DISCLAIMER

The South Carolina Legislative Council is offering access to the unannotated South Carolina Code of Laws on the Internet as a service to the public. The unannotated South Carolina Code on the General Assembly's website is now current through the 2011 session. The unannotated South Carolina Code, consisting only of Code text, numbering, and history may be copied from this website at the reader's expense and effort without need for permission.

The Legislative Council is unable to assist users of this service with legal questions. Also, legislative staff cannot respond to requests for legal advice or the application of the law to specific facts. Therefore, to understand and protect your legal rights, you should consult your own private lawyer regarding all legal questions.

While every effort was made to ensure the accuracy and completeness of the unannotated South Carolina Code available on the South Carolina General Assembly's website, the unannotated South Carolina Code is not official, and the state agencies preparing this website and the General Assembly are not responsible for any errors or omissions which may occur in these files. Only the current published volumes of the South Carolina Code of Laws Annotated and any pertinent acts and joint resolutions contain the official version.

Please note that the Legislative Council is not able to respond to individual inquiries regarding research or the features, format, or use of this website. However, you may notify Legislative Printing, Information and Technology Systems at [LPITS@scstatehouse.gov](mailto:LPITS@scstatehouse.net) regarding any apparent errors or omissions in content of Code sections on this website, in which case LPITS will relay the information to appropriate staff members of the South Carolina Legislative Council for investigation.

CHAPTER 1.

FELONIES AND MISDEMEANORS; ACCESSORIES

**SECTION 16‑1‑10.** Categorization of felonies and misdemeanors; exemptions.

(A) Felonies are classified, for the purpose of sentencing, into the following six categories:

(1) Class A felonies

(2) Class B felonies

(3) Class C felonies

(4) Class D felonies

(5) Class E felonies

(6) Class F felonies

(B) Misdemeanors are classified, for the purpose of sentencing, into the following three categories:

(1) Class A misdemeanors

(2) Class B misdemeanors

(3) Class C misdemeanors

(C) All offenses with a term of imprisonment of less than one year are misdemeanors and exempt from the classification system.

(D) The following offenses are classified as exempt under subsections (A) and (B):

10‑11‑325(B)(1) Detonating an explosive or destructive device or igniting

an incendiary device upon the capitol grounds or within

the capitol building resulting in death of a person

where there was malice aforethought

12‑21‑6000(B) Possessing marijuana or controlled substances without

appropriate stamps

16‑3‑10 Murder

16‑3‑85(C)(1) Causing the death of a child by abuse or neglect

16‑3‑210(B) Assault and battery by mob in the first degree

16‑3‑655(C)(1) Engaging in Criminal Sexual Conduct with a minor in the

First Degree

16‑3‑910 Kidnapping (if sentenced for murder)

16‑3‑1083(A)(2)(a) Violent crime that carries the death of, or bodily injury

to in utero child

16‑3‑1280 False claim

16‑7‑10 Acts considered unlawful in area designated by Governor in

emergency‑‑looting

16‑7‑10(A)(2) Looting during state of emergency

16‑7‑10 Acts considered unlawful in area designated by Governor in

emergency‑‑looting

16‑9‑290 Accepting bribes for purposes of procuring public office

16‑11‑311(B) Burglary‑‑First degree

16‑11‑370 Robbery of operators of vehicles for hire

16‑13‑80 Larceny of a bicycle valued more than $2,000

16‑15‑20 Incest

16‑15‑110(3) Prostitution‑‑third or subsequent offense

16‑17‑735 False assertion of authority of law, in attempt to

intimidate or hinder state or local official in

discharge of duties, by threats or use of sham legal

process.

