**South Carolina General Assembly**

125th Session, 2023-2024

**H. 3016**

**STATUS INFORMATION**

General Bill

Sponsors: Reps. Hewitt, B. Newton, Chumley, Pope and Leber

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Introduced in the House on January 10, 2023

Currently residing in the House

Summary: Offenses during state of emergency

**HISTORY OF LEGISLATIVE ACTIONS**

 Date Body Action Description with journal page number

 12/8/2022 House Prefiled

 12/8/2022 House Referred to Committee on **Judiciary**

 1/10/2023 House Introduced and read first time (House Journal‑page 41)

 1/10/2023 House Referred to Committee on **Judiciary** (House Journal‑page 41)

 1/24/2023 House Member(s) request name added as sponsor: Leber

View the latest  [legislative information](https://www.scstatehouse.gov/billsearch.php?billnumbers=3016&session=125&summary=B)  at the website

**VERSIONS OF THIS BILL**

[12/08/2022](https://www.scstatehouse.gov/sess125_2023-2024/prever/3016_20221208.docx)

A bill

to amend the South Carolina Code of Laws by amending Section 16-7-10, relating to offenses during a state of emergency, so as to PROVIDE THAT THE FORMER FELONY LOOTING IS NOW CONSIDERED BURGLARY IN THE FIRST DEGREE AND THE PENALTY IS THE SAME AS FOR BURGLARY IN THE FIRST DEGREE.

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

SECTION 1. Section 16‑7‑10(A)(2) of the S.C. Code is amended to read:

 (2)(a) enter into the property of another, without lawful authority and with criminal intent;

 (b) damage the property of another; or

 (c) take possession or otherwise disturb the property of another in any manner.

 A person violating who violates a provision of this item is guilty of the felony of looting burglary in the first degree and, upon conviction, must be fined or imprisoned, or both, in the discretion of the court punished as provided for burglary in the first degree pursuant to Section 16‑11‑311(B). The court must order restitution pursuant to Section 17‑25‑322;

SECTION 2. The repeal or amendment by this act of any law, whether temporary or permanent or civil or criminal, does not affect pending actions, rights, duties, or liabilities founded thereon, or alter, discharge, release or extinguish any penalty, forfeiture, or liability incurred under the repealed or amended law, unless the repealed or amended provision shall so expressly provide. After the effective date of this act, all laws repealed or amended by this act must be taken and treated as remaining in full force and effect for the purpose of sustaining any pending or vested right, civil action, special proceeding, criminal prosecution, or appeal existing as of the effective date of this act, and for the enforcement of rights, duties, penalties, forfeitures, and liabilities as they stood under the repealed or amended laws.

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

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