**South Carolina General Assembly**

124th Session, 2021-2022

**H. 3042**

**STATUS INFORMATION**

General Bill

Sponsors: Reps. Jones, Burns, Chumley, Magnuson, Taylor, V.S. Moss, B. Cox, Haddon, McCabe, May, Dabney, Hill, Crawford, Huggins, Bennett, Willis, Trantham, G.R. Smith, Fry, Elliott, Nutt, Morgan, Martin, Ballentine, Bannister, T. Moore, Bustos, Kimmons and M.M. Smith

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Introduced in the House on January 12, 2021

Currently residing in the House Committee on **Judiciary**

Summary: Second Amendment Preservation Act

**HISTORY OF LEGISLATIVE ACTIONS**

Date Body Action Description with journal page number

12/9/2020 House Prefiled

12/9/2020 House Referred to Committee on **Judiciary**

1/12/2021 House Introduced and read first time ([House Journal‑page 47](file:///h:\hj\20210112.docx))

1/12/2021 House Referred to Committee on **Judiciary** ([House Journal‑page 47](file:///h:\hj\20210112.docx))

1/14/2021 House Member(s) request name added as sponsor: May, Dabney

1/27/2021 House Member(s) request name added as sponsor: Hill

2/2/2021 House Member(s) request name added as sponsor: Crawford

2/3/2021 House Member(s) request name added as sponsor: Huggins

2/18/2021 House Member(s) request name added as sponsor: Bennett, Willis, Trantham, G.R.Smith, Fry, Elliott, Nutt, Bannister, Morgan, Martin, Ballentine, T.Moore

2/25/2021 House Member(s) request name added as sponsor: Bustos

3/10/2021 House Member(s) request name added as sponsor: Kimmons

3/23/2021 House Member(s) request name added as sponsor: M.M.Smith

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**VERSIONS OF THIS BILL**

[12/9/2020](file:///p:\pprever\2021-22\3042_20201209.docx)

**A** **BILL**

TO AMEND THE CODE OF LAWS OF SOUTH CAROLINA, 1976, BY ADDING ARTICLE 9 TO CHAPTER 31, TITLE 23 SO AS TO ENACT THE “SECOND AMENDMENT PRESERVATION ACT” AND PROVIDE THAT NO PUBLIC FUNDS, PERSONNEL, OR PROPERTY SHALL BE ALLOCATED FOR THE IMPLEMENTATION, REGULATION, OR ENFORCEMENT OF ANY EXECUTIVE ORDER, OR DIRECTIVE ISSUED BY THE PRESIDENT OF THE UNITED STATES OR AN ACT OF THE UNITED STATES CONGRESS THAT BECOMES EFFECTIVE AFTER JANUARY 1, 2021, THAT REGULATES THE OWNERSHIP, USE, OR POSSESSION OF FIREARMS, AMMUNITION, OR FIREARM ACCESSORIES, AND TO DEFINE THE TERM “FIREARM”.

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

SECTION 1. Chapter 31, Title 23 of the 1976 Code is amended by adding:

“Article 9

Second Amendment Preservation Act

Section 23‑31‑910. This article may be referred to as the ‘Second Amendment Preservation Act’.

Section 23‑31‑920. The General Assembly finds that the Second Amendment to the United States Constitution protects an individual’s right to ‘keep and bear arms’ and further provides that the right to keep and bear arms may not be infringed.

Section 23‑31‑930. (A) Notwithstanding another provision of law:

(1) no public funds of this State, or any political subdivision of this State, shall be allocated for the implementation, regulation, or enforcement of any executive order, or directive issued by the President of the United States or an act of the United States Congress that becomes effective after January 1, 2021, that regulates the ownership, use, or possession of firearms, ammunition, or firearm accessories; and

(2) no personnel or property of this State, or any political subdivision of this State, shall be allocated to the implementation, regulation, or enforcement of any executive order, or directive issued by the President of the United States after January 1, 2021, that regulates the ownership, use, or possession of firearms, ammunitions, or firearm accessories.

(B) For purposes of this section, ‘firearm’ has the same meaning as defined in Section 23‑31‑1050(3).”

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

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