

Session 113 - (1999-2000)

H*3617 (Rat #0253, Act #0245 of 2000) General Bill, By Witherspoon, Sharpe, Sandifer, Breeland, Miller, Riser, Rodgers, Campsen, Beck, Altman, Seithel, M. McLeod, Cobb-Hunter, Ott, Harrell, Inabinett, Whatley, Battle and McGee

Summary: Marine Resources Act of 2000, Fish and Game, Watercraft, Natural Resources Department, Acts by Popular Name

A BILL TO AMEND CHAPTER 5, TITLE 50, CODE OF LAWS OF SOUTH CAROLINA, 1976, RELATING TO THE MARINE RESOURCES DIVISION OF THE SOUTH CAROLINA DEPARTMENT OF MARINE RESOURCES, SO AS TO ENACT THE "SOUTH CAROLINA MARINE RESOURCES ACT OF 2000" TO REVISE PROVISIONS REGULATING MARINE RESOURCES AND THE MANNER THAT MARINE LIFE MAY BE HARVESTED, DEFINITIONS, OFFENSES, JURISDICTION, LAW ENFORCEMENT AUTHORITY, PROGRAMS, SUSPENSION OF PRIVILEGES, PENALTIES, ZONES, AND BOARDING OF VESSELS; TO PROVIDE FOR MARINE LICENSES AND PERMITS; TO PROVIDE FOR THE USE OF FISHING EQUIPMENT; TO PROVIDE FOR AND REGULATE TRAWLING, THE TAKING OF SHELLFISH, SHRIMP, ANADROMOUS AND CATADROMOUS FINFISH, ESTUARINE AND SALTWATER FINFISH, RECREATIONAL FISHERIES CONSERVATION AND MANAGEMENT, MARICULTURE, AND TO PROVIDE MISCELLANEOUS PROVISIONS NECESSARY TO REGULATION AND MANAGEMENT OF MARINE RESOURCES, TO PROVIDE FOR A POINT SYSTEM FOR VIOLATIONS OF MARINE RESOURCES LAWS, TO PROVIDE FOR INTERJURISDICTIONAL FISHERY MANAGEMENT; TO AMEND SECTION 44-1-152, RELATING TO REVENUE FROM FINES AND FORFEITURES, SO AS TO FURTHER PROVIDE FOR THE DISPOSITION OF REVENUE FROM FINES AND FORFEITURES; TO ADD SECTION 50-1-295 SO AS TO PROHIBIT REMOVING OR DISTURBING SIGNS, BUOYS, OR OTHER DEVICES USED BY THE DEPARTMENT, AND TO PROVIDE PENALTIES FOR VIOLATIONS OF THIS SECTION; TO AMEND SECTION 50-13-650, RELATING TO THE UNLAWFUL USE OF NETS OR SEINES IN CERTAIN PORTIONS OF THE SAVANNAH RIVER, SO AS TO FURTHER PROVIDE FOR SUCH USE; TO AMEND SECTION 50-13-730, RELATING TO THE USE OF NETS TO TAKE NONGAME FISH IN GAME ZONE 9, SO AS TO MAKE THE PROVISIONS OF THIS SECTION APPLICABLE STATEWIDE AND PROVIDE THAT THE PROVISIONS OF THIS SECTION SHALL NOT AFFECT SHAD, HERRING, OR STURGEON; TO ADD SECTION 50-21-175 SO AS TO REQUIRE THE OPERATOR AND CREW OF ANY WATERCRAFT OPERATING IN STATE WATERS TO HEAVE TO WHEN SIGNED OR HAILED AND TO ALLOW BOARDING, AND TO PROVIDE PENALTIES FOR VIOLATIONS; TO ADD SECTION 50-5-1335 SO AS TO PROHIBIT THE USE OF CRAB POTS FOR COMMERCIAL PURPOSES BETWEEN MAY FIRST AND OCTOBER FIRST WITHIN PAWLEY'S ISLAND CREEK AND MIDWAY CREEK ON PAWLEY'S ISLAND; TO ADD SECTION 50-5-580 SO AS TO PROHIBIT GIGGING FOR FISH IN CERTAIN SALT WATERS IN GEORGETOWN COUNTY DURING DAYLIGHT HOURS; TO ADD SECTION 50-1-300 SO AS TO PROVIDE THAT UNLESS SPECIFICALLY AUTHORIZED, ALL REGULATIONS PROMULGATED UNDER THE AUTHORITY OF TITLE 50 MUST BE PROMULGATED IN ACCORDANCE WITH THE ADMINISTRATIVE PROCEDURES ACT; TO REDESIGNATE SECTION 50-13-990 AS SECTION 50-21-180; AND TO REPEAL CHAPTERS 7, 17, AND 20 OF TITLE 50, AND SECTIONS 50-5-130, 50-13-190, 50-13-320, 50-13-530, 50-13-700, 50-13-735, 50-13-770, 50-13-795, 50-13-800, 50-13-805, 50-13-815, 50-19-320, AND 50-19-330 RELATING TO VARIOUS WILDLIFE MARINE RESOURCE LAWS; AND TO PROVIDE THAT ALL RIGHTS, DUTIES, AND LIABILITIES ACCRUING TO A PERSON PRIOR TO THE EFFECTIVE DATE OF THIS ACT ARE PRESERVED, AND THAT ALL CASES AND APPEALS ARISING OR PENDING UNDER THE LAW BEFORE THE EFFECTIVE DATE OF THIS ACT ARE SAVED.-AMENDED TITLE

