Session 126 - (2025-2026)

S 0739 General Bill, By Kennedy

Summary: Incitement to Riot

A BILL TO AMEND THE SOUTH CAROLINA CODE OF LAWS BY ADDING SECTION 16-5-5 SO AS TO DEFINE PERSON, FUNDING ENTITY, AND RIOT; BY AMENDING SECTION 16-5-90, RELATING TO PRESERVATION OF PROPERTY OWNER'S RIGHT OF ACTION AGAINST PARTICIPANTS IN MOB OR RIOT RESULTING IN DAMAGE TO PROPERTY, SO AS TO INCLUDE ACTIONS AGAINST A FUNDING ENTITY AND ESTABLISH A FUNDING ENTITY IS RESPONSIBLE FOR DAMAGES TO PROPERTY; BY AMENDING SECTION 16-5-130, RELATING TO PENALTIES FOR INSTIGATING, AIDING, OR PARTICIPATING IN RIOT, SO AS TO INCLUDE FUNDING OR PROVIDING MATERIALS AS PART OF OFFENSE; BY AMENDING SECTION 16-5-140, RELATING TO ENFORCEMENT OF CHAPTER, SO AS TO PERMIT THE ATTORNEY GENERAL, SOLICITORS, OR THEIR DESIGNEES TO INSTITUTE PROCEEDINGS AGAINST FUNDING ENTITIES UNDER SECTION 17-25-322; AND BY AMENDING SECTION 16-7-20, RELATING TO POWERS OF LAW ENFORCEMENT OFFICERS, SO AS TO PERMIT LAW ENFORCEMENT OFFICERS CALLED TO DUTY BY THE GOVERNOR UNDER SECTION 1-3-450 DUE TO RIOT OR UNLAWFUL ASSEMBLAGE TO USE DYE OR PAINT TO IDENTIFY A PERSON THAT MAY BE CHARGED UNDER SECTION 16-5-130.

12/10/25	**Senate**	**Prefiled**
12/10/25	**Senate**	**Referred to Committee on Judiciary**
01/13/26	**Senate**	**Introduced and read first time (Senate Journal-page 37)**
01/13/26	**Senate**	**Referred to Committee on Judiciary (Senate Journal-page 37)**
01/21/26		**Scrivener's error corrected**