

Session 114 - (2001-2002)

H 3786 General Bill, By Limehouse, Knotts, Altman, Bales, Barrett, Battle, Cato, Dantzler, Davenport, Emory, Haskins, Hayes, Hinson, Kirsh, Klauber, Law, Leach, Littlejohn, Loftis, McCraw, Meacham-Richardson, Merrill, J.M. Neal, Rice, Riser, Scarborough, J.R. Smith, Stille, Trotter, Vaughn, Webb, Witherspoon and A. Young

Summary: Motor vehicle stolen when unlawful force used against driver, driver may use deadly force; Crimes and Offenses, Robbery

A BILL TO AMEND CHAPTER 3, TITLE 16, CODE OF LAWS OF SOUTH CAROLINA, 1976, RELATING TO OFFENSES AGAINST A PERSON, BY ADDING ARTICLE 2 SO AS TO PROVIDE THAT THE USE OF DEADLY FORCE IS JUSTIFIED WHEN AN OPERATOR OF A MOTOR VEHICLE BELIEVES UNLAWFUL FORCE IS BEING USED AGAINST HIM OR A PERSON PRESENT IN THE MOTOR VEHICLE TO COMMIT OR ATTEMPT TO COMMIT THE BURGLARY OR THEFT OF THE MOTOR VEHICLE; AND BY ADDING SECTION 16-3-90 SO AS TO PROVIDE THAT WHEN A DEATH RESULTS FROM INJURIES RECEIVED FROM THE DRIVING OF A MOTOR VEHICLE STOLEN PURSUANT TO UNLAWFUL FORCE, THEN THE PERSON USING UNLAWFUL FORCE IS GUILTY OF MURDER, VOLUNTARY MANSLAUGHTER, OR INVOLUNTARY MANSLAUGHTER, AND TO PROVIDE PENALTIES.

03/22/01 House Introduced and read first time HJ-5

03/22/01 House Referred to Committee on Judiciary HJ-5