**South Carolina General Assembly**

125th Session, 2023-2024

**A144, R159, H4612**

**STATUS INFORMATION**

General Bill

Sponsors: Reps. Hixon, Pope, Chapman, Taylor, Hartnett, Hardee, Brewer, Robbins, Gatch, Murphy, Connell, Mitchell, Hager, Caskey, Forrest, Wooten, Elliott, B.J. Cox and Bannister

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Introduced in the House on January 9, 2024

Introduced in the Senate on March 12, 2024

Last Amended on March 6, 2024

Currently residing in the House

Governor's Action: May 13, 2024, Signed

Summary: Aerial hunting of feral hogs

**HISTORY OF LEGISLATIVE ACTIONS**

 Date Body Action Description with journal page number

 11/16/2023 House Prefiled

 11/16/2023 House Referred to Committee on **Agriculture, Natural Resources and Environmental Affairs**

 1/9/2024 House Introduced and read first time (House Journal‑page 99)

 1/9/2024 House Referred to Committee on **Agriculture, Natural Resources and Environmental Affairs** (House Journal‑page 99)

 1/30/2024 House Member(s) request name added as sponsor: Hardee

 1/31/2024 House Member(s) request name added as sponsor: Brewer,
 Robbins, Gatch, Murphy, Connell, Mitchell, Hager

 2/28/2024 House Committee report: Favorable with amendment **Agriculture, Natural Resources and Environmental Affairs** (House Journal‑page 7)

 2/29/2024 House Member(s) request name added as sponsor: Caskey

 3/5/2024 House Member(s) request name added as sponsor: Forrest,
 Wooten, Elliott, B.J. Cox, Bannister

 3/6/2024 House Amended (House Journal‑page 39)

 3/6/2024 House Read second time (House Journal‑page 39)

 3/6/2024 House Roll call Yeas-111 Nays-0 (House Journal‑page 40)

 3/7/2024 House Read third time and sent to Senate (House Journal‑page 19)

 3/12/2024 Senate Introduced and read first time (Senate Journal‑page 7)

 3/12/2024 Senate Referred to Committee on **Fish, Game and Forestry** (Senate Journal‑page 7)

 4/16/2024 Senate Committee report: Favorable **Fish, Game and Forestry** (Senate Journal‑page 8)

 4/18/2024 Senate Read second time (Senate Journal‑page 36)

 4/18/2024 Senate Roll call Ayes-39 Nays-0 (Senate Journal‑page 36)

 4/25/2024 Senate Read third time and enrolled (Senate Journal‑page 19)

 5/8/2024 Ratified R 159

 5/13/2024 Signed By Governor

 5/29/2024 Effective date 05/13/24

 5/29/2024 Act No. 144

View the latest  [legislative information](https://www.scstatehouse.gov/billsearch.php?billnumbers=4612&session=125&summary=B)  at the website

**VERSIONS OF THIS BILL**

[11/16/2023](https://www.scstatehouse.gov/sess125_2023-2024/prever/4612_20231116.docx)

[02/28/2024](https://www.scstatehouse.gov/sess125_2023-2024/prever/4612_20240228.docx)

[03/06/2024](https://www.scstatehouse.gov/sess125_2023-2024/prever/4612_20240306.docx)

[04/16/2024](https://www.scstatehouse.gov/sess125_2023-2024/prever/4612_20240416.docx)

**NOTE: THIS IS A TEMPORARY VERSION. THIS DOCUMENT WILL REMAIN IN THIS VERSION UNTIL FINAL APPROVAL BY THE LEGISLATIVE COUNCIL.**

(A144, R159, H4612)

AN ACT TO AMEND THE SOUTH CAROLINA CODE OF LAWS BY AMENDING SECTION 55‑3‑110, RELATING TO HUNTING ANIMALS FROM AIRCRAFT, SO AS TO PROVIDE PERSONS POSSESSING A PERMIT ISSUED BY THE DEPARTMENT OF NATURAL RESOURCES MAY HUNT FROM AIRCRAFT; AND BY ADDING SECTION 50‑11‑1190 SO AS TO PROVIDE THE DEPARTMENT OF NATURAL RESOURCES MAY ISSUE PERMITS FOR THE TAKING OF FERAL HOGS WHILE AIRBORNE IN A HELICOPTER UNDER CERTAIN CIRCUMSTANCES, AND TO PROVIDE PENALTIES FOR VIOLATIONS OF THIS PROVISION.

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

Hunting from an aircraft

SECTION 1. Section 55-3-110 of the S.C. Code is amended to read:

 Section 55-3-110. An airman or passenger who, while in flight within this State, shall intentionally kill or attempt to kill any birds or animals is guilty of a misdemeanor and punishable by a fine of not more than two thousand dollars, or by imprisonment for not more than thirty days, or both. However, this section shall not apply to a person acting under a permit issued by the Department of Natural Resources.

Permits for the taking of feral hogs from a helicopter

SECTION 2. Article 6, Chapter 11, Title 50 of the S.C. Code is amended by adding:

 Section 50-11-1190. (A) The department may issue permits for the taking of feral hogs while airborne in a helicopter if the department finds it is necessary to protect land, water, wildlife, livestock, domesticated animals, human life, crops, or to meet wildlife management objectives. The department may not issue a permit for the purpose of sport hunting.

 (B) No feral hog may be taken using a helicopter on any parcel or group of parcels consisting of less than 500 contiguous acres. An application for a permit issued under this section must identify the specific parcel from which feral hogs are to be taken with sufficient detail to enable law enforcement to locate the property. Reference from the nearest town, mile marker, prominent intersection, or geographic positioning system coordinates should be included.

 (C) The department shall prescribe the form, duration, and manner of application, issuance, and reporting requirements of permits authorized by this section.

 (D) Upon issuance of a permit, the department shall notify the United States Fish and Wildlife Service Special Agent in charge for the jurisdiction in compliance with 50 C.F.R. Section 19.31.

 (E) The department shall file with the Secretary of the Interior of the United States an annual report on the use of helicopters to take feral hogs containing such information as required by 16 U.S.C. Section 742j-1.

 (F) A person who hunts or kills, or attempts to hunt or kill, from a helicopter, any feral hog without first obtaining and having in the person’s immediate possession a permit for the taking of feral hogs using a helicopter is guilty of a misdemeanor and, upon conviction, must be fined not less than five hundred dollars nor more than one thousand dollars or imprisoned for a term not to exceed thirty days and will be ineligible for issuance of a permit under this section.

 (G) A person who violates the conditions of a permit, or who hunts or kills, or attempts to hunt or kill any animal or bird, other than a feral hog, or who engages in hunting for sport or profit while airborne in a helicopter is guilty of a misdemeanor and, upon conviction, must be fined not less than one thousand dollars nor more than five thousand dollars or imprisoned for a term not to exceed thirty days. Any permit issued to that person is revoked. The magistrates court retains concurrent jurisdiction for offenses contained in this section.

Time effective

SECTION 3. This act takes effect upon approval by the Governor.

Ratified the 8th day of May, 2024.

Approved the 13th day of May, 2024.

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