16‑23‑715(1) Use of weapons of mass destruction resulting in death

16‑23‑715(2) Use of weapons of mass destruction not resulting in death

16‑23‑720(A)(1) Detonating a destructive device or causing an explosion,

or aiding, counseling, or procuring an explosion by

means of detonation of a destructive device which

results in death of a person where there was malice

aforethought

23‑3‑470(B) (1) Failure of sex offender to register‑‑First offense

23‑3‑470(B) (2) Failure of sex offender to register‑‑Second offense

23‑36‑170(c), (d) Penalty (violation of South Carolina Explosives Control

Act)

23‑3‑650(C) Willful disclosure of certain information contained in

State DNA Database to a person not entitled to receive

it

23‑3‑650(D) Willfully obtaining DNA information contained in State DNA

Database without authorization

Third, fourth, or subsequent offenses

24‑13‑430(A) Inciting prisoners to riot

25‑1‑2957 Recklessly endangering the life of another

25‑7‑30 Giving information respecting national or state defense to

foreign contacts during war

38‑25‑330 Violation of a provision contained in the provisions

relating to the unauthorized transaction of insurance

business

38‑41‑20 Multiple employer self‑insured health plan transacting

business without a license

39‑15‑1190(C) Knowing and willfully using an object or tool to produce

or reproduce a counterfeit mark or possessing an object

with intent to produce or reproduce a counterfeit mark

39‑22‑90(A)(8) State warehouse system violation

40‑55‑170(A) Practicing psychology without being licensed as required

by chapter

44‑4‑530(C) Failure of persons subject to quarantine to comply

44‑4‑530(D) Entry into isolation or quarantine are by unauthorized

person

44‑53‑370(e)(1)(a)3 Prohibited Acts A, penalties (trafficking in marijuana, 10

pounds or more, but less than 100 pounds)

Third or subsequent offenses

44‑53‑370(e)(1)(b) Prohibited Acts A, penalties (trafficking in marijuana,

100 pounds or more of marijuana, but less than 2,000

pounds)

44‑53‑370(e)(1)(c) Prohibited Acts A, (trafficking in marijuana, 2000 pounds

or more, but less than 10,000 pounds)

44‑53‑370(e)(1)(d) Prohibited Acts A, penalties (trafficking in marijuana,

10,000 pounds of marijuana or more)

44‑53‑370(e)(2)(a)3 Prohibited Acts A, penalties (trafficking in cocaine, 10

grams or more, but less than 28 grams)

Third or subsequent offense

44‑53‑370(e)(2)(b)3 Prohibited Acts A, penalties (trafficking in cocaine, 28

grams or more, but less than 100 grams)

44‑53‑370(e)(2)(c) Prohibited Acts A, penalties (trafficking in cocaine, 100

grams or more, but less than 200 grams)

44‑53‑370(e)(2)(d) Prohibited Acts A, penalties (trafficking in cocaine, 200

grams or more, but less than 400 grams)

44‑53‑370(e)(2)(e) Prohibited Acts A, penalties (trafficking in cocaine, 400

grams or more)

44‑53‑370(e)(3)(a)2 Prohibited Acts A, penalties (trafficking in illegal

drugs, 4 grams or more, but less than 14 grams)

Second or subsequent offense

44‑53‑370(e)(3)(b) Prohibited Acts A, penalties (trafficking in illegal

drugs, 14 grams or more, but less than 28 grams)

44‑53‑370(e)(3)(c) Prohibited Acts A, penalties (trafficking in illegal

drugs, 28 grams or more)

44‑53‑370(e)(4)(a)2 Prohibited Acts A, penalties (trafficking in methaqualone,

15 grams or more, but less than 150 grams)

Second or subsequent offense

44‑53‑370(e)(4)(b) Prohibited Acts A, penalties (trafficking in methaqualone,

150 grams but less than 1,500 grams)

44‑53‑370(e)(4)(c) Prohibited Acts A, penalties (trafficking in methaqualone,

possession of 1,500 grams, but less than 15 kilograms of

methaqualone)

44‑53‑370(e)(4)(d) Prohibited Acts A, penalties (trafficking in methaqualone,

15 kilograms or more)

44‑53‑370(e)(5)(c) Prohibited Acts, penalties (trafficking in LSD, 1,000

dosage units or more)

