

## Session 124 - (2021-2022)

**H\*3094 (Rat #0082, Act #0066 of 2021) General Bill, By B. Cox, White, Lucas, Burns, Jones, Allison, Caskey, Chumley, Collins, Crawford, Daning, Davis, Elliott, Erickson, Felder, Forrest, Fry, Gagnon, Gatch, Gilliam, Haddon, Hardee, Hewitt, Hiott, Hixon, Huggins, Jordan, Kimmons, Ligon, Long, Magnuson, McCravy, Morgan, Murphy, B. Newton, W. Newton, Nutt, Oremus, Pope, Sandifer, Simrill, G.M. Smith, G.R. Smith, M.M. Smith, Stringer, Taylor, Thayer, Trantham, West, Whitmire, Willis, Wooten, Yow, McGarry, Bryant, V.S. Moss, McCabe, Hosey, T. Moore, W. Cox, Bailey, Lowe, Atkinson, J.E. Johnson, Brittain, Bennett, Hyde, McGinnis, Martin and Bradley**

***Similar (S 0589)***

**Summary:** Open Carry with Training Act

AN ACT TO AMEND THE CODE OF LAWS OF SOUTH CAROLINA, 1976, SO AS TO ENACT THE "OPEN CARRY WITH TRAINING ACT"; TO AMEND SECTION 23-31-210, RELATING TO THE ISSUANCE OF CONCEALED WEAPON PERMITS, SO AS TO REVISE THE DEFINITION OF THE TERM "CONCEALABLE WEAPON" TO INCLUDE CERTAIN FIREARMS THAT MAY BE CARRIED OPENLY ON ONE'S PERSON; TO AMEND SECTION 16-23-20, RELATING TO THE CARRYING OF A HANDGUN, SO AS TO PROVIDE A PERSON WHO POSSESSES A CONCEALED WEAPON PERMIT MAY CARRY IT OPENLY ON OR ABOUT HIS PERSON IN A VEHICLE; TO AMEND SECTION 23-31-220, RELATING TO THE RIGHT OF AN EMPLOYER TO PROHIBIT A PERSON FROM CARRYING A CONCEALABLE WEAPON ON HIS PREMISE, SO AS TO PROVIDE THIS PROVISION ALSO APPLIES TO OPENLY CARRYING A WEAPON ONTO THE PREMISE AND PROVIDE AN EMPLOYER OR OWNER OF A BUSINESS MAY POST A SIGN REGARDING THE PROHIBITION OR ALLOWANCE OF CONCEALABLE WEAPONS ON HIS PREMISE; TO AMEND SECTION 23-31-235, RELATING TO THE POSTING OF SIGNS PROHIBITING THE CARRYING OF CONCEALABLE WEAPONS UPON A PREMISE, SO AS TO PROVIDE THIS PROVISION ALSO APPLIES TO OPENLY CARRYING A CONCEALED WEAPON ON A PREMISE AND PROVIDE AN EMPLOYER OR OWNER OF A BUSINESS MAY POST A SIGN REGARDING THE PROHIBITION OR ALLOWANCE OF CONCEALABLE WEAPONS ON HIS PREMISE; TO AMEND SECTION 23-31-210, RELATING TO THE DEFINITION OF CERTAIN TERMS RELATING TO THE ISSUANCE OF CONCEALED WEAPON PERMITS, SO AS TO REVISE THE DEFINITION OF THE TERM "PROOF OF TRAINING"; BY ADDING SECTION 23-21-232 SO AS TO PROVIDE A CHURCH OFFICIAL OR GOVERNING BODY MAY ALLOW A PERSON WHO HOLDS A PERMIT TO CARRY A CONCEALABLE WEAPON TO CARRY THE WEAPON CONCEALED OR OPENLY ON PREMISES OF CERTAIN SCHOOLS LEASED