

Session 119 - (2011-2012)

H 5097 General Bill, By Pitts

Summary: Law Abiding Citizens Protection Act

A BILL TO AMEND THE CODE OF LAWS OF SOUTH CAROLINA, 1976, SO AS TO ENACT THE "LAW ABIDING CITIZENS PROTECTION ACT OF 2012", BY ADDING SECTION 16-23-510 SO AS TO PROVIDE A LIST OF LOCATIONS WHERE CERTAIN PERSONS ARE PROHIBITED FROM CARRYING A HANDGUN; TO AMEND SECTION 16-23-20, AS AMENDED, RELATING TO THE UNLAWFUL CARRYING OF HANDGUNS, SO AS TO REVISE THE CIRCUMSTANCES THAT CONSTITUTE THE UNLAWFUL CARRYING OF A HANDGUN; TO AMEND SECTION 16-23-420, AS AMENDED, RELATING TO THE POSSESSION OF A FIREARM ON SCHOOL PROPERTY, SO AS TO REVISE THE CIRCUMSTANCES UPON WHICH A PERSON CAN CARRY A FIREARM ON SCHOOL PROPERTY; TO AMEND SECTION 16-23-430, AS AMENDED, RELATING TO CARRYING WEAPONS ON SCHOOL PROPERTY, SO AS TO REVISE THE CIRCUMSTANCES UPON WHICH A PERSON MAY CARRY A WEAPON ON SCHOOL PROPERTY; TO AMEND SECTION 16-23-460, AS AMENDED, RELATING TO THE UNLAWFUL CARRYING OF A DEADLY WEAPON, SO AS TO REVISE THE CIRCUMSTANCES UPON WHICH IT IS UNLAWFUL TO CARRY A DEADLY WEAPON; TO AMEND SECTION 16-23-465, AS AMENDED, RELATING TO ADDITIONAL PENALTIES FOR UNLAWFULLY CARRYING A PISTOL OR FIREARM ONTO THE PREMISES OF CERTAIN BUSINESSES THAT SELL ALCOHOLIC BEVERAGES, SO AS TO DELETE THE REFERENCE TO PENALTIES ASSOCIATED WITH THE OFFENSES OF ROBBERY AND ATTEMPTED ROBBERY WHILE ARMED WITH A DEADLY WEAPON AND THE UNLAWFUL CARRYING OF CERTAIN CONCEALED DEADLY WEAPONS, TO DELETE THE PROVISION THAT REVOKES THE CONCEALED WEAPONS PERMIT OF A PERSON WHO VIOLATES THIS SECTION, TO REDUCE THE PENALTY FOR A VIOLATION OF THIS PROVISION, TO PROVIDE THAT THE PENALTIES IN THIS SECTION ARE IN ADDITION TO THOSE ASSOCIATED WITH THE OFFENSES OF ENTERING A PREMISES AFTER BEING WARNED NOT TO OR FAILING TO LEAVE A PREMISES AFTER BEING ASKED TO LEAVE, AND THE UNLAWFUL CARRYING OF A CONCEALED WEAPON ONTO A PREMISES BY A PERSON WHO HAS BEEN ISSUED A CONCEALED WEAPONS PERMIT, AND TO REVISE THE CIRCUMSTANCE IN WHICH THIS SECTION APPLIES; TO AMEND SECTION 23-31-10, RELATING TO THE PURCHASE OF A RIFLE OR SHOTGUN IN A CONTIGUOUS STATE, SO AS TO DELETE THE TERM "CONTIGUOUS STATE" AND REPLACE IT WITH THE TERM "ANOTHER STATE"; TO AMEND SECTION 23-31-215, AS AMENDED, RELATING TO THE ISSUANCE OF CONCEALED WEAPON PERMITS, SO AS TO DELETE THE PROVISION THAT REQUIRES A PERMIT HOLDER TO HAVE HIS IDENTIFICATION CARD IN HIS POSSESSION WHENEVER HE CARRIES A CONCEALABLE WEAPON AND INFORM A LAW ENFORCEMENT OFFICER THAT HE IS A PERMIT HOLDER UNDER CERTAIN CIRCUMSTANCES, TO REVISE THE LOCATIONS UPON WHICH IT IS LAWFUL TO CARRY A CONCEALABLE WEAPON WITH AND WITHOUT A PERMIT, AND TO REVISE THE CIRCUMSTANCES UPON WHICH A VALID OUT-OF-STATE PERMIT TO CARRY A CONCEALABLE WEAPON MUST BE HONORED; TO AMEND SECTIONS 23-31-220 AND 23-31-225, RELATING TO THE CARRYING OF CONCEALABLE WEAPONS UPON THE PREMISES OF A BUSINESS OR A RESIDENCE, SO AS TO REVISE THE CIRCUMSTANCES UPON WHICH IT IS LAWFUL TO CARRY A CONCEALABLE WEAPON ON THESE PREMISES; AND TO REPEAL SECTION 23-31-180 RELATING TO PROHIBITIONS AGAINST THE HOLDING, STORING, HANDLING, AND SELLING OF A HANDGUN WHICH HAS A DIE-CAST METAL ALLOY FRAME OR RECEIVER THAT MELTS AT LESS THAN EIGHT HUNDRED DEGREES FAHRENHEIT.

03/28/12 House Introduced and read first time (House Journal-page 47)

03/28/12 House Referred to Committee on Judiciary (House Journal-page 47)