**South Carolina General Assembly**

118th Session, 2009-2010

**A239, R306, S1027**

**STATUS INFORMATION**

General Bill

Sponsors: Senator McGill

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Introduced in the Senate on January 12, 2010

Introduced in the House on January 19, 2010

Last Amended on June 2, 2010

Passed by the General Assembly on June 2, 2010

Governor's Action: June 11, 2010, Signed

Summary: Renegade Hunter Act

**HISTORY OF LEGISLATIVE ACTIONS**

 Date Body Action Description with journal page number

 1/12/2010 Senate Introduced and read first time [SJ](file:///h%3A%5CSJ%20Archive%5C2010%5C01-12-10.docx)‑60

 1/12/2010 Senate Referred to Committee on **Fish, Game and Forestry** [SJ](file:///h%3A%5CSJ%20Archive%5C2010%5C01-12-10.docx)‑60

 1/13/2010 Senate Committee report: Favorable with amendment **Fish, Game and Forestry** [SJ](file:///h%3A%5CSJ%20Archive%5C2010%5C01-13-10.docx)‑14

 1/13/2010 Senate Read second time [SJ](file:///h%3A%5CSJ%20Archive%5C2010%5C01-13-10.docx)‑14

 1/14/2010 Senate Committee Amendment Adopted [SJ](file:///h%3A%5CSJ%20Archive%5C2010%5C01-14-10.docx)‑10

 1/14/2010 Senate Read third time and sent to House [SJ](file:///h%3A%5CSJ%20Archive%5C2010%5C01-14-10.docx)‑10

 1/14/2010 Scrivener's error corrected

 1/15/2010 Scrivener's error corrected

 1/19/2010 House Introduced and read first time [HJ](file:///h%3A%5CHJ%20Archive%5C2010%5C01-19-10.docx)‑4

 1/19/2010 House Referred to Committee on **Agriculture, Natural Resources and Environmental Affairs** [HJ](file:///h%3A%5CHJ%20Archive%5C2010%5C01-19-10.docx)‑4

 3/9/2010 House Committee report: Favorable with amendment **Agriculture, Natural Resources and Environmental Affairs** [HJ](file:///h%3A%5CHJ%20Archive%5C2010%5C03-09-10.docx)‑3

 3/10/2010 House Debate adjourned until Tuesday, April 13, 2010 [HJ](file:///h%3A%5CHJ%20Archive%5C2010%5C03-10-10.docx)‑22

 4/13/2010 House Requests for debate‑Rep(s). Hiott, Umphlett, Parker, Allison, Forrester, Kelly, Rice, Loftis, Littlejohn, Cole, Skelton, R. Brown, Gilliard, Duncan, Toole, Frye, Spires, and Hart [HJ](file:///h%3A%5CHJ%20Archive%5C2010%5C04-13-10.docx)‑46

 4/27/2010 House Debate adjourned until Tuesday, May 4, 2010 [HJ](file:///h%3A%5CHJ%20Archive%5C2010%5C04-27-10.docx)‑83

 5/12/2010 House Recommitted to Committee on **Agriculture, Natural Resources and Environmental Affairs** [HJ](file:///h%3A%5CHJ%20Archive%5C2010%5C05-12-10.docx)‑39

 5/19/2010 House Committee report: Favorable with amendment **Agriculture, Natural Resources and Environmental Affairs** [HJ](file:///h%3A%5CHJ%20Archive%5C2010%5C05-19-10.docx)‑1

 5/25/2010 House Amended [HJ](file:///h%3A%5CHJ%20Archive%5C2010%5C05-25-10.docx)‑159

 5/25/2010 House Read second time [HJ](file:///h%3A%5CHJ%20Archive%5C2010%5C05-25-10.docx)‑159

 5/25/2010 House Roll call Yeas‑75 Nays‑21 [HJ](file:///h%3A%5CHJ%20Archive%5C2010%5C05-25-10.docx)‑159

 5/26/2010 House Read third time and returned to Senate with amendments [HJ](file:///h%3A%5CHJ%20Archive%5C2010%5C05-26-10.docx)‑63

 5/27/2010 Senate Non‑concurrence in House amendment [SJ](file:///h%3A%5CSJ%20Archive%5C2010%5C05-27-10.docx)‑81

 6/1/2010 House House insists upon amendment and conference committee appointed Reps. Hiott, Umphlett, and Knight [HJ](file:///h%3A%5CHJ%20Archive%5C2010%5C06-01-10.docx)‑6

 6/1/2010 Senate Conference committee appointed McGill, Cromer, and Campbell [SJ](file:///h%3A%5CSJ%20Archive%5C2010%5C06-01-10.docx)‑91

 6/2/2010 Senate Conference report received and adopted [SJ](file:///h%3A%5CSJ%20Archive%5C2010%5C06-02-10.docx)‑170

 6/2/2010 House Conference report received and adopted [HJ](file:///h%3A%5CHJ%20Archive%5C2010%5C06-02-10.docx)‑73

 6/3/2010 Senate Ordered enrolled for ratification [SJ](file:///h%3A%5CSJ%20Archive%5C2010%5C06-03-10.docx)‑44

 6/7/2010 Ratified R 306

 6/11/2010 Signed By Governor

 6/28/2010 Effective date 06/11/10

 7/6/2010 Act No. 239

**VERSIONS OF THIS BILL**

[1/12/2010](file:///p%3A%5Cpprever%5C2009-10%5C1027_20100112.docx)