44‑53‑375(C)(1)(c) Trafficking in ice, crank, or crack cocaine 10 grams or

more, but less than 28 grams

Third or subsequent offense

44‑53‑375(C)(2)(c) Trafficking in ice, crank, or crack cocaine 28 grams or

more, but less than 100 grams

Third or subsequent offense

44‑53‑375(C)(3) Trafficking in ice, crank, or crack cocaine 100 grams or

more, but less than 200 grams

44‑53‑375(C)(4) Trafficking in ice, crank, or crack cocaine 200 grams or

more, but less than 400 grams

44‑53‑375(C)(5) Trafficking in ice, crank, or crack cocaine 400 grams or

more

44‑53‑420 Attempting or conspiring to commit an offense made

unlawful by Title 44, Chapter 53, Article 3

46‑9‑90 State Pest Commission violation, second offense

46‑21‑655 Seed certification violations

47‑3‑950 Wrongfully obtaining or exerting unauthorized control over

a guide dog or service animal

47‑19‑120(a) Interference with person performing official duties under

chapter concerning Poultry Products Inspection Law

(Violation of Sections 47‑19‑70 through 47‑19‑110)

56‑5‑2780(B)(1) Unlawfully passing a stopped school bus where great bodily

injury results

56‑5‑2947 Child endangerment

56‑15‑590 Failure of a motor vehicle auction to keep required

records or make them available for inspection

58‑17‑4090 Death that results from obstructing a railroad

63‑11‑90 Violations of provisions contained in Title 63, Chapter

11, Article 1

63‑13‑170 Violation of childcare facilities requirements

63‑13‑1080 Childcare operator refusing inspection and violating fire

and health safety requirements

HISTORY: 1962 Code Section 16‑11; 1960 (51) 1602, 1917; 1969 (56) 730; 1972 (57) 2597; 1980 Act No. 511, Section 2; 1981 Act No. 33, Section 3; 1983 Act No. 114, Section 5; 1983 Act No. 133, Section 2; 1984 Act No. 474, Section 2; 1984 Act No. 477, Section 2; 1985 Act No. 159, Sections 1, 2, 4; 1985 Act No. 201, Part II, Section 32B; 1986 Act No. 491, Section 7; 1987 Act No. 16 Section 8; 1987 Act No. 128 Section 5; 1987 Act No. 168 Section 6; 1988 Act No. 311, Section 2; 1988 Act No. 457, Section 2; 1988 Act No. 490, Section 16; 1989 Act No. 42, Section 2; 1989 Act No. 74, Section 2; 1989 Act No. 88, Section 2; 1989 Act No. 115, Section 2; 1989 Act No. 148, Section 26; 1989 Act No. 189, Part II, Section 43 sub 38; 1990 Act No. 389, Section 2; 1990 Act No. 456, Section 3; 1990 Act No. 604, Section 14; 1991 Act No. 73, Section 3; 1991 Act No. 138, Section 2; 1991 Act No. 248, Section 4; 1992 Act No. 327, Section 2; 1992 Act No. 374, Section 2; 1992 Act No. 412,Section 2; 1993 Act No. 184, Section 1; 1993 Act No. 164, Part II, Section 19B; 1993 Act No. 164, Part II, Section 70B.

**SECTION 16‑1‑20.** Penalties for classes of felonies.

(A) A person convicted of classified offenses, must be imprisoned as follows:

(1) for a Class A felony, not more than thirty years;

(2) for a Class B felony, not more than twenty‑five years;

(3) for a Class C felony, not more than twenty years;

(4) for a Class D felony, not more than fifteen years;

(5) for a Class E felony, not more than ten years;

(6) for a Class F felony, not more than five years;

(7) for a Class A misdemeanor, not more than three years;

(8) for a Class B misdemeanor, not more than two years;

(9) for a Class C misdemeanor, not more than one year.

(B) For all offenders sentenced on or after July 1, 1993, the minimum term of imprisonment required by law does not apply to the offenses listed in Sections 16‑1‑90 and 16‑1‑100 unless the offense refers to a mandatory minimum sentence or the offense prohibits suspension of any part of the sentence. Offenses listed in Section 16‑1‑10(C) and (D) are exempt and minimum terms of imprisonment are applicable. No sentence of imprisonment precludes the timely execution of a death sentence.

(C) This chapter does not apply to the minimum sentences established for fines or community service.

HISTORY: 1962 Code Section 16‑12; 1960 (51) 1602; 1993 Act No. 184, Section 2; 1995 Act No. 7, Part I Section 1.

**SECTION 16‑1‑30.** Classification of new statutory offenses.

All criminal offenses created by statute after July 1, 1993, must be classified according to the maximum term of imprisonment provided in the statute and pursuant to Sections 16‑1‑10 and 16‑1‑20, except as provided in Section 16‑1‑10(D).

