**South Carolina General Assembly**

118th Session, 2009-2010

**A83, R104, H3483**

**STATUS INFORMATION**

Joint Resolution

Sponsors: Reps. White, M.A. Pitts, Toole, Willis, Barfield, Clemmons, Hardwick and Hearn

Document Path: l:\council\bills\gjk\20059sd09.docx

Introduced in the House on February 10, 2009

Introduced in the Senate on April 23, 2009

Last Amended on May 20, 2009

Passed by the General Assembly on May 21, 2009

Governor's Action: No signature required

Summary: Wildlife and fish

**HISTORY OF LEGISLATIVE ACTIONS**

 Date Body Action Description with journal page number

 2/10/2009 House Introduced and read first time [HJ](file:///h%3A%5CHJ%20Archive%5C2009%5C02-10-09.docx)‑9

 2/10/2009 House Referred to Committee on **Agriculture, Natural Resources and Environmental Affairs** [HJ](file:///h%3A%5CHJ%20Archive%5C2009%5C02-10-09.docx)‑10

 4/1/2009 House Committee report: Favorable with amendment **Agriculture, Natural Resources and Environmental Affairs** [HJ](file:///h%3A%5CHJ%20Archive%5C2009%5C04-01-09.docx)‑5

 4/2/2009 House Member(s) request name added as sponsor: Barfield, Clemmons, Hardwick, Hearn

 4/21/2009 House Amended [HJ](file:///h%3A%5CHJ%20Archive%5C2009%5C04-21-09.docx)‑42

 4/21/2009 House Read second time [HJ](file:///h%3A%5CHJ%20Archive%5C2009%5C04-21-09.docx)‑42

 4/21/2009 House Roll call Yeas‑106 Nays‑1 [HJ](file:///h%3A%5CHJ%20Archive%5C2009%5C04-21-09.docx)‑46

 4/22/2009 House Read third time and sent to Senate [HJ](file:///h%3A%5CHJ%20Archive%5C2009%5C04-22-09.docx)‑28

 4/23/2009 Senate Introduced and read first time [SJ](file:///h%3A%5CSJ%20Archive%5C2009%5C04-23-09.docx)‑7

 4/23/2009 Senate Referred to Committee on **Judiciary** [SJ](file:///h%3A%5CSJ%20Archive%5C2009%5C04-23-09.docx)‑7

 5/5/2009 Senate Referred to Subcommittee: L.Martin (ch), Malloy, Williams, Campsen, Massey

 5/14/2009 Senate Committee report: Favorable **Judiciary** [SJ](file:///h%3A%5CSJ%20Archive%5C2009%5C05-14-09.docx)‑13

 5/20/2009 Senate Amended [SJ](file:///h%3A%5CSJ%20Archive%5C2009%5C05-20-09.docx)‑27

 5/20/2009 Senate Read second time [SJ](file:///h%3A%5CSJ%20Archive%5C2009%5C05-20-09.docx)‑27

 5/21/2009 Senate Read third time and returned to House with amendments [SJ](file:///h%3A%5CSJ%20Archive%5C2009%5C05-21-09.docx)‑16

 5/21/2009 Scrivener's error corrected

 5/21/2009 House Concurred in Senate amendment and enrolled [HJ](file:///h%3A%5CHJ%20Archive%5C2009%5C05-21-09.docx)‑126

 5/21/2009 House Roll call Yeas‑106 Nays‑0 [HJ](file:///h%3A%5CHJ%20Archive%5C2009%5C05-21-09.docx)‑126

 5/27/2009 Ratified R 104

 5/27/2009 No signature required

 5/27/2009 Effective date 05/27/09

 7/21/2009 Act No. 83

**VERSIONS OF THIS BILL**

[2/10/2009](file:///p%3A%5Cpprever%5C2009-10%5C3483_20090210.docx)

[4/1/2009](file:///p%3A%5Cpprever%5C2009-10%5C3483_20090401.docx)

[4/21/2009](file:///p%3A%5Cpprever%5C2009-10%5C3483_20090421.docx)

[5/14/2009](file:///p%3A%5Cpprever%5C2009-10%5C3483_20090514.docx)

[5/20/2009](file:///p%3A%5Cpprever%5C2009-10%5C3483_20090520.docx)

[5/21/2009](file:///p%3A%5Cpprever%5C2009-10%5C3483_20090521.docx)

(A83, R104, H3483)

**A JOINT RESOLUTION TO PROPOSE AN AMENDMENT TO ARTICLE I OF THE CONSTITUTION OF SOUTH CAROLINA, 1895, RELATING TO THE DECLARATION OF RIGHTS UNDER THE STATE’S CONSTITUTION, BY ADDING SECTION 25 SO AS TO PROVIDE THAT HUNTING AND FISHING ARE VALUABLE PARTS OF THE STATE’S HERITAGE, IMPORTANT FOR CONSERVATION, AND A PROTECTED MEANS OF MANAGING NONTHREATENED WILDLIFE; TO PROVIDE THAT THE CITIZENS OF SOUTH CAROLINA SHALL HAVE THE RIGHT TO HUNT, FISH, AND HARVEST WILDLIFE TRADITIONALLY PURSUED, SUBJECT TO LAWS AND REGULATIONS PROMOTING SOUND WILDLIFE CONSERVATION AND MANAGEMENT AS PRESCRIBED BY THE GENERAL ASSEMBLY; AND TO SPECIFY THAT THIS SECTION MUST NOT BE CONSTRUED TO ABROGATE ANY PRIVATE PROPERTY RIGHTS, EXISTING STATE LAWS OR REGULATIONS, OR THE STATE’S SOVEREIGNTY OVER ITS NATURAL RESOURCES.**

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

**Right to hunting and fishing**

SECTION 1. It is proposed that Article I of the Constitution of this State be amended by adding:

 “Section 25. The traditions of hunting and fishing are valuable parts of the state’s heritage, important for conservation, and a protected means of managing nonthreatened wildlife. The citizens of this State have the right to hunt, fish, and harvest wildlife traditionally pursued, subject to laws and regulations promoting sound wildlife conservation and management as prescribed by the General Assembly. Nothing in this section shall be construed to abrogate any private property rights, existing state laws or regulations, or the state’s sovereignty over its natural resources.”

**Question presented**

SECTION 2. The proposed amendment in Section 1 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 Article I of the Constitution of this State, relating to the declaration of rights under the state’s constitution, be amended by adding Section 25 so as to provide that hunting and fishing are valuable parts of the state’s heritage, important for conservation, and a protected means of managing nonthreatened wildlife; to provide that the citizens of South Carolina shall have the right to hunt, fish, and harvest wildlife traditionally pursued, subject to laws and regulations promoting sound wildlife conservation and management as prescribed by the General Assembly; and to specify that this section must not be construed to abrogate any private property rights, existing state laws or regulations, or the state’s sovereignty over its natural resources?

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’.”

Ratified the 27th day of May, 2009.

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