BY THE CHURCH FOR CHURCH SERVICES OR OFFICIAL CHURCH ACTIVITIES UNDER CERTAIN CIRCUMSTANCES; TO AMEND SECTION 23-31-520, RELATING TO A LOCAL GOVERNMENT'S AUTHORITY TO REGULATE THE DISCHARGE OR PUBLIC BRANDISHMENT OF FIREARMS AND THE PROHIBITION IMPOSED UPON A LOCAL GOVERNMENT TO CONFISCATE CERTAIN FIREARMS AND AMMUNITION, SO AS TO ALLOW A LOCAL GOVERNMENT TO TEMPORARILY RESTRICT OPEN CARRYING OF A FIREARM ON PUBLIC PROPERTY DURING CERTAIN EVENTS AND PROVIDE THE CIRCUMSTANCES WHEN OPEN CARRYING OF A FIREARM IS PERMITTED AT THESE EVENTS; BY ADDING SECTION 23-31-250 SO AS TO PROVIDE THE STATE AND ITS POLITICAL SUBDIVISIONS CAN NOT BE COMPELLED BY THE FEDERAL GOVERNMENT TO IMPLEMENT OR ENFORCE A LAW RELATED TO AN INDIVIDUAL'S RIGHT TO KEEP AND BEAR ARMS THAT LIMITS OR PROSCRIBES CARRYING CONCEALABLE WEAPONS UNDER CERTAIN CIRCUMSTANCES, TO DIRECT THE ATTORNEY GENERAL TO EVALUATE THESE LAWS AND ISSUE A WRITTEN OPINION OF WHETHER THE LAWS ARE PROHIBITED, AND PROVIDE ACTIONS TO BE TAKEN BY THE STATE AND ITS POLITICAL SUBDIVISIONS IF THE ATTORNEY GENERAL DETERMINES THE LAW VIOLATES THIS PROVISION; TO AMEND SECTION 14-17-325, RELATING TO THE CLERKS OF COURT REPORTING THE DISPOSITION OF COURT OF GENERAL SESSIONS CASES TO THE STATE LAW ENFORCEMENT DIVISION, SO AS TO SHORTEN THE REPORTING PERIOD, TO PROVIDE CLERKS OF COURT ALSO SHALL REPORT THE ISSUANCE, RESCISSION, OR TERMINATION OF CERTAIN INDICTMENTS AND ORDERS, AND TO MAKE TECHNICAL CHANGES; BY ADDING SECTION 22-1-200 SO AS TO REQUIRE MAGISTRATES TO REPORT TO THE STATE LAW ENFORCEMENT DIVISION WITHIN FIVE DAYS, WEEKENDS AND HOLIDAYS EXCLUDED, THE DISPOSITION OF EACH CRIMINAL CASE AND REPORT TO THE DIVISION THE ISSUANCE, RESCISSION, OR TERMINATION OF CERTAIN ORDERS; BY ADDING SECTION 14-25-250 SO AS TO PROVIDE MUNICIPAL JUDGES SHALL REPORT THE DISPOSITION OF EACH CRIMINAL CASE TO THE STATE LAW ENFORCEMENT DIVISION WITHIN FIVE DAYS, WEEKENDS AND HOLIDAYS EXCLUDED, THE ISSUANCE, RESCISSION, OR TERMINATION OF CERTAIN ORDERS; BY ADDING SECTION 63-3-545 SO AS TO PROVIDE CLERKS OF FAMILY COURT SHALL REPORT TO THE STATE LAW ENFORCEMENT DIVISION WITHIN FIVE DAYS, WEEKENDS AND HOLIDAYS EXCLUDED, THE ISSUANCE, RESCISSION, OR TERMINATION OF CERTAIN ORDERS; TO AMEND SECTION 23-31-240, RELATING TO CERTAIN PUBLIC OFFICIALS WHO ARE ALLOWED TO CARRY A CONCEALED WEAPON WHILE ON DUTY, SO AS TO DELETE THE PROVISION THAT RESTRICTS THE CARRYING OF THE WEAPON

