**South Carolina General Assembly**

124th Session, 2021-2022

**H. 3861**

**STATUS INFORMATION**

General Bill

Sponsors: Reps. McKnight, Erickson and Herbkersman

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Introduced in the House on February 9, 2021

Currently residing in the House Committee on **Judiciary**

Summary: Use of substances to incapacitate a suspect

**HISTORY OF LEGISLATIVE ACTIONS**

Date Body Action Description with journal page number

2/9/2021 House Introduced and read first time ([House Journal‑page 30](file:///h:\hj\20210209.docx))

2/9/2021 House Referred to Committee on **Judiciary** ([House Journal‑page 30](file:///h:\hj\20210209.docx))

View the latest [legislative information](http://www.scstatehouse.gov/billsearch.php?billnumbers=3861&session=124&summary=B) at the website

**VERSIONS OF THIS BILL**

[2/9/2021](file:///p:\pprever\2021-22\3861_20210209.docx)

**A** **BILL**

TO AMEND THE CODE OF LAWS OF SOUTH CAROLINA, 1976, BY ADDING SECTION 23‑1‑250 SO AS TO PROVIDE IT IS UNLAWFUL FOR A LAW ENFORCEMENT OFFICER TO USE ANY CHEMICAL AGENT TO INCAPACITATE CERTAIN MINORS.

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

SECTION 1. Chapter 1, Title 23 of the 1976 Code is amended by adding:

“Section 23‑1‑250. It is unlawful for a law enforcement officer to use any chemical agent including, but not limited to, oleoresin capsicum, pepper spray, and tear gas to incapacitate a minor less than twelve years old.”

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

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