[1/13/2010](file:///p%3A%5Cpprever%5C2009-10%5C1027_20100113.docx)

[1/14/2010](file:///p%3A%5Cpprever%5C2009-10%5C1027_20100114.docx)

[1/14/2010-A](file:///p%3A%5Cpprever%5C2009-10%5C1027_20100114A.docx)

[1/15/2010](file:///p%3A%5Cpprever%5C2009-10%5C1027_20100115.docx)

[3/9/2010](file:///p%3A%5Cpprever%5C2009-10%5C1027_20100309.docx)

[5/19/2010](file:///p%3A%5Cpprever%5C2009-10%5C1027_20100519.docx)

[5/25/2010](file:///p%3A%5Cpprever%5C2009-10%5C1027_20100525.docx)

[6/2/2010](file:///p%3A%5Cpprever%5C2009-10%5C1027_20100602.docx)

(A239, R306, S1027)

**AN ACT** **TO AMEND THE CODE OF LAWS OF SOUTH CAROLINA, 1976, BY ADDING SECTION 50‑11‑770 SO AS TO ENACT THE “RENEGADE HUNTER ACT”, TO PROVIDE IT IS UNLAWFUL FOR A PERSON TO HUNT FROM A ROAD, RIGHT OF WAY, PROPERTY LINE, BOUNDARY, OR PROPERTY UPON WHICH HE DOES NOT HAVE HUNTING RIGHTS WITH THE AID OR USE OF A DOG WHEN THE DOG HAS ENTERED UPON THE LAND OF ANOTHER WITHOUT WRITTEN PERMISSION OR OVER WHICH THE PERSON DOES NOT HAVE HUNTING RIGHTS, TO PROVIDE THE PROVISIONS OF THIS SECTION APPLY WHETHER THE PERSON IN CONTROL OF THE DOG INTENTIONALLY OR UNINTENTIONALLY RELEASES, ALLOWS, OR OTHERWISE CAUSES THE DOG TO ENTER UPON THE LAND OF ANOTHER WITHOUT PERMISSION OF THE LANDOWNER, TO PROVIDE CERTAIN DEFINITIONS, TO PROVIDE EXCEPTIONS, AND TO PROVIDE PENALTIES.**

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

**“Renegade Hunter Act” enacted**

SECTION 1. This act may be referred to and cited as the “Renegade Hunter Act”.

**Use of hunting dogs to hunt on certain lands prohibited; definitions, exceptions, penalties**

SECTION 2. Chapter 11, Title 50 of the 1976 Code is amended by adding:

 “Section 50‑11‑770. (A) For purposes of this section:

 (1) ‘Hunting’ includes:

 (a) attempting to take any game animal, hog, or coyote by occupying stands, standing, or occupying a vehicle while; and

 (b) possessing, carrying, or having readily accessible:

 (i) a centerfire rifle with ammunition capable of being fired in that rifle; or

 (ii) a shotgun with shot size larger than number four that is capable of being fired from that shotgun.

 (2) ‘Possessing’, ‘carrying’, or ‘having readily available’ does not include a centerfire rifle or a shotgun that is:

 (a) unloaded and cased in a closed compartment or vehicle;

 (b) unloaded and cased in a vehicle trunk or tool box;

 (c) in a vehicle traveling in a normal manner on a public road or highway; or

 (d) in case of a stander with no vehicle, encased or unloaded with the shells at least thirty feet away and stacked, piled, or otherwise gathered together in like fashion.

 (B) Notwithstanding the provisions contained in Section 50‑11‑760, it shall be unlawful for any person to hunt from any road, right of way, property line, boundary, or property upon which he does not have hunting rights with the aid or use of a dog when the dog has entered upon the land of another without written permission or over which the person does not have hunting rights. The provisions of this section apply whether the person in control of the dog intentionally or unintentionally releases, allows, or otherwise causes the dog to enter upon the land of another without permission of the landowner.

 (C) It is not a violation of this section if a person, with the landowner’s permission, uses a single dog to recover a dead or wounded animal on the land of another and maintains sight and voice contact with the dog.

 (D) A dog that has entered upon the land of another without permission given to the person in control of the dog shall not be killed, maimed, or otherwise harmed simply because the dog has entered upon the land. A person who violates this subsection may be fined not more than five hundred dollars or imprisoned for not more than thirty days. The penalties for violations of this section as provided in subsection (E) do not apply to violations of this subsection.

 (E) A person who violates this section is guilty of a misdemeanor and, upon conviction, must be fined not more than five hundred dollars, no part of which may be suspended, or imprisoned for not more than thirty days, or both. The court must transmit record of the conviction to the department for hunting license suspension pursuant to subsection (F).

 (F) In addition to any other penalties provided by law, a person convicted of a violation of this section must have his hunting privileges suspended by the department for one year from the date of his conviction. He may not have his hunting privileges reinstated by the department until after he successfully completes a hunter education class administered by the department.

 (G)(1) The provisions of this section do not apply to bear hunting.

 (2) The provisions of this section do not apply to Game Zones 1 or 2.”

**Time effective**

SECTION 3. This act takes effect upon approval by the Governor.

Ratified the 7th day of June, 2010.

Approved the 11th day of June, 2010.

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