROCAL STATE" AND REPLACE IT WITH THE TERM "ANOTHER STATE"; TO AMEND SECTIONS 23-31-220 AND 23-31-225 OF THE 1976 CODE, BOTH RELATING TO A PROPERTY OWNER'S RIGHT TO ALLOW A HOLDER OF A CONCEALED WEAPON PERMIT TO CARRY A WEAPON ONTO HIS PROPERTY, TO MAKE TECHNICAL CHANGES, TO PROVIDE THAT THIS PROVISION REGULATES BOTH PERSONS WHO POSSESS AND DO NOT POSSESS A CONCEALABLE WEAPONS PERMIT, TO DELETE THE PROVISION THAT REQUIRES THE REVOCATION OF A PERMIT FOR A VIOLATION OF CERTAIN PROVISIONS OF LAW, AND TO DELETE A REFERENCE TO THE PROVISION THAT PROVIDES FOR THE ISSUANCE OF CONCEALED WEAPON PERMITS; TO AMEND SECTION 23-31-240 OF THE 1976 CODE, RELATING TO PERSONS WHO ARE ALLOWED TO CARRY A CONCEALED WEAPON WHILE ON DUTY, TO DELETE THE PROVISION THAT REQUIRES THESE PERSONS TO POSSESS A CONCEALED WEAPON PERMIT; AND TO DEFINE NECESSARY TERMS.

**01/22/19 Senate Introduced and read first time (Senate Journal-page 7)**

**01/22/19 Senate Referred to Committee on Judiciary (Senate Journal-page 7)**