**South Carolina General Assembly**

118th Session, 2009-2010

**A47, R107, H3572**

**STATUS INFORMATION**

General Bill

Sponsors: Rep. Umphlett

Document Path: l:\council\bills\ms\7113zw09.docx

Companion/Similar bill(s): 671

Introduced in the House on February 18, 2009

Introduced in the Senate on April 23, 2009

Last Amended on May 21, 2009

Passed by the General Assembly on May 21, 2009

Governor's Action: June 2, 2009, Signed

Summary: Shark catching limits

**HISTORY OF LEGISLATIVE ACTIONS**

Date Body Action Description with journal page number

2/18/2009 House Introduced and read first time [HJ](file:///h:\HJ%20Archive\2009\02-18-09.docx)‑35

2/18/2009 House Referred to Committee on **Agriculture, Natural Resources and Environmental Affairs** [HJ](file:///h:\HJ%20Archive\2009\02-18-09.docx)‑35

4/1/2009 House Committee report: Favorable **Agriculture, Natural Resources and Environmental Affairs** [HJ](file:///h:\HJ%20Archive\2009\04-01-09.docx)‑3

4/21/2009 House Read second time [HJ](file:///h:\HJ%20Archive\2009\04-21-09.docx)‑41

4/22/2009 House Read third time and sent to Senate [HJ](file:///h:\HJ%20Archive\2009\04-22-09.docx)‑28

4/23/2009 Senate Introduced and read first time [SJ](file:///h:\SJ%20Archive\2009\04-23-09.docx)‑8

4/23/2009 Senate Referred to Committee on **Fish, Game and Forestry** [SJ](file:///h:\SJ%20Archive\2009\04-23-09.docx)‑8

5/6/2009 Senate Committee report: Favorable **Fish, Game and Forestry** [SJ](file:///h:\SJ%20Archive\2009\05-06-09.docx)‑15

5/7/2009 Senate Read second time [SJ](file:///h:\SJ%20Archive\2009\05-07-09.docx)‑25

5/12/2009 Senate Amended [SJ](file:///h:\SJ%20Archive\2009\05-12-09.docx)‑15

5/12/2009 Senate Read third time and returned to House with amendments [SJ](file:///h:\SJ%20Archive\2009\05-12-09.docx)‑15

5/14/2009 House Non‑concurrence in Senate amendment [HJ](file:///h:\HJ%20Archive\2009\05-14-09.docx)‑50

5/14/2009 House Roll call Yeas‑0 Nays‑96 [HJ](file:///h:\HJ%20Archive\2009\05-14-09.docx)‑50

5/19/2009 Senate Senate insists upon amendment and conference committee appointed McGill, Knotts, and Cleary [SJ](file:///h:\SJ%20Archive\2009\05-19-09.docx)‑17

5/19/2009 House Conference committee appointed Reps. GM Smith, Umphlett, and HB Brown [HJ](file:///h:\HJ%20Archive\2009\05-19-09.docx)‑55

5/21/2009 Senate Conference report adopted [SJ](file:///h:\SJ%20Archive\2009\05-21-09.docx)‑104

5/21/2009 House Conference report received and adopted [HJ](file:///h:\HJ%20Archive\2009\05-21-09.docx)‑49

5/21/2009 House Roll call Yeas‑97 Nays‑3 [HJ](file:///h:\HJ%20Archive\2009\05-21-09.docx)‑49

5/21/2009 House Ordered enrolled for ratification [HJ](file:///h:\HJ%20Archive\2009\05-21-09.docx)‑66

5/27/2009 Ratified R 107

6/2/2009 Signed By Governor

6/11/2009 Effective date 06/02/09

6/12/2009 Act No. 47

**VERSIONS OF THIS BILL**

[2/18/2009](file:///p:\pprever\2009-10\3572_20090218.docx)

[4/1/2009](file:///p:\pprever\2009-10\3572_20090401.docx)

[5/6/2009](file:///p:\pprever\2009-10\3572_20090506.docx)

[5/12/2009](file:///p:\pprever\2009-10\3572_20090512.docx)

[5/21/2009](file:///p:\pprever\2009-10\3572_20090521.docx)

(A47, R107, H3572)

**AN ACT TO AMEND THE CODE OF LAWS OF SOUTH CAROLINA, 1976, BY REPEALING SECTION 50‑5‑1707 RELATING TO SHARK CATCH LIMITS; BY ADDING SECTION 50‑13‑400 SO AS TO ESTABLISH CREEL AND SIZE LIMITS FOR CRAPPIE TAKEN IN LAKE MURRAY; AND BY ADDING SECTION 50‑5‑2017 SO AS TO ESTABLISH THE FLOUNDER POPULATION STUDY PROGRAM TO BE ADMINISTERED BY THE DEPARTMENT OF NATURAL RESOURCES, TO SET FLOUNDER CATCH LIMITS AND PROHIBIT THE USE OF ARTIFICIAL ILLUMINATION POWERED BY GENERATORS, AND TO ESTABLISH THE DURATION OF THE PROGRAM.**

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

**Repeal**

SECTION 1. Section 50‑5‑1707 of the 1976 Code is repealed.

**Lake Murray crappie creel and size limits**

SECTION 2. Article 1, Chapter 13, Title 50 of the 1976 Code is amended by adding:

“Section 50‑13‑400. (A) In Lake Murray it is unlawful to take or possess more than twenty crappie (Pomoxis spp.) per day.

(B) In Lake Murray it is unlawful to take or possess crappie (Pomoxis spp.) less than eight inches in total length.”

**Flounder Population Study Program and catch limits**

SECTION 3. Chapter 5, Title 50 of the 1976 Code is amended by adding:

“Section 50‑5‑2017. (A) There is established the Flounder Population Study Program to be administered by the Department of Natural Resources. The program shall study the effects of flounder catch limits and the prohibition of artificial illumination powered by generators on flounder of the species Paralichthys dentatus, commonly known as the summer flounder, located in the waters of Murrells Inlet Estuary, Pawleys Island Estuary, and the creeks of Litchfield flowing into Pawleys Island Estuary. For purposes of this section, ‘gigging’ means using a rod with one or multiple prongs to spear a fish.

(B) During the term of the program in the area defined in subsection (A):

(1) the lawful flounder gigging and fishing catch limit is ten per day for any individual, not to exceed twenty flounder in any one day on any boat;

(2) it is unlawful to use any type of artificial illumination powered by generator while gigging or fishing for flounder from a boat or while wading in the water.

(C) The program shall run for five years, beginning January 1, 2010, and ending December 31, 2015.

(D) The Department of Natural Resources must compile its findings and submit the report to the General Assembly by March 16, 2016.”

**Time effective**

SECTION 4. This act takes effect upon approval by the Governor.

Ratified the 27th day of May, 2009.

Approved the 2nd day of June, 2009.

\_\_\_\_\_\_\_\_\_\_