

Session 124 - (2021-2022)

S 0044 General Bill, By Verdin, Rice, Davis and Loftis

A BILL TO ENACT THE "SOUTH CAROLINA CITIZENS' DEFENSE ACT OF 2021"; TO AMEND SECTION 12-36-2120(76) OF THE 1976 CODE, RELATING TO EXEMPTIONS FROM SALES TAX, TO ADD HOME PROTECTION WEEKEND TO THE SECOND AMENDMENT WEEKEND, AND TO ADD SALES ITEMS; TO AMEND CHAPTER 1, TITLE 16 OF THE 1976 CODE, RELATING TO FELONIES AND MISDEMEANORS, BY ADDING SECTION 16-1-135, TO PROVIDE A GENERAL PENALTY FOR CRIMES AGAINST LAW ENFORCEMENT; TO AMEND SECTION 23-31-510 OF THE 1976 CODE, RELATING TO THE REGULATION OF OWNERSHIP, TRANSFER, OR POSSESSION OF A FIREARM OR AMMUNITION, TO PROVIDE THAT NO GOVERNING BODY MAY REGULATE THE TRANSFER, OWNERSHIP, POSSESSION, CARRYING, TRANSPORTATION, MANUFACTURE, ASSEMBLY, STORAGE, WAREHOUSING, DISTRIBUTION, OR SALE OF FIREARMS, AMMUNITION, COMPONENTS OF FIREARMS, HOMEMADE FIREARMS CREATED OR ASSEMBLED WITHOUT A SERIAL NUMBER, OR ANY COMBINATION OF THESE THINGS; TO AMEND SECTION 23-31-220 OF THE 1976 CODE, RELATING TO THE RIGHT TO ALLOW OR PERMIT CONCEALABLE WEAPONS UPON A PREMISES, TO PROVIDE THAT ANY OWNER PROHIBITING A CONCEALABLE WEAPON UPON A PREMISES IS STRICTLY LIABLE FOR ANY INJURY SUSTAINED BY A CONCEALED WEAPON PERMIT HOLDER FROM THE PERPETRATOR OF A CRIME WHILE ON THE POSTED PREMISES, AND TO PROVIDE THAT A PREMISES OWNER IS CIVILLY LIABLE TO COMPENSATE THE PERMIT HOLDER FOR DAMAGES FROM INJURIES THAT ARE SUSTAINED AND ALL ATTORNEYS' FEES AND COSTS INCURRED IN ANY ACTION THE PERMIT HOLDER FILES AGAINST THE OWNER OR PERSON IN POSSESSION OF THE POSTED PREMISES; TO AMEND SECTION 16-23-20 OF THE 1976 CODE, RELATING TO EXCEPTIONS TO THE UNLAWFUL CARRYING OF A HANDGUN, TO PROVIDE THAT IT IS NOT UNLAWFUL FOR A PERSON EVACUATING PURSUANT TO A MANDATORY EVACUATION ORDER IN A STATE OF EMERGENCY TO CARRY ABOUT HIS PERSON ANY HANDGUN UNLESS OTHERWISE SPECIFICALLY PROHIBITED BY LAW; TO AMEND SECTION 23-31-215(P) THROUGH (U) OF THE 1976 CODE, RELATING TO THE ISSUANCE OF CONCEALED WEAPON PERMITS, TO DELETE PROVISIONS RELATED TO PERMIT RENEWALS; TO AMEND SECTION 23-31-216 OF THE 1976 CODE, RELATING TO THE COLLECTION AND RETENTION OF FEES, TO CREATE AND MAKE PROVISIONS FOR A CONFIRMED CARRY STATUS; TO AMEND SECTION 23-31-217 OF THE 1976 CODE, RELATING TO THE EFFECT OF PROVISIONS RELATING TO CONCEALED WEAPON PERMITS ON EXCEPTIONS TO THE UNLAWFUL CARRYING OF A HANDGUN, TO PROVIDE FOR THE COLLECTION OF FEES; TO AMEND SECTION 23-31-215(N) OF THE 1976 CODE, RELATING TO OUT-OF-STATE PERMIT HOLDERS CARRYING CONCEALABLE WEAPONS, TO DELETE RECIPROCITY PROVISIONS; TO AMEND ARTICLE 4, CHAPTER 31, TITLE 23 OF THE 1976 CODE, RELATING TO CONCEALED WEAPON PERMITS, BY ADDING SECTION 23-31-218, TO CREATE AND PROVIDE FOR INSTITUTIONAL CONCEALED WEAPON PERMITS; AND TO AMEND ARTICLE 3, CHAPTER 3, TITLE 56 OF THE 1976 CODE, RELATING TO REGISTRATION AND LICENSING GENERALLY, BY ADDING SECTION 56-3-116, TO PROVIDE THAT THE DEPARTMENT OF MOTOR VEHICLES MAY ADD A NOTATION TO A PRIVATE PASSENGER-CARRYING MOTOR VEHICLE REGISTRATION TO INDICATE THE VEHICLE OWNER MAY HAVE AN AUTISM SPECTRUM DISORDER, ASPERGER SYNDROME, OR TOURETTE SYNDROME.

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