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| 02/25/99 | House | Introduced and read first time HJ-5 |
| 02/25/99 | House | Referred to Committee on Agriculture, Natural Resources and Environmental Affairs HJ-6 |
| 04/14/99 | House | Committee report: Majority favorable with amend., minority unfavorable Agriculture, Natural Resources and Environmental Affairs HJ-6 |
| 04/21/99 | House | Debate adjourned until Tuesday, April 27, 1999 HJ-99 |
| 04/27/99 | House | Amended HJ-45 |
| 04/27/99 | House | Read second time HJ-63 |
| 04/27/99 | House | Roll call Yeas-97 Nays-0 HJ-63 |
| 04/28/99 | House | Read third time and sent to Senate HJ-42 |
| 04/29/99 | Senate | Introduced and read first time SJ-10 |
| 04/29/99 | Senate | Referred to Committee on Fish, Game and Forestry SJ-10 |
| 05/27/99 | Senate | Committee report: Favorable with amendment Fish, Game and Forestry SJ-39 |
| 05/27/99 | Senate | Retaining place on calendar recommitted to Committee on Fish, Game and Forestry SJ-39 |
| 06/02/99 | Senate | Recalled from Committee on Fish, Game and Forestry SJ-98 |
| 06/02/99 | Senate | Read second time SJ-98 |

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| 06/02/99 | Senate | Ordered to third reading with notice of amendments SJ-98 |
| 06/03/99 | Senate | Amended SJ-102 |
| 06/03/99 | Senate | Read third time and returned to House with amendments SJ-102 |
| 06/03/99 | House | Non-concurrence in Senate amendment HJ-110 |
| 06/03/99 | Senate | Senate insists upon amendment and conference committee appointed Sens. Peeler, McGill, Ravenel SJ-38 |
| 06/03/99 | House | Conference committee appointed Sharpe, Witherspoon and Gilham HJ-123 |
| 06/22/99 | House | Rep. Ott replaces Rep. Gilham on conference committee HJ-4 |
| 01/13/00 | House | Rep. Gilham replaced Rep. Ott on conference committee effective 06/22/99 HJ-2 |
| 02/17/00 | House | Conference report received and adopted HJ-49 |
| 02/17/00 | Senate | Conference report received and adopted SJ-19 |
| 02/17/00 | House | Ordered enrolled for ratification HJ-148 |
| 03/23/00 | | Ratified R 253 |
| 03/29/00 | | Signed By Governor |
| 04/25/00 | | Effective date 07/01/00; With regard to offenses & penalties, this act applies only to offenses occurring on or after effective date; Cases & appeals arising or pending under the law as it existed prior to effective date are saved |
| 04/25/00 | | Copies available |
| 05/02/00 | | Act No. 245 |