**South Carolina General Assembly**

118th Session, 2009-2010

**A174, R208, S495**

**STATUS INFORMATION**

General Bill

Sponsors: Senators Massey, Hutto and S. Martin

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Introduced in the Senate on March 3, 2009

Introduced in the House on May 12, 2009

Last Amended on May 6, 2010

Passed by the General Assembly on May 12, 2010

Governor's Action: May 19, 2010, Signed

Summary: Field trials

**HISTORY OF LEGISLATIVE ACTIONS**

Date Body Action Description with journal page number

3/3/2009 Senate Introduced and read first time [SJ](file:///h:\SJ%20Archive\2009\03-03-09.docx)‑4

3/3/2009 Senate Referred to Committee on **Fish, Game and Forestry** [SJ](file:///h:\SJ%20Archive\2009\03-03-09.docx)‑4

5/6/2009 Senate Committee report: Favorable with amendment **Fish, Game and Forestry** [SJ](file:///h:\SJ%20Archive\2009\05-06-09.docx)‑10

5/7/2009 Senate Committee Amendment Adopted [SJ](file:///h:\SJ%20Archive\2009\05-07-09.docx)‑30

5/7/2009 Senate Read second time [SJ](file:///h:\SJ%20Archive\2009\05-07-09.docx)‑30

5/12/2009 Senate Read third time and sent to House [SJ](file:///h:\SJ%20Archive\2009\05-12-09.docx)‑12

5/12/2009 House Introduced and read first time [HJ](file:///h:\HJ%20Archive\2009\05-12-09.docx)‑109

5/12/2009 House Referred to Committee on **Agriculture, Natural Resources and Environmental Affairs** [HJ](file:///h:\HJ%20Archive\2009\05-12-09.docx)‑109

4/22/2010 House Committee report: Favorable **Labor, Commerce and Industry** [HJ](file:///h:\HJ%20Archive\2010\04-22-10.docx)‑5

4/27/2010 House Debate adjourned until Tuesday, May 4, 2010 [HJ](file:///h:\HJ%20Archive\2010\04-27-10.docx)‑56

5/4/2010 House Amended [HJ](file:///h:\HJ%20Archive\2010\05-04-10.docx)‑67

5/4/2010 House Read second time [HJ](file:///h:\HJ%20Archive\2010\05-04-10.docx)‑67

5/5/2010 House Read third time and returned to Senate with amendments [HJ](file:///h:\HJ%20Archive\2010\05-05-10.docx)‑13

5/6/2010 Senate House amendment amended [SJ](file:///h:\SJ%20Archive\2010\05-06-10.docx)‑36

5/6/2010 Senate Returned to House with amendments [SJ](file:///h:\SJ%20Archive\2010\05-06-10.docx)‑36

5/7/2010 Scrivener's error corrected

5/12/2010 House Concurred in Senate amendment and enrolled [HJ](file:///h:\HJ%20Archive\2010\05-12-10.docx)‑31

5/12/2010 House Roll call Yeas‑88 Nays‑0 [HJ](file:///h:\HJ%20Archive\2010\05-12-10.docx)‑31

5/13/2010 Ratified R 208

5/19/2010 Signed By Governor

5/26/2010 Effective date 07/01/10

6/9/2010 Act No. 174

**VERSIONS OF THIS BILL**

[3/3/2009](file:///p:\pprever\2009-10\495_20090303.docx)

[5/6/2009](file:///p:\pprever\2009-10\495_20090506.docx)

[5/7/2009](file:///p:\pprever\2009-10\495_20090507.docx)

[4/22/2010](file:///p:\pprever\2009-10\495_20100422.docx)

[5/4/2010](file:///p:\pprever\2009-10\495_20100504.docx)

[5/6/2010](file:///p:\pprever\2009-10\495_20100506.docx)

[5/7/2010](file:///p:\pprever\2009-10\495_20100507.docx)