WHEN THE OFFICIAL IS CARRYING OUT THE DUTIES OF HIS OFFICE AND ADD THE ATTORNEY GENERAL AND ASSISTANT ATTORNEYS GENERAL TO THE OFFICIALS COVERED BY THIS PROVISION; AND TO AMEND SECTION 23-31-215, RELATING TO THE ISSUANCE OF CONCEALED WEAPON PERMITS, SO AS TO ELIMINATE THE PAYMENT OF AN APPLICATION FEE, AND THE STATE LAW ENFORCEMENT HANDGUN TRAINING COURSE FEE, AND PROVIDE THE DIVISION MAY NOT CHARGE A FEE FOR A CONCEALED WEAPON PERMIT. - ratified title

12/09/20	House	Prefiled
12/09/20	House	Referred to Committee on Judiciary
01/12/21	House	Introduced and read first time (House Journal-page 68)
01/12/21	House	Referred to Committee on Judiciary (House Journal-page 68)
01/13/21	House	Member(s) request name added as sponsor: T.Moore
01/27/21	House	Member(s) request name added as sponsor: W.Cox, Bailey, Lowe, Atkinson, J.E.Johnson, Brittain
01/28/21	House	Member(s) request name added as sponsor: Bennett
02/10/21	House	Member(s) request name added as sponsor: Hyde
02/18/21	House	Member(s) request name removed as sponsor: Robinson
02/23/21	House	Member(s) request name added as sponsor: McGinnis
03/03/21	House	Committee report: Favorable with amendment Judiciary (House Journal-page 37)
03/04/21	House	Member(s) request name added as sponsor: Martin
03/04/21		Scrivener's error corrected
03/09/21	House	Requests for debate-Rep(s). B Cox, Magnuson, B Newton, McGarry, May, Dabney, Blackwell, Hixon, Hiott, Huggins, Matthews, Martin, GR Smith, Jones, Taylor, Forrest, Allison, Trantham, VS Moss, Bennett, Nutt, Pendarvis, Henegan, Kirby, Hart, Garvin, R Williams, Jefferson, JL Johnson, Hosey, Thigpen, Hewitt, Weeks, Henderson-Myers, Tedder, Govan, McDaniel, Gatch, Brawley, Morgan (House Journal-page 16)
03/17/21	House	Member(s) request name added as sponsor: Bradley
03/17/21	House	Amended (House Journal-page 33)
03/17/21	House	Read second time (House Journal-page 33)
03/17/21	House	Roll call Yeas-82 Nays-33 (House Journal-page 72)
03/18/21		Scrivener's error corrected
03/18/21	House	Amended
03/18/21	House	Read third time and sent to Senate
03/18/21	House	Roll call Yeas-73 Nays-26
03/23/21	Senate	Introduced and read first time
03/23/21	Senate	Referred to Committee on Judiciary
04/20/21	Senate	Referred to Subcommittee: Young (ch), Malloy, Massey, Kimpson, Garrett
04/29/21	Senate	Recalled from Committee on Judiciary (Senate Journal-page 35)
04/29/21	Senate	Roll call Ayes-27 Nays-12 (Senate Journal-page 35)
04/29/21	Senate	Special order, set for April 29, 2021 (Senate Journal-page 37)
04/29/21	Senate	Roll call Ayes-28 Nays-12 (Senate Journal-page 37)
05/04/21	Senate	Debate interrupted (Senate Journal-page 40)
05/05/21	Senate	Amended (Senate Journal-page 34)
05/05/21	Senate	Read second time (Senate Journal-page 34)
05/06/21		Scrivener's error corrected
05/06/21	Senate	Amended (Senate Journal-page 66)
05/06/21	Senate	Read third time and returned to House with amendments (Senate Journal-page 66)
05/06/21	Senate	Roll call Ayes-28 Nays-16 (Senate Journal-page 66)
05/07/21		Scrivener's error corrected
05/12/21	House	Concurred in Senate amendment and enrolled (House Journal-page 10)
05/12/21	House	Roll call Yeas-83 Nays-34 (House Journal-page 23)
05/13/21		Ratified R 82
05/17/21		Signed By Governor
06/01/21		Effective date 08/15/21
06/01/21		Act No. 66