HISTORY: 1962 Code Section 16‑13; 1960 (51) 1602; 1993 Act No. 184, Section 3.

**SECTION 16‑1‑40.** Accessory.

A person who aids in the commission of a felony or is an accessory before the fact in the commission of a felony by counseling, hiring, or otherwise procuring the felony to be committed is guilty of a felony and, upon conviction, must be punished in the manner prescribed for the punishment of the principal felon.

HISTORY: 1962 Code Section 16‑1; 1952 Code Section 16‑1; 1942 Code Section 1936; 1932 Code Section 1936; Cr. C. '22 Section 919; Cr. C. '12 Section 919; Cr. C. '02 Section 634; G. S. 2610; R. S. 521; 1714 (2) 48; 1993 Act No. 184, Section 4.

**SECTION 16‑1‑50.** Indictment and conviction of accessories.

A person who counsels, hires, or otherwise procures a felony to be committed may be indicted and convicted:

(1) as an accessory before the fact either with the principal felon or after his conviction; or

(2) of a substantive felony, whether the principal felon has or has not been convicted or is or is not amenable to justice, and may be punished as if convicted of being an accessory before the fact.

HISTORY: 1962 Code Section 16‑2; 1952 Code Section 16‑2; 1942 Code Section 1937; 1932 Code Section 1937; Cr. C. '22 Section 920; Cr. C. '12 Section 920; Cr. C. '02 Section 635; G. S. 2611; R. S. 522; 1712 (2) 484; 1993 Act No. 184, Section 5.

**SECTION 16‑1‑55.** Classification of accessory crimes.

A person who commits the offense of accessory after the fact must be punished based upon the classification below the punishment provided for the principal offense, except for Class A, Class B, and Class C felonies or murder. If the principal offense is a Class A, Class B, or Class C felony or murder, the penalty must be as prescribed for a Class D felony.

HISTORY: 1993 Act No. 184, Section 6.

**SECTION 16‑1‑57.** Classification of third or subsequent conviction of certain property crimes.

A person convicted of an offense for which the term of imprisonment is contingent upon the value of the property involved must, upon conviction for a third or subsequent offense, be punished as prescribed for a Class E felony.

HISTORY: 1993 Act No. 184, Section 7; 1995 Act No. 7, Part I Section 2.

