**South Carolina General Assembly**

121st Session, 2015-2016

**H. 3115**

**STATUS INFORMATION**

General Bill

Sponsors: Reps. Pitts, Hixon and Thayer

Document Path: l:\council\bills\swb\5207cm15.docx

Introduced in the House on January 13, 2015

Introduced in the Senate on March 31, 2015

Last Amended on March 25, 2015

Currently residing in the Senate Committee on **Judiciary**

Summary: Firearms and ammunition

**HISTORY OF LEGISLATIVE ACTIONS**

Date Body Action Description with journal page number

12/11/2014 House Prefiled

12/11/2014 House Referred to Committee on **Judiciary**

1/13/2015 House Introduced and read first time ([House Journal‑page 101](file:///h:\HJ%20Archive\2015\01-13-15.docx))

1/13/2015 House Referred to Committee on **Judiciary** ([House Journal‑page 101](file:///h:\HJ%20Archive\2015\01-13-15.docx))

1/21/2015 House Member(s) request name added as sponsor: Thayer

3/18/2015 House Committee report: Favorable with amendment **Judiciary** ([House Journal‑page 35](file:///h:\HJ%20Archive\2015\03-18-15.docx))

3/19/2015 House Requests for debate‑Rep(s). Delleney, Whipper, Brannon, Allison, Anderson, Corley, Mack, Hicks, Forrester, RL Brown, Nanney, Henderson, McCoy, Huggins, Quinn, Pope, Stavrinakis, GR Smith, Willis, Bedingfield, Stringer, VS Moss, Yow, Rivers, White, Hill, HA Crawford, Clary, McEachern, Pitts, Johnson ([House Journal‑page 22](file:///h:\HJ%20Archive\2015\03-19-15.docx))

3/25/2015 House Amended ([House Journal‑page 40](file:///h:\HJ%20Archive\2015\03-25-15.docx))

3/25/2015 House Read second time ([House Journal‑page 40](file:///h:\HJ%20Archive\2015\03-25-15.docx))

3/25/2015 House Roll call Yeas‑88 Nays‑0 ([House Journal‑page 42](file:///h:\HJ%20Archive\2015\03-25-15.docx))

3/26/2015 House Read third time and sent to Senate ([House Journal‑page 49](file:///h:\HJ%20Archive\2015\03-26-15.docx))

3/31/2015 Senate Introduced and read first time ([Senate Journal‑page 7](file:///h:\SJ%20Archive\2015\03-31-15.docx))

3/31/2015 Senate Referred to Committee on **Judiciary** ([Senate Journal‑page 4](file:///h:\SJ%20Archive\2015\03-31-15.docx))

View the latest [legislative information](http://www.scstatehouse.gov/billsearch.php?billnumbers=3115&session=121&summary=B) at the website

**VERSIONS OF THIS BILL**

[12/11/2014](file:///p:\pprever\2015-16\3115_20141211.docx)

[3/18/2015](file:///p:\pprever\2015-16\3115_20150318.docx)

[3/25/2015](file:///p:\pprever\2015-16\3115_20150325.docx)

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Indicates New Matter

AMENDED

March 25, 2015

**H. 3115**

Introduced by Reps. Pitts, Hixon and Thayer

S. Printed 3/25/15--H.

Read the first time January 13, 2015.

**A** **BILL**

TO AMEND SECTION 23‑31‑510, AS AMENDED, CODE OF LAWS OF SOUTH CAROLINA, 1976, RELATING TO THE REGULATION OF THE OWNERSHIP, TRANSFER, OR POSSESSION OF FIREARMS OR AMMUNITION, SO AS TO PROVIDE THAT NO GOVERNING BODY OF ANY COUNTY, MUNICIPALITY, OR OTHER POLITICAL SUBDIVISION IN THE STATE MAY ENACT, ENFORCE, OR PROMULGATE ANY REGULATION OR ORDINANCE THAT REGULATES OR ATTEMPTS TO REGULATE THE TRANSFER, OWNERSHIP, POSSESSION, CARRYING, OR TRANSPORTATION OF KNIVES, FIREARMS, AMMUNITION, COMPONENTS OF FIREARMS, OR ANY COMBINATION OF THESE THINGS.

Amend Title To Conform

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

SECTION 1. Section 23‑31‑510 of the 1976 Code, as last amended by Act 220 of 2008, is further amended to read:

“Section 23‑31‑510. No governing body of any county, municipality, or other political subdivision in the State may enact or promulgate any regulation or ordinance that regulates or attempts to regulate:

(1) the transfer, ownership, possession, carrying, or transportation of knives, firearms, ammunition, components of firearms, or any combination of these things; or

(2) a landowner discharging a firearm on the landowner’s property to protect the landowner’s family, employees, the general public, or the landowner’s property from animals that the landowner reasonably believes pose a direct threat or danger to the landowner’s property, people on the landowner’s property, or the general public. For purposes of this item, the landowner’s property must be a parcel of land comprised of at least twenty‑five contiguous acres. Any ordinance regulating the discharge of firearms that does not specifically provide for an exclusion pursuant to this item is unenforceable as it pertains to an incident described in this item; otherwise, the ordinance is enforceable.”

SECTION 2. Section 23‑31‑520 of the 1976 Code, as last amended by Act 347 of 2006, is further amended to read:

“Section 23‑31‑520. This article does not affect the authority of any county, municipality, or political subdivision to regulate the careless or negligent discharge or public brandishment of knives or firearms, nor does it prevent the regulation of public brandishment of firearms during the times of or a demonstrated potential for insurrection, invasions, riots, or natural disasters. This article denies any county, municipality, or political subdivision the power to confiscate a firearm or ammunition unless incident to an arrest.”

SECTION 3. This act takes effect upon approval by the Governor.

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