**South Carolina General Assembly**

118th Session, 2009-2010

**A139, R146, S975**

**STATUS INFORMATION**

General Bill

Sponsors: Senator Campsen

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Introduced in the Senate on January 12, 2010

Introduced in the House on February 16, 2010

Passed by the General Assembly on March 12, 2010

Governor's Action: March 31, 2010, Signed

Summary: Bird dogs

**HISTORY OF LEGISLATIVE ACTIONS**

 Date Body Action Description with journal page number

 12/9/2009 Senate Prefiled

 12/9/2009 Senate Referred to Committee on **Fish, Game and Forestry**

 1/12/2010 Senate Introduced and read first time [SJ](file:///h%3A%5CSJ%20Archive%5C2010%5C01-12-10.docx)‑42

 1/12/2010 Senate Referred to Committee on **Fish, Game and Forestry** [SJ](file:///h%3A%5CSJ%20Archive%5C2010%5C01-12-10.docx)‑42

 2/3/2010 Senate Committee report: Favorable **Fish, Game and Forestry** [SJ](file:///h%3A%5CSJ%20Archive%5C2010%5C02-03-10.docx)‑32

 2/4/2010 Senate Read second time [SJ](file:///h%3A%5CSJ%20Archive%5C2010%5C02-04-10.docx)‑6

 2/9/2010 Senate Read third time and sent to House [SJ](file:///h%3A%5CSJ%20Archive%5C2010%5C02-09-10.docx)‑18

 2/16/2010 House Introduced and read first time

 2/16/2010 House Referred to Committee on **Agriculture, Natural Resources and Environmental Affairs**

 3/10/2010 House Committee report: Favorable **Agriculture, Natural Resources and Environmental Affairs** [HJ](file:///h%3A%5CHJ%20Archive%5C2010%5C03-10-10.docx)‑2

 3/11/2010 House Read second time [HJ](file:///h%3A%5CHJ%20Archive%5C2010%5C03-11-10.docx)‑7

 3/11/2010 House Unanimous consent for third reading on next legislative day [HJ](file:///h%3A%5CHJ%20Archive%5C2010%5C03-11-10.docx)‑8

 3/12/2010 House Read third time and enrolled [HJ](file:///h%3A%5CHJ%20Archive%5C2010%5C03-12-10.docx)‑2

 3/25/2010 Ratified R 146

 3/31/2010 Signed By Governor

 4/12/2010 Effective date 03/31/10

 4/13/2010 Act No. 139

**VERSIONS OF THIS BILL**

[12/9/2009](file:///p%3A%5Cpprever%5C2009-10%5C975_20091209.docx)

[2/3/2010](file:///p%3A%5Cpprever%5C2009-10%5C975_20100203.docx)

[3/10/2010](file:///p%3A%5Cpprever%5C2009-10%5C975_20100310.docx)

(A139, R146, S975)

**AN ACT TO AMEND SECTION 50‑11‑65, CODE OF LAWS OF SOUTH CAROLINA, 1976, RELATING TO THE TRAINING OF BIRD DOGS, SO AS TO DEFINE “TRAINING BIRDS”, TO PROVIDE FOR THE USE OF TRAINING BIRDS DURING THE CLOSED SEASON, AND TO PROVIDE THAT TRAINING MUST HAVE MINIMAL DISTURBANCE ON WILD BIRDS.**

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

**Training of bird dogs; training birds defined; use of birds in closed season; minimize the disturbance of wild birds during training**

SECTION 1. Section 50‑11‑65 of the 1976 Code is amended to read:

 “Section 50‑11‑65. (A) For purposes of this section, ‘training birds’ means pen raised quail, chukar, pheasant, Hungarian partridge, or any other upland game birds approved by the Department of Natural Resources and identified in the Bird Dog Trainer’s License required pursuant to subsection (B).

 (B) Persons engaged in the business of training bird dogs in return for money, goods, or services may obtain a Bird Dog Trainer’s License entitling them to the privileges provided in this section.

 (C) The applicant for the license shall provide proof of ownership in or a recorded leasehold instrument for a tract of land to be designated as a bird dog training area. The applicant also shall provide a county or highway map designating the location of the property together with a tax map, aerial photograph, or plat designating the property boundaries. The bird dog training area may not exceed fifty acres for each licensee.

 (D) The boundaries of the area must be posted every one hundred fifty feet or less with signs designating the area as follows: ‘Private Bird Dog Training’.

 (E) The application and the license must list the trainer and not more than two assistants, all of whom must have hunting licenses. Upon receiving a training license, the trainer and his two assistants may train dogs by taking training birds as provided in the license required pursuant to subsection (B). No person, trainer, or assistant may be listed on more than one license.

 (F) The licensee shall maintain records showing the number of training birds purchased or raised, released for bird dog training, and harvested as part of the training program, together with other records the department may require as a condition of the license. A copy of these records must be open for inspection by agents of the department at reasonable times and must be furnished to the department in an annual report before issuance of the next year’s license. The fee for the license is fifty dollars, and the license expires annually June thirtieth.

 (G) The trainer and his assistants shall make reasonable efforts to minimize the disturbance of wild birds during training. Training birds released pursuant to this section must be banded, and recovery or recall pens may be used if the trainer is issued a permit for the pens. Unbanded birds taken in recall pens must be released immediately.

 (H) A person possessing a hunting license may train bird dogs on private land at any time during the year. However, outside the established hunting season for the birds identified in subsection (A), only weapons capable of firing blank ammunition may be used unless feral pigeons have been released and are being used in the training.

 (I) A person violating subsection (D), (E), (F), (G), or (H) is guilty of a misdemeanor and, upon conviction, must be fined not more than two hundred dollars or imprisoned not more than thirty days. A trainer or assistant trainer who violates one or more of these subsections must have his privileges provided under this section suspended for two years from the date of conviction.”

**Time effective**

SECTION 2. This act takes effect upon approval by the Governor.

Ratified the 25th day of March, 2010.

Approved the 31st day of March, 2010.

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