**South Carolina General Assembly**

124th Session, 2021-2022

**H. 3710**

**STATUS INFORMATION**

Joint Resolution

Sponsors: Reps. Burns, Chumley, Haddon, Long, Taylor, B. Cox, Elliott, Jones, Huggins, Hixon, Hiott, Forrest and Pope

Document Path: l:\council\bills\cc\15982zw21.docx

Companion/Similar bill(s): 588

Introduced in the House on January 26, 2021

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

Summary: Right to keep and bear arms

**HISTORY OF LEGISLATIVE ACTIONS**

Date Body Action Description with journal page number

1/26/2021 House Introduced and read first time ([House Journal‑page 9](file:///h:\hj\20210126.docx))

1/26/2021 House Referred to Committee on **Judiciary** ([House Journal‑page 9](file:///h:\hj\20210126.docx))

1/27/2021 House Member(s) request name added as sponsor: Taylor, B.Cox, Elliott

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

2/9/2021 House Member(s) request name added as sponsor: Huggins

2/10/2021 House Member(s) request name added as sponsor: Hixon, Hiott, Forrest

3/17/2021 House Member(s) request name added as sponsor: Pope

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**VERSIONS OF THIS BILL**

[1/26/2021](file:///p:\pprever\2021-22\3710_20210126.docx)

**A** **JOINT RESOLUTION**

PROPOSING AN AMENDMENT TO SECTION 20, ARTICLE I OF THE CONSTITUTION OF SOUTH CAROLINA, 1895, RELATING TO THE RIGHT TO KEEP AND BEAR ARMS, SO AS TO PROVIDE THAT EVERY CITIZEN HAS THE FUNDAMENTAL AND INALIENABLE RIGHT TO BEAR ARMS IN DEFENSE OF HIMSELF AND THE STATE, AND ANY RESTRICTION ON THIS RIGHT SHALL BE SUBJECT TO STRICT SCRUTINY.

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

SECTION 1. It is proposed that Section 20, Article I of the Constitution of this State, be amended to read:

“Section 20. A well regulated militia being necessary to the security of a free State, the right of the people to keep and bear arms shall not be infringed. Every citizen has the fundamental and inalienable right to bear arms in defense of himself and the State. Any restriction on this right shall be subject to strict scrutiny. No citizen shall be compelled by any international treaty or international law to take an action that prohibits, limits, or otherwise interferes with his fundamental and inalienable right to keep and bear arms in defense of himself and the State, if such treaty or law, or its adoption, violates the United States Constitution. As, in times of peace, armies are dangerous to liberty, they shall not be maintained without the consent of the General Assembly. The military power of the State shall always be held in subordination to the civil authority and be governed by it. No soldier shall in time of peace be quartered in any house without the consent of the owner nor in time of war but in the manner prescribed by law.”

SECTION 2. The proposed amendment must be submitted to the qualified electors at the next general election for representatives. Ballots must be provided at the various voting precincts with the following words printed or written on the ballot:

“Must Section 20, Article I of the Constitution of this State, relating to the right to keep and bear arms, be amended so as to provide that every citizen has the fundamental and inalienable right to bear arms in defense of himself and the State, that any restriction on this right shall be subject to strict scrutiny, and that no citizen shall be compelled by any international treaty or international law to take an action that prohibits, limits, or otherwise interferes with his fundamental and inalienable right to keep and bear arms in defense of himself and the State, if such treaty or law, or its adoption, violates the United States Constitution?

Yes 

No 

Those voting in favor of the question shall deposit a ballot with a check or cross mark in the square after the word ‘Yes’, and those voting against the question shall deposit a ballot with a check or cross mark in the square after the word ‘No’.”

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