(A174, R208, S495)

**AN ACT TO AMEND SECTION 50‑11‑2100, CODE OF LAWS OF SOUTH CAROLINA, 1976, RELATING TO FIELD TRIALS, SO AS TO PROVIDE THAT A PARTICIPANT IN A FIELD TRIAL PERMITTED BY THE DEPARTMENT OF NATURAL RESOURCES IS NOT REQUIRED TO OBTAIN A HUNTING LICENSE IF HE IS NOT CARRYING A FIREARM AND GAME IS NOT TAKEN, TO PROVIDE THAT A FIELD TRIAL MAY NOT BE HELD OUTSIDE OF THE REGULAR SEASON EXCEPT AS PERMITTED BY THE DEPARTMENT; AND TO AMEND SECTION 50‑9‑1130, RELATING TO THE DEDUCTION OF ACCUMULATED POINTS FOR CERTAIN VIOLATIONS ASSOCIATED WITH HUNTING AND FISHING PRIVILEGES, SO AS TO PROVIDE THE DEPARTMENT SHALL DEDUCT FOUR ACCUMULATED POINTS FROM A PERSON’S RECORD UPON SHOWING HE SUCCESSFULLY COMPLETED A FIREARM SAFETY PROGRAM ESTABLISHED BY THE DEPARTMENT, TO PROVIDE A PERSON IS NOT ELIGIBLE FOR THIS DEDUCTION IN CERTAIN CIRCUMSTANCES, AND TO PROVIDE THE DEPARTMENT MAY PROMULGATE REGULATIONS TO EFFECTUATE THE PROVISIONS OF THIS SECTION.**

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

**Department to promulgate regulations to permit field trials; penalties for violations; field trial participant not required to have license if not carrying weapon; no field trials on wildlife management areas at certain times**

SECTION 1. Section 50‑11‑2100 of the 1976 Code is amended to read:

“Section 50‑11‑2100. (A) Subject to the provisions in this section, the department shall promulgate regulations to permit and regulate field trials during the year including the closed season.

(B) A person violating the provisions of this section or regulations promulgated pursuant to this section is guilty of a misdemeanor and, upon conviction, must be fined not more than two hundred dollars or imprisoned for not more than thirty days for each offense.

(C) A participant in any field trial permitted by the department is not required to obtain a hunting license or a wildlife management area permit if the participant is not carrying a weapon typically used for hunting and no game is taken.

(D) There shall be no field trials conducted on wildlife management areas outside of the regular season, except as permitted by the department.”

**Conflicting regulations repealed**

SECTION 2. Any regulations in conflict with the provisions of this act are repealed.

**Deduction of accumulated points; ineligibility in certain circumstances; department may promulgate certain regulations**

SECTION 3. Section 50‑9‑1130 of the 1976 Code is amended to read:

“Section 50‑9‑1130. (A) Each time a person is convicted of a violation enumerated in Section 50‑9‑1120, the number of points assigned to the violation must be charged against the person. For each calendar year that passes after assignment in which the person received no points, the department shall deduct one‑half of the accumulated points if the total number of points is greater than three. If a person has three or less points at the end of a calendar year in which no points were received, the department shall reduce his point total to zero; however, a person’s record must not be less than zero points.

(B) The department shall deduct four accumulated points from a person’s record upon a showing that the person successfully completed a department program of instruction established pursuant to Section 50‑9‑310.

(C) A person is not eligible for a reduction in points under the provisions of subsection (B) if at the time he accumulated eighteen or more points:

(1) he had any hunting, trapping, or fishing suspension within the previous five years; or

(2) he had a previous point reduction under the provisions of subsection (B) within the previous five years.

(D) The department is authorized to promulgate appropriate regulations to effectuate the provisions of this section.”

**Time effective**

SECTION 4. This act takes effect July 1, 2010.

Ratified the 13th day of May, 2010.

Approved the 19th day of May, 2010.

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