**SECTION 16‑1‑60.** Violent crimes defined.

For purposes of definition under South Carolina law, a violent crime includes the offenses of: murder (Section 16‑3‑10); attempted murder (Section 16‑3‑29); assault and battery by mob, first degree, resulting in death (Section 16‑3‑210(B)), criminal sexual conduct in the first and second degree (Sections 16‑3‑652 and 16‑3‑653); criminal sexual conduct with minors, first and second degree (Section 16‑3‑655); assault with intent to commit criminal sexual conduct, first and second degree (Section 16‑3‑656); assault and battery with intent to kill (Section 16‑3‑620); assault and battery of a high and aggravated nature (Section 16‑3‑600(B)); kidnapping (Section 16‑3‑910); trafficking in persons (Section 16‑3‑930); voluntary manslaughter (Section 16‑3‑50); armed robbery (Section 16‑11‑330(A)); attempted armed robbery (Section 16‑11‑330(B)); carjacking (Section 16‑3‑1075); drug trafficking as defined in Section 44‑53‑370(e) or trafficking cocaine base as defined in Section 44‑53‑375(C); manufacturing or trafficking methamphetamine as defined in Section 44‑53‑375; arson in the first degree (Section 16‑11‑110(A)); arson in the second degree (Section 16‑11‑110(B)); burglary in the first degree (Section 16‑11‑311); burglary in the second degree (Section 16‑11‑312(B)); engaging a child for a sexual performance (Section 16‑3‑810); homicide by child abuse (Section 16‑3‑85(A)(1)); aiding and abetting homicide by child abuse (Section 16‑3‑85(A)(2)); inflicting great bodily injury upon a child (Section 16‑3‑95(A)); allowing great bodily injury to be inflicted upon a child (Section 16‑3‑95(B)); criminal domestic violence of a high and aggravated nature (Section 16‑25‑65); abuse or neglect of a vulnerable adult resulting in death (Section 43‑35‑85(F)); abuse or neglect of a vulnerable adult resulting in great bodily injury (Section 43‑35‑85(E)); taking of a hostage by an inmate (Section 24‑13‑450); detonating a destructive device upon the capitol grounds resulting in death with malice (Section 10‑11‑325(B)(1)); spousal sexual battery (Section 16‑3‑615); producing, directing, or promoting sexual performance by a child (Section 16‑3‑820); lewd act upon a child under sixteen (Section 16‑15‑140); sexual exploitation of a minor first degree (Section 16‑15‑395); sexual exploitation of a minor second degree (Section 16‑15‑405); promoting prostitution of a minor (Section 16‑15‑415); participating in prostitution of a minor (Section 16‑15‑425); aggravated voyeurism (Section 16‑17‑470(C)); detonating a destructive device resulting in death with malice (Section 16‑23‑720(A)(1)); detonating a destructive device resulting in death without malice (Section 16‑23‑720(A)(2)); boating under the influence resulting in death (Section 50‑21‑113(A)(2)); vessel operator's failure to render assistance resulting in death (Section 50‑21‑130(A)(3)); damaging an airport facility or removing equipment resulting in death (Section 55‑1‑30(3)); failure to stop when signaled by a law enforcement vehicle resulting in death (Section 56‑5‑750(C)(2)); interference with traffic‑control devices, railroad signs, or signals resulting in death (Section 56‑5‑1030(B)(3)); hit and run resulting in death (Section 56‑5‑1210(A)(3)); felony driving under the influence or felony driving with an unlawful alcohol concentration resulting in death (Section 56‑5‑2945(A)(2)); putting destructive or injurious materials on a highway resulting in death (Section 57‑7‑20(D)); obstruction of a railroad resulting in death (Section 58‑17‑4090); accessory before the fact to commit any of the above offenses (Section 16‑1‑40); and attempt to commit any of the above offenses (Section 16‑1‑80). Only those offenses specifically enumerated in this section are considered violent offenses.

HISTORY: 1986 Act No. 462, Section 33; 1995 Act No. 7, Part I Section 3; 1995 Act No. 83, Section 9; 1997 Act No. 113, Section 3; 1997 Act No. 136, Section 2; 1998 Act No. 402, Section 2; 2000 Act No. 261, Section 3; 2002 Act No. 176, Section 3, eff March 5, 2002; 2003 Act No. 92, Section 2, eff January 1, 2004; 2005 Act No. 127, Section 1, eff June 7, 2005; 2006 Act No. 379, Section 2, eff June 9, 2006; 2010 Act No. 273, Section 26, eff June 2, 2010; 2010 Act No. 289, Section 1, eff June 11, 2010.

**SECTION 16‑1‑70.** Nonviolent crimes.

For purposes of definition under South Carolina law a nonviolent crime is all offenses not specifically enumerated in Section 16‑1‑60.

HISTORY: 1986 Act No. 462, Section 34.

**SECTION 16‑1‑80.** Offense of attempt punished as principal offense.

A person who commits the common law offense of attempt, upon conviction, must be punished as for the principal offense.

HISTORY: 1993 Act No. 184, Section 9.

**SECTION 16‑1‑90.** Crimes classified as felonies.

(A) The following offenses are Class A felonies and the maximum terms established for a Class A felony, not more than thirty years, as set forth in Section 16‑1‑20(A), apply:

10‑11‑325(B)(2) Detonating an explosive or destructive device or

igniting an incendiary device upon the capitol

grounds or within the capitol building resulting

in death to a person where there was not malice

aforethought

16‑3‑50 Manslaughter‑‑voluntary

16‑3‑29 Attempted murder

16‑3‑652 Criminal sexual conduct

First degree

16‑3‑655(C)(2) Criminal sexual conduct, 1st degree, with minor

less than 16, 2nd offense

16‑3‑656 Assault with intent to commit criminal sexual

conduct

First degree

16‑3‑658 Criminal sexual conduct where victim is legal

spouse (separated)

First degree

16‑3‑910 Kidnapping

16‑3‑920 Conspiracy to commit kidnapping

16‑3‑930 Trafficking in persons

16‑3‑1050(F) Abuse or neglect of a vulnerable adult resulting

in death

16‑3‑1075(B)(2) Carjacking (great bodily injury)

