

From: Nicholas, Wendy <NicholasWB@scdot.org>
To: Veldran, KatherineKatherineVeldran@gov.sc.gov
Date: 12/18/2013 12:48:59 PM
Subject: RE: SCDOT 2nd Amendment infringement policy

My apologies for not getting back sooner, but I have been out some this week. I asked our legal counsel about this policy and they provided me with the statute below that gives us the ability to implement such a policy and it's been in place for several years.

Do you know the background on this? We recently terminated an employee who was given a warning for first offense but then violated it a second time. There were also allegations that the person was threatening another employee, but I don't know that it was confirmed.

SECTION 23-31-220. Right to allow or permit concealed weapons upon premises; signs.

Nothing contained in this article shall in any way be construed to limit, diminish, or otherwise infringe upon:

(1) the **right** of a *public* or private *employer* to prohibit a person who is licensed under this article from carrying a concealable weapon upon the **premises** of the business or work place or while using any machinery, vehicle, or equipment owned or operated by the business;

(2) the right of a private property owner or person in legal possession or control to allow or prohibit the carrying of a concealable weapon upon his premises.

The posting by the employer, owner, or person in legal possession or control of a sign stating "No Concealable Weapons Allowed" shall constitute notice to a person holding a permit issued pursuant to this article that the employer, owner, or person in legal possession or control requests that concealable weapons not be brought upon the premises or into the work place. A person who brings a concealable weapon onto the premises or work place in violation of the provisions of this paragraph may be charged with a violation of Section 16-11-620. In addition to the penalties provided in Section 16-11-620, a person convicted of a second or subsequent violation of the provisions of this paragraph must have his permit revoked for a period of one year. The prohibition contained in this section does not apply to persons specified in Section 16-23-20, item (1).

HISTORY: 1996 Act No. 464, Section 8.

From: Veldran, Katherine [mailto:KatherineVeldran@gov.sc.gov]
Sent: Friday, December 13, 2013 10:59 AM
To: Nicholas, Wendy
Subject: FW: SCDOT 2nd Amendment infringement policy

Please review the email below from Senator Martin.

Thank you,
Katherine

Katherine F. Veldran
Director of Legislative Affairs | Office of Governor Nikki Haley
O: 803-734-5124 | C: 803-767-7583
KatherineVeldran@gov.sc.gov

From: Sen. Shane Martin [<mailto:shane@senatormartin.com>]

Sent: Friday, December 13, 2013 10:43 AM
To: Haley, Nikki
Cc: Veldran, Katherine
Subject: SCDOT 2nd Amendment infringement policy

Gov. Haley,

I trust that you are aware of this SCDOT Policy that infringes on the 2nd Amendment rights of our constituents. Will you please have your appointee, the Secretary of Transportation, revise this policy so that our law abiding citizens and DOT employees can protect themselves to and from work.

Thanks,

Shane