**South Carolina General Assembly**

119th Session, 2011-2012

**H. 3687**

**STATUS INFORMATION**

General Bill

Sponsors: Reps. J.E. Smith, Bingham and Huggins

Document Path: l:\council\bills\dka\3467sd11.docx

Companion/Similar bill(s): 643

Introduced in the House on February 15, 2011

Introduced in the Senate on May 3, 2011

Last Amended on April 28, 2011

Currently residing in the Senate Committee on **Fish, Game and Forestry**

Summary: Prohibit display of wild caught or captive dolphin or whale

**HISTORY OF LEGISLATIVE ACTIONS**

Date Body Action Description with journal page number

2/15/2011 House Introduced and read first time ([House Journal‑page 13](file:///h:\hj%20archive\2011\02-15-11.docx))

2/15/2011 House Referred to Committee on **Agriculture, Natural Resources and Environmental Affairs** ([House Journal‑page 13](file:///h:\hj%20archive\2011\02-15-11.docx))

4/13/2011 House Committee report: Favorable with amendment **Agriculture, Natural Resources and Environmental Affairs** ([House Journal‑page 7](file:///h:\hj%20archive\2011\04-13-11.docx))

4/18/2011 Scrivener's error corrected

4/26/2011 House Requests for debate‑Rep(s). Clemmons, GM Smith, Loftis, Norman, Bedingfield, Hamilton, GR Smith, Sandifer, Bikas, Sottile, and McCoy ([House Journal‑page 76](file:///h:\hj%20archive\2011\04-26-11.docx))

4/28/2011 House Amended ([House Journal‑page 75](file:///h:\hj%20archive\2011\04-28-11.docx))

4/28/2011 House Read second time ([House Journal‑page 75](file:///h:\hj%20archive\2011\04-28-11.docx))

4/28/2011 House Roll call Yeas‑97 Nays‑0 ([House Journal‑page 75](file:///h:\hj%20archive\2011\04-28-11.docx))

4/28/2011 House Unanimous consent for third reading on next legislative day ([House Journal‑page 77](file:///h:\hj%20archive\2011\04-28-11.docx))

4/29/2011 House Read third time and sent to Senate ([House Journal‑page 5](file:///h:\hj%20archive\2011\04-29-11.docx))

5/3/2011 Senate Introduced and read first time ([Senate Journal‑page 24](file:///h:\sj%20archive\2011\05-03-11.docx))

5/3/2011 Senate Referred to Committee on **Fish, Game and Forestry** ([Senate Journal‑page 24](file:///h:\sj%20archive\2011\05-03-11.docx))

**VERSIONS OF THIS BILL**

[2/15/2011](file:///p:\pprever\2011-12\3687_20110215.docx)

[4/13/2011](file:///p:\pprever\2011-12\3687_20110413.docx)

[4/18/2011](file:///p:\pprever\2011-12\3687_20110418.docx)

[4/28/2011](file:///p:\pprever\2011-12\3687_20110428.docx)

~~Indicates Matter Stricken~~

Indicates New Matter

AMENDED

April 28, 2011

**H. 3687**

Introduced by Reps. J.E. Smith, Bingham and Huggins

S. Printed 4/28/11--H.

Read the first time February 15, 2011.

**A** **BILL**

TO AMEND SECTION 50‑5‑2310, CODE OF LAWS OF SOUTH CAROLINA, 1976, RELATING TO THE UNLAWFUL EXHIBIT OF A MARINE MAMMAL IN THIS STATE AND PROVIDING PENALTIES FOR VIOLATION, SO AS TO PROHIBIT THE DISPLAY OF A WILD CAUGHT OR CAPTIVE‑BRED DOLPHIN OR WHALE AND TO REQUIRE THE MARINE MAMMAL STRANDING NETWORK TO ATTEMPT TO REHABILITATE AND TO RELEASE ANY BEACH‑STRANDED WHALE OR DOLPHIN AND TO PROVIDE PENALTIES.

Amend Title To Conform

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

SECTION 1. Section 50‑5‑2310 of the 1976 Code is amended to read:

“Section 50‑5‑2310. ~~(A)~~ ~~It is unlawful to exhibit a marine mammal in this State.~~

~~(B)~~ ~~In addition to any other penalty provided in this chapter, a person who violates this section is guilty of a misdemeanor and, upon conviction, must be fined not less than two hundred dollars, not more than one thousand dollars per mammal, or imprisoned for not more than thirty days.~~

(A) It is unlawful for a person, which includes a corporation, to display a wild caught or captive‑bred mammal of the order Cetacean (dolphins and whales).

(B) A person violating this section is guilty of a misdemeanor and, upon conviction, must be fined not more than one thousand dollars or imprisoned for not more than six months.”

SECTION 2. This act takes effect upon approval by the Governor.

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