16‑11‑110(A) Arson in the first degree

16‑11‑330(A) Robbery while armed with a deadly weapon

16‑11‑380(A) Entering bank with intent to steal money,

securities for money, or property, by force,

intimidation, or threats

16‑11‑390 Safecracking

16‑11‑523(D)(2) Injuring real property when illegally obtaining

nonferrous metals and the act results in the

death of a person

16‑23‑720(A)(2) Detonating a destructive device or causing an

explosion, or intentionally aiding, counseling,

or procuring an explosion by means of detonation

of a destructive device which results in the

death of a person where there was not malice

aforethought

24‑13‑450 Taking of a hostage by an inmate

25‑7‑30 Giving information respecting national or state

defense to foreign contacts in time of war

25‑7‑40 Gathering information for an enemy

43‑35‑85(F), 16‑3‑1050(F) Abuse or neglect of a vulnerable adult resulting

in death

44‑53‑370 Prohibited Acts A, penalties (b)(1) (narcotic

drugs in Schedules I(b) and (c), LSD, and

Schedule II) second, third, or subsequent

offense

44‑53‑370(e)(2)(a)2 Prohibited Acts A, penalties (trafficking in

cocaine, 10 grams or more but less than 28

grams)

Second offense

44‑53‑370(e)(2)(b)2 Prohibited Acts, penalties (trafficking in

cocaine, 28 grams or more but less than 100

grams)

Second offense

44‑53‑370(e)(5)(a)2 Prohibited Acts, penalties (trafficking in LSD,

100 dosage units or more but less than 500

dosage units)

Second offense

44‑53‑370(e)(5)(b)2 Prohibited Acts, penalties (trafficking in LSD,

500 dosage units or more but less than 1,000

dosage units)

Second offense

44‑53‑370(e)(5)(a)3 Prohibited Acts, penalties (trafficking in LSD,

100 dosage units or more, but less than 500

dosage units)

Third or subsequent offense

44‑53‑370(e)(5)(b)3 Prohibited Acts, penalties (trafficking in LSD,

500 dosage units or more, but less than 1,000

dosage units)

Third or subsequent offense

44‑53‑370(e)(6)(d) Prohibited Acts, penalties (trafficking in

flunitrazepam, 5 kilograms or more)

44‑53‑370(e)(8)(a)(ii) Trafficking in MDMA or ecstasy, 100 dosage units

but less than 500‑‑Second offense

44‑53‑370(e)(8)(a)(iii) Trafficking in MDMA or ecstasy, 100 dosage units

but less than 500‑‑Third or subsequent offense

44‑53‑370(e)(8)(b)(ii) Trafficking in MDMA or ecstasy, 100 dosage units

but less than 1000‑‑Third or subsequent offense

44‑53‑370(e)(8)(b)(iii) Trafficking in MDMA or ecstasy, 100 dosage units

but less than 1000‑‑Third or subsequent offense

44‑53‑370(g)(1)(b) Prohibited Acts A, penalties (distribution of

narcotic drugs in Schedules I(b) and (c), LSD,

and Schedule II with intent to commit a crime)

Second offense

44‑53‑370(g)(1)(c) Prohibited Acts A, penalties (distribution of

narcotic drugs in Schedules I(b) and (c), LSD,

and Schedule II with intent to commit a crime)

Third or subsequent offense

44‑53‑375(B)(2) Manufacture, distribution of methamphetamine or

cocaine base, second offense

44‑53‑375(B)(3) Manufacture, distribution, etc., methamphetamine,

or cocaine base

Third or subsequent offense

44‑53‑375(C)(1)(b) Trafficking in ice, crank, or crack cocaine (10

grams or more but less than 28 grams)

Second offense

44‑53‑375(C)(2)(b) Trafficking in ice, crank, or crack cocaine (28

grams or more but less than 100 grams)

