**South Carolina General Assembly**

118th Session, 2009-2010

**A32, R74, S593**

**STATUS INFORMATION**

General Bill

Sponsors: Senator S. Martin

Document Path: l:\s-res\srm\003cwps.kmm.srm.docx

Companion/Similar bill(s): 347

Introduced in the Senate on March 18, 2009

Introduced in the House on April 29, 2009

Last Amended on May 20, 2009

Passed by the General Assembly on May 20, 2009

Governor's Action: June 2, 2009, Signed

Summary: Weapons

**HISTORY OF LEGISLATIVE ACTIONS**

Date Body Action Description with journal page number

3/18/2009 Senate Introduced and read first time [SJ](file:///h:\SJ%20Archive\2009\03-18-09.docx)‑1

3/18/2009 Senate Referred to Committee on **Judiciary** [SJ](file:///h:\SJ%20Archive\2009\03-18-09.docx)‑1

3/24/2009 Senate Referred to Subcommittee: Knotts (ch), Massey, Coleman

4/22/2009 Senate Committee report: Majority favorable with amend., minority unfavorable **Judiciary** [SJ](file:///h:\SJ%20Archive\2009\04-22-09.docx)‑9

4/23/2009 Scrivener's error corrected

4/28/2009 Senate Amended [SJ](file:///h:\SJ%20Archive\2009\04-28-09.docx)‑34

4/28/2009 Senate Read second time [SJ](file:///h:\SJ%20Archive\2009\04-28-09.docx)‑34

4/29/2009 Senate Read third time and sent to House [SJ](file:///h:\SJ%20Archive\2009\04-29-09.docx)‑8

4/29/2009 Scrivener's error corrected

4/29/2009 House Introduced and read first time [HJ](file:///h:\HJ%20Archive\2009\04-29-09.docx)‑185

4/29/2009 House Referred to Committee on **Judiciary** [HJ](file:///h:\HJ%20Archive\2009\04-29-09.docx)‑185

5/13/2009 House Recalled from Committee on **Judiciary** [HJ](file:///h:\HJ%20Archive\2009\05-13-09.docx)‑34

5/14/2009 House Amended [HJ](file:///h:\HJ%20Archive\2009\05-14-09.docx)‑63

5/14/2009 House Read second time [HJ](file:///h:\HJ%20Archive\2009\05-14-09.docx)‑63

5/14/2009 House Roll call Yeas‑110 Nays‑2 [HJ](file:///h:\HJ%20Archive\2009\05-14-09.docx)‑63

5/14/2009 House Unanimous consent for third reading on next legislative day [HJ](file:///h:\HJ%20Archive\2009\05-14-09.docx)‑65

5/15/2009 House Read third time and returned to Senate with amendments [HJ](file:///h:\HJ%20Archive\2009\05-15-09.docx)‑2

5/20/2009 Senate Non‑concurrence in House amendment [SJ](file:///h:\SJ%20Archive\2009\05-20-09.docx)‑50

5/20/2009 House House recedes from amendment(s) [HJ](file:///h:\HJ%20Archive\2009\05-20-09.docx)‑256

5/21/2009 Senate Ordered enrolled for ratification [SJ](file:///h:\SJ%20Archive\2009\05-21-09.docx)‑8

5/27/2009 Ratified R 74

6/2/2009 Signed By Governor

6/11/2009 Effective date 06/02/09

6/12/2009 Act No. 32

**VERSIONS OF THIS BILL**

[3/18/2009](file:///p:\pprever\2009-10\593_20090318.docx)

[4/22/2009](file:///p:\pprever\2009-10\593_20090422.docx)

[4/23/2009](file:///p:\pprever\2009-10\593_20090423.docx)

[4/28/2009](file:///p:\pprever\2009-10\593_20090428.docx)

[4/29/2009](file:///p:\pprever\2009-10\593_20090429.docx)

[5/13/2009](file:///p:\pprever\2009-10\593_20090513.docx)

[5/14/2009](file:///p:\pprever\2009-10\593_20090514.docx)

(A32, R74, S593)

**AN ACT TO AMEND SECTION 16‑23‑430, CODE OF LAWS OF SOUTH CAROLINA, 1976, RELATING TO THE PROHIBITION ON THE CARRYING OF WEAPONS ON SCHOOL PROPERTY, SO AS TO PROVIDE AN EXCEPTION FOR PERSONS WHO ARE AUTHORIZED TO CARRY A CONCEALED WEAPON WHEN THE WEAPON IS INSIDE A MOTOR VEHICLE AND SECURED; AND TO AMEND SECTION 16‑23‑420, AS AMENDED, RELATING TO THE PROHIBITION ON THE CARRYING OR DISPLAYING OF FIREARMS IN PUBLIC BUILDINGS AND ADJACENT AREAS, SO AS TO PROVIDE AN EXCEPTION ON SCHOOL PROPERTY FOR PERSONS WHO ARE AUTHORIZED TO CARRY A CONCEALED WEAPON WHEN THE WEAPON IS INSIDE A MOTOR VEHICLE AND SECURED.**

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

**Concealed weapons, school property exception**

SECTION 1. Section 16‑23‑430 of the 1976 Code is amended to read:

“Section 16‑23‑430. (A) It shall be unlawful for any person, except state, county, or municipal law enforcement officers or personnel authorized by school officials, to carry on his person, while on any elementary or secondary school property, a knife, with a blade over two inches long, a blackjack, a metal pipe or pole, firearms, or any other type of weapon, device, or object which may be used to inflict bodily injury or death.

(B) This section does not apply to a person who is authorized to carry a concealed weapon pursuant to Article 4, Chapter 31, Title 23 when the weapon remains inside an attended or locked motor vehicle and is secured in a closed glove compartment, closed console, closed trunk, or in a closed container secured by an integral fastener and transported in the luggage compartment of the vehicle.

(C) A person who violates the provisions of this section is guilty of a felony and, upon conviction, must be fined not more than one thousand dollars or imprisoned not more than five years, or both. Any weapon or object used in violation of this section may be confiscated by the law enforcement division making the arrest.”

**Concealed weapons, school property exception**

SECTION 2. Section 16‑23‑420(A) of the 1976 Code, as last amended by Act 294 of 2004, is further amended to read:

“Section 16‑23‑420. (A) It is unlawful for a person to possess a firearm of any kind on any premises or property owned, operated, or controlled by a private or public school, college, university, technical college, other post‑secondary institution, or in any publicly owned building, without the express permission of the authorities in charge of the premises or property. The provisions of this subsection related to any premises or property owned, operated, or controlled by a private or public school, college, university, technical college, or other post‑secondary institution, do not apply to a person who is authorized to carry a concealed weapon pursuant to Article 4, Chapter 31, Title 23 when the weapon remains inside an attended or locked motor vehicle and is secured in a closed glove compartment, closed console, closed trunk, or in a closed container secured by an integral fastener and transported in the luggage compartment of the vehicle.”

**Time effective**

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

Ratified the 27th day of May, 2009.

Approved the 2nd day of June, 2009.

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