

## Session 119 - (2011-2012)

**H\*3865 (Rat #0121, Act #0114 of 2012) General Bill, By Hardwick, Quinn, Barfield, Hearn, Tallon, Ballentine, D.C. Moss, Mitchell, J.H. Neal, Hodges, G.M. Smith, Pinson, Herbkersman, Hiott, R.L. Brown, Whipper, Forrester, Toole, Hayes, Butler Garrick, Chumley, J.E. Smith, Atwater, Huggins, Clemons, Pitts, Edge, Dillard, Ryan, Vick, J.R. Smith, Knight, Long, Crosby, Hixon, Murphy, Stringer, Owens, Bikas, Viers, Ott and Weeks**

**Summary:** Unlawful freshwater actions

AN ACT TO AMEND THE CODE OF LAWS OF SOUTH CAROLINA, 1976, BY ADDING SECTION 50-1-160 SO AS TO PERMIT THE DEPARTMENT TO RELEASE A SEIZED VEHICLE, BOAT, MOTOR, OR FISHING DEVICE UNDER CERTAIN CONDITIONS; TO AMEND ARTICLE 3, CHAPTER 13, TITLE 50, RELATING TO USE OF SEINES, TRAPS, AND LIKE DEVICES, SO AS TO REVISE AND FURTHER PROVIDE FOR THE MANNER IN WHICH AND CONDITIONS UNDER WHICH THESE DEVICES MAY BE USED AND TO PROVIDE PENALTIES FOR VIOLATIONS; BY ADDING ARTICLE 5 TO CHAPTER 13, TITLE 50 SO AS TO PROVIDE FOR CERTAIN UNLAWFUL FRESHWATER ACTIONS AND TO PROVIDE PENALTIES FOR VIOLATIONS; TO AMEND ARTICLE 6, CHAPTER 13, TITLE 50, RELATING TO THE PROTECTION OF NONGAME FISH, SO AS TO FURTHER PROVIDE FOR THE USE OF NONGAME FISHING DEVICES AND THE TAKING OF NONGAME FISH IN THE FRESHWATERS OF THIS STATE, AND TO PROVIDE PENALTIES FOR CERTAIN VIOLATIONS AND FOR SPECIFIED EXCEPTIONS TO THESE PROVISIONS; TO AMEND ARTICLE 11, CHAPTER 13, TITLE 50, RELATING TO THE SALE AND TRAFFICKING IN FISH, SO AS TO REVISE CERTAIN PROVISIONS IN THE ARTICLE PERTAINING TO PROHIBITED PRACTICES IN REGARD TO THE SALE OR TRAFFICKING IN FISH AND ADD OTHER PROVISIONS WITH PENALTIES FOR VIOLATIONS; TO AMEND ARTICLE 13, CHAPTER 13, TITLE 50, RELATING TO FISH HATCHERIES AND SANCTUARIES AND PROPAGATION, SO AS TO REVISE AND FURTHER PROVIDE FOR ACTIONS THE DEPARTMENT MAY TAKE IN REGARD TO FISH HATCHERIES, SANCTUARIES, AND THE PROPAGATION OF FISH AND TO PROVIDE PENALTIES FOR CERTAIN VIOLATIONS; TO AMEND ARTICLE 13, CHAPTER 19, TITLE 50, RELATING TO THE Horry COUNTY FISH AND GAME COMMISSION, SO AS TO DELETE THE PROVISIONS OF THE ARTICLE AND INSTEAD PROVIDE FOR THE PERMITTED USE OF NONGAME DEVICES ON THE LITTLE PEE DEE RIVER FOR A PERIOD OF THREE YEARS; AND TO REPEAL SECTIONS 50-13-1450 RELATING TO PRIMA FACIE EVIDENCE OF USING EXPLOSIVES TO TAKE FISH, 50-13-385 RELATING TO MINIMUM SIZE FOR LARGE MOUTH BASS IN LAKE WYLIE, 50-13-390 RELATING TO DAILY LIMIT ON ARKANSAS BLUE CATFISH, AND 50-13-400 RELATING TO LAKE MURRAY CRAPPIE CREEL AND SIZE LIMITS. - ratified title

03/08/11	House	Introduced and read first time (House Journal-page 55)
03/08/11	House	Referred to Committee on Agriculture, Natural Resources and Environmental Affairs (House Journal-page 55)
03/10/11	House	Member(s) request name added as sponsor: Quinn
03/15/11	House	Member(s) request name added as sponsor: Barfield, Hearn
03/30/11	House	Member(s) request name added as sponsor: Tallon
04/06/11	House	Member(s) request name added as sponsor: Ballentine, D.C.Moss, Mitchell, J.H.Neal, Hodges, G.M.Smith, Pinson, Herbkersman, Hiott, R.L.Brown, Whipper
04/07/11	House	Member(s) request name added as sponsor: Forrester, Toole
04/12/11	House	Member(s) request name added as sponsor: Hayes, Butler Garrick
04/13/11	House	Member(s) request name added as sponsor: Chumley, J.E.Smith, Atwater, Huggins, Clemons, Pitts, Edge, Dillard, Ryan, Vick, J.R.Smith, Knight, Long, Crosby, Hixon, Murphy, Stringer, Owens, Bikas, Viers, Ott
04/13/11	House	Committee report: Favorable Agriculture, Natural Resources and Environmental Affairs (House Journal-page 3)
04/14/11	House	Member(s) request name added as sponsor: Weeks
04/26/11	House	Read second time (House Journal-page 55)
04/26/11	House	Roll call Yeas-104 Nays-0 (House Journal-page 55)
04/27/11	House	Read third time and sent to Senate (House Journal-page 7)
04/28/11	Senate	Introduced and read first time (Senate Journal-page 10)
04/28/11	Senate	Referred to Committee on Fish, Game and Forestry (Senate Journal-page 10)
05/19/11	Senate	Committee report: Favorable with amendment Fish, Game and Forestry (Senate Journal-page 14)
06/01/11	Senate	Committee Amendment Adopted
06/01/11	Senate	Read second time
06/01/11	Senate	Roll call Ayes-34 Nays-2

01/12/12 Senate Read third time and returned to House with amendments (Senate Journal-page 12)  
01/18/12 House Roll call Yeas-100 Nays-0 (House Journal-page 22)  
01/18/12 House Concurred in Senate amendment and enrolled (House Journal-page 22)  
01/26/12 Ratified R 121  
02/01/12 Signed By Governor  
02/08/12 Effective date 07/01/12  
02/10/12 Act No. 114