44‑53‑375(E)(a)(ii) and Trafficking in nine grams or more, but less than

(iii) twenty‑eight grams of ephedrine,

pseudoephedrine, or phenylpropanolamine second

of subsequent offense

44‑53‑375(F)(1)(e) Trafficking in four hundred grams or more of

ephedrine, pseudoephedrine, or

phenylpropanolamine

Second offense

55‑1‑30(3) Unlawful removing or damaging of airport facility

or equipment when death results

56‑5‑1030(B)(3) Interference with traffic‑control devices or

railroad signs or signals prohibited when death

results from violation

58‑17‑4090 Penalty for obstruction of railroad

(B) The following offenses are Class B felonies and the maximum terms established for a Class B felony, not more than twenty‑five years, as set forth in Section 16‑1‑20(A), apply:

10‑11‑325(B)(3) Detonating an explosive or destructive device or

igniting an incendiary device upon the capitol

ground or within the capitol building resulting in

injury to a person

10‑11‑325(B)(4) Detonating an explosive or destructive device or

igniting an incendiary device upon the capitol

grounds or within the capitol building resulting in

damage to real or personal property

16‑3‑210(C) Assault and battery by mob in the second degree

16‑11‑110(B) Arson in the second degree

16‑23‑720(A)(3) Detonating a destructive device, or causing an

explosion, or aiding, counseling, or procuring an

explosion by means of detonation of a destructive

device resulting in injury to a person

16‑23‑720(B) Causing an explosion by means of a destructive device,

or aiding, counseling, or procuring an explosion by

means of a destructive device which results in

damage to real or personal property, or attempting

to injure a person or damage or destroy real or

property by means of a destructive device

44‑53‑370(e)(1)(a)(3) Trafficking in marijuana, 10 pounds or more (third or

subsequent offense)

44‑53‑370(e)(2)(b)1 Prohibited Acts, penalties (trafficking in cocaine, 28

grams or more, but less than 100 grams)

First offense

44‑53‑370(e)(3)(a)1 Prohibited Acts A, penalties (trafficking in illegal

drugs, 4 grams or more, but less than 14 grams)

44‑53‑370(e)(5)(b)1 Prohibited Acts, penalties (trafficking in LSD, 500

dosage units or more, but less than 1000 dosage

units)

First offense

44‑53‑370(e)(6)(a)(2) Prohibited Acts, penalties (trafficking in

flunitrazepam, 1 gram)

Second or subsequent offense

44‑53‑370(e)(6)(c) Prohibited Acts, penalties (trafficking in

flunitrazepam, 1000 grams but less than 5 kilograms)

44‑53‑370(e)(7)(b) Trafficking in gamma hydroxybutyric acid (second or

subsequent offense)

44‑53‑370(e)(8)(b)(i) Trafficking in MDMA or ecstasy, 100 dosage units but

less than 1000‑‑First offense

44‑53‑370(e)(8)(c) Trafficking in MDMA or ecstasy, 1000 or more dosage

units

44‑53‑370(g)(2)(c) Prohibited Acts A, penalties (distribution of

controlled substances with intent to commit a crime)

Third or subsequent offense

44‑53‑375(E)(1)(b)(i) Trafficking in twenty‑eight grams or more, but less

and (c) than four hundred grams of ephedrine,

pseudoephedrine, or phenylpropanolamine

44‑53‑375(C)(2)(a) Trafficking in ice, crank, crack cocaine 28 grams or

more, but less than 100 grams

First offense

50‑21‑113(A)(2) Operating or controlling a moving water device while

under the influence of alcohol, drugs, or a

combination of both when death results

50‑21‑130(A)(3) Failure of an operator of a vessel involved in a

collision resulting in death to stop and render

assistance

56‑5‑750(C)(2) Failure to stop for a law enforcement vehicle (death

occurs)

56‑5‑1210(A)(3) Failure to stop a vehicle involved in an accident when

death occurs

56‑5‑2945(A)(2) Causing great bodily injury or death by operating

vehicle while under influence of drugs or alcohol,

death resulting

(C) The following offenses are Class C felonies and the maximum terms established for a Class C felony, not more than twenty years, as set forth in Section 16‑1‑20(A), apply:

16‑3‑70 Administering or attempting to administer poison

16‑3‑75 Unlawful and malicious tampering with human drug

product or food

16‑3‑85(C)(2) Aiding in the death of a child by abuse or neglect

16‑3‑95(A) Inflicting great bodily injury upon a child

16‑3‑600(B) Aggravated assault and battery

16‑3‑653 Criminal sexual conduct

Second degree

16‑3‑655(C)(3) Criminal sexual conduct, 2nd degree, with minor between

11 and 14 or at least 14 and less than 16 if actor in

familial or custodial position

16‑3‑656 Assault with intent to commit criminal sexual conduct

Second degree

16‑3‑658 Criminal sexual conduct in second degree where victim

is legal spouse (separated)

