

## Session 124 - (2021-2022)

### **H 3491 General Bill, By Burns, Chumley, McGarry, Haddon, V.S. Moss, Taylor, Hixon, Hiott, Forrest, Pope and Daning**

#### **Summary:** Citizen and Taxpayer Protection Act

A BILL TO AMEND THE CODE OF LAWS OF SOUTH CAROLINA, 1976, SO AS TO ENACT THE "CITIZEN AND TAXPAYER PROTECTION ACT"; BY ADDING SECTION 8-1-90 SO AS TO DECLARE THAT A PUBLIC OFFICER ORDERING LAW ENFORCEMENT TO PROHIBIT ENFORCEMENT PROVISIONS OF THE CITIZEN AND TAXPAYER PROTECTION ACT IS GUILTY OF MISCONDUCT IN OFFICE; BY ADDING SECTION 10-1-220 SO AS TO PROHIBIT CAMPING ON STATE-OWNED LAND THAT IS NOT DESIGNATED FOR CAMPING; BY ADDING SECTION 16-3-605 SO AS TO DESIGNATE AN ASSAULT ON A FIRST RESPONDER AS A SEPARATE CRIME; BY ADDING SECTION 16-5-150 SO AS TO PROHIBIT THE UNLAWFUL OBSTRUCTION OF PUBLIC HIGHWAYS AND ROADS; TO AMEND SECTION 16-3-210, RELATING TO ASSAULT AND BATTERY BY A MOB, SO AS TO ESTABLISH A PRESUMPTION FOR PREMEDITATION AND TO REMOVE NONBINDING LAW; TO AMEND SECTION 16-3-1075, RELATING TO FELONY CARJACKING, SO AS TO ADD A PRESUMPTION WHEN AN ATTEMPT TO TAKE A MOTOR VEHICLE IS COMMITTED BY A MOB; TO AMEND SECTION 16-5-130, RELATING TO PENALTIES FOR INSTIGATING, AIDING, OR PARTICIPATING IN A RIOT, SO AS TO INCLUDE A MANDATORY ORDER OF RESTITUTION UPON CONVICTION; TO AMEND SECTION 16-11-440, SO AS TO INCLUDE REFERENCES TO THE DEFINITION OF "MOB"; TO AMEND SECTION 16-23-410, RELATING TO POINTING A FIREARM AT ANOTHER PERSON, SO AS TO PROVIDE A DEFENSE WHEN A PERSON IS BEING CONFRONTED BY A MOB; AND TO AMEND SECTION 23-31-520, RELATING TO THE POWER TO REGULATE PUBLIC USE OF FIREARMS AND THE CONFISCATION OF FIREARMS OR AMMUNITION, SO AS TO REMOVE THE AUTHORITY OF A COUNTY, MUNICIPALITY, OR POLITICAL SUBDIVISION TO REGULATE GUN DISCHARGE OR THE BRANDISHMENT OF A FIREARM.

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| <b>12/16/20</b> | <b>House</b> | <b>Prefiled</b>   |
| <b>12/16/20</b> | <b>House</b> | <b>Referred to Committee on Judiciary</b>                                     |
| <b>01/12/21</b> | <b>House</b> | <b>Introduced and read first time (House Journal-page 210)</b>                |
| <b>01/12/21</b> | <b>House</b> | <b>Referred to Committee on Judiciary (House Journal-page 210)</b>            |
| <b>02/10/21</b> | <b>House</b> | <b>Member(s) request name added as sponsor: Taylor, Hixon, Hiott, Forrest</b> |
| <b>03/17/21</b> | <b>House</b> | <b>Member(s) request name added as sponsor: Pope</b>                          |
| <b>06/21/21</b> | <b>House</b> | <b>Member(s) request name added as sponsor: Daning</b>                        |