~~Indicates Matter Stricken~~

Indicates New Matter

AMENDED

May 4, 2010

**S. 495**

Introduced by Senators Massey, Hutto and S. Martin

S. Printed 5/4/10--H.

Read the first time May 12, 2009.

**A** **BILL**

TO AMEND SECTION 50‑11‑2100 OF THE 1976 CODE, RELATING TO FIELD TRIALS, TO PROVIDE THAT A PARTICIPANT IN FIELD TRIALS PERMITTED BY THE DEPARTMENT OF NATURAL RESOURCES IS NOT REQUIRED TO OBTAIN A HUNTING LICENSE IF THE PARTICIPANT IS NOT CARRYING A FIREARM AND NO GAME IS TAKEN, AND TO PROVIDE THAT NO FIELD TRIALS MAY BE HELD OUTSIDE OF THE REGULAR SEASON EXCEPT AS PERMITTED BY THE DEPARTMENT.

Amend Title To Conform

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

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

“Section 50‑11‑2100. (A) ~~The~~ 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 ~~these~~ 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.”

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 Any regulations in conflict with the provisions of this act are repealed.

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 ~~then~~ than zero points.

(B) The department shall deduct three 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 received eighteen or more points and:

(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.”

SECTION 4. This act takes effect upon approval by the Governor.

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