

## Session 120 - (2013-2014)

**H 3564 General Bill, By M.S. McLeod, Bowen, Sabb, Rutherford, Southard, Bernstein, Alexander, Finlay, Hart and Howard**

**Similar (S 0413, H 3560)**

**Summary:** Handguns

A BILL TO AMEND SECTION 16-23-30, AS AMENDED, CODE OF LAWS OF SOUTH CAROLINA, 1976, RELATING TO, AMONG OTHER THINGS, INDIVIDUALS WHO ARE PROHIBITED FROM POSSESSING OR ACQUIRING A HANDGUN, SO AS TO INCLUDE INDIVIDUALS ADJUDICATED MENTALLY ILL AND INVOLUNTARILY COMMITTED TO A MENTAL INSTITUTION FOR INPATIENT OR OUTPATIENT TREATMENT, INDIVIDUALS FOUND NOT FIT TO STAND TRIAL, AND INDIVIDUALS FOR WHOM A VERDICT HAS BEEN RETURNED "NOT GUILTY BY REASON OF INSANITY" OR "GUILTY BUT MENTALLY ILL"; TO AMEND TO AMEND 44-17-580, AS AMENDED, RELATING TO THE INVOLUNTARY COMMITMENT OF INDIVIDUALS TO A MENTAL HEALTH INSTITUTION, SO AS TO REQUIRE THE PROBATE COURT TO NOTIFY THE SOUTH CAROLINA LAW ENFORCEMENT DIVISION (SLED) IF SUCH A DETERMINATION IS MADE AND TO REQUIRE SLED TO TRANSMIT THIS INFORMATION TO THE NATIONAL INSTANT CRIMINAL BACKGROUND CHECK SYSTEM (NICS); TO AMEND SECTION 44-24-140 RELATING TO THE INVOLUNTARY COMMITMENT OF CHILDREN IN NEED OF MENTAL HEALTH TREATMENT, SO AS TO REQUIRE THE PROBATE COURT TO NOTIFY THE SOUTH CAROLINA LAW ENFORCEMENT DIVISION (SLED) IF SUCH A DETERMINATION IS MADE AND TO REQUIRE SLED TO TRANSMIT THIS INFORMATION TO (NICS); TO AMEND SECTION 44-23-430, AS AMENDED, RELATING TO FINDING A DEFENDANT NOT FIT TO STAND TRIAL, SO AS TO REQUIRE THE COURT TO NOTIFY THE SOUTH CAROLINA LAW ENFORCEMENT DIVISION THAT SUCH A FINDING WAS MADE AND TO REQUIRE THE SOUTH CAROLINA LAW ENFORCEMENT DIVISION TO TRANSMIT THIS INFORMATION TO (NICS); TO AMEND SECTION 17-24-40, AS AMENDED, AND SECTION 17-24-70 RELATING, RESPECTIVELY, TO A DEFENDANT FOUND NOT GUILTY BY REASON OF INSANITY AND A DEFENDANT FOUND GUILTY BUT MENTALLY ILL, SO AS TO REQUIRE THE TRIAL JUDGE TO NOTIFY SLED THAT SUCH VERDICTS WERE RETURNED AND TO REQUIRE SLED TO TRANSMIT THIS INFORMATION TO (NICS); BY ADDING SECTION 23-3-180 SO AS TO REQUIRE SLED TO TRANSMIT INFORMATION RECEIVED FROM THE COURT TO NICS AND TO REQUIRE SLED TO CROSS REFERENCE THIS INFORMATION WITH SLED'S CONCEALED WEAPONS PERMIT DATABASE AND OTHER DATABASES THAT MAY CONTAIN INFORMATION WHICH MAY CONTRIBUTE TO THE SAFETY AND PROTECTION OF THE PUBLIC; AND BY ADDING SECTION 23-31-219 SO AS TO REQUIRE SLED TO CONDUCT A REVIEW OF ITS CONCEALED WEAPONS PERMIT DATABASE TO DETERMINE IF AN INDIVIDUAL REPORTED TO SLED BY THE COURT HAS A CURRENT PERMIT AND IF SO, TO REQUIRE SLED TO NOTIFY THE PERMITTEE AND THE SHERIFF OF THE COUNTY IN WHICH THE PERMIT WAS ISSUED THAT THE PERMIT HAS BEEN REVOKED AND MUST BE SURRENDERED.

**02/19/13 House Introduced and read first time (House Journal-page 44)**

**02/19/13 House Referred to Committee on Judiciary (House Journal-page 44)**