16‑3‑810 Engaging child under 18 for sexual performance

16‑3‑1075(B)(1) Carjacking

16‑11‑330(B) Attempted armed robbery

16‑11‑350 Train robbery by stopping train

16‑11‑360 Robbery after entry upon train

16‑11‑380(B) Stealing money, securities for money, or property, by

force, intimidation, or threats, from a person who

has just used a bank night depository, an ATM, or

another automated banking device

16‑15‑395 Sexual exploitation of a minor

16‑15‑415 Promoting prostitution of a minor

25‑7‑30 Giving information respecting national or state defense

to foreign contacts (violation during peacetime)

44‑53‑370(b)(2) Prohibited Acts A, penalties (manufacture or possession

of other substances in Schedule I, II, III, with

intent to distribute)

Third or subsequent offense

44‑53‑370(e)(1)(a)2 Prohibited Acts A, penalties (trafficking in marijuana,

10 pounds or more, but less than 100 pounds)

Second offense

44‑53‑370(e)(6)(b) Prohibited Acts, penalties (trafficking in

flunitrazepam, 100 grams but less than 1000 grams)

44‑53‑370(g)(1)(a) Prohibited Acts A, penalties (distribution of narcotic

drugs in Schedules I(b) and (c), LSD, and Schedule II

with intent to commit a crime)

First offense

44‑53‑370(g)(2)(b) Prohibited Acts A, penalties (distribution of

controlled substances with intent to commit a crime)

Second offense

44‑53‑440 Distribution of controlled substance under Sections

44‑53‑370(a) and 44‑53‑375(B) to persons under 18

44‑53‑475 Transportation or attempt to transfer monetary

instruments derived from unlawful drug activity

44‑53‑475(A)(1) Financial transactions involving property derived from

unlawful drug activity

44‑53‑475(A)(3) Concealment of property derived from unlawful drug

activity

56‑1‑1105(B)(2) Unlawful driving by habitual offender resulting in

death

58‑15‑870 Injuring railroad or electric railway generally if act

endangers life

(D) The following offenses are Class D felonies and the maximum terms established for a Class D felony, not more than fifteen years, as set forth in Section 16‑1‑20(A), apply:

10‑11‑325(A) Possessing, having readily accessible, or

transporting onto the capitol grounds or within

the capitol building an explosive, destructive,

or incendiary device

16‑1‑55 Accessory after the fact of a Class A, B, or C

Felony

16‑3‑1090(B) Assist another person in committing suicide

16‑3‑1045 Use or employment of person under eighteen to

commit certain crimes

16‑3‑1050(E) Abuse or neglect of a vulnerable adult resulting in

great bodily injury

16‑3‑1730(C) Stalking within ten years of a conviction of

harassment or stalking

16‑11‑110(C) Arson‑‑third degree

16‑11‑312 Burglary‑‑second degree

16‑11‑312(C)(2) aggravated burglary‑‑second degree

16‑11‑325 Common law robbery

16‑11‑523(D)(1) Obtaining nonferrous metals unlawfully resulting in

great bodily injury

16‑11‑525(D)(1) Injuring real property when illegally obtaining

nonferrous metals and the act results in great

bodily injury to person

16‑15‑140 Committing or attempting lewd act upon child under

16

16‑15‑355 Disseminating obscene material to a minor 12 years

or younger

16‑23‑720(C) Possessing, manufacturing, transporting,

distributing, possessing with the intent to

distribute any explosive device, substance, or

material configured to damage, injure, or kill a

person, or possessing materials which when

assembled constitute a destructive device

16‑23‑720(D) Threaten by means of a destructive weapon

16‑23‑720(E) Harboring one known to have violated provisions

relating to bombs, weapons of mass destruction

and destructive devises

16‑23‑730 Communicating or transmitting to a person that a

hoax device or replica is a destructive device or

detonator with intent to intimidate or threaten

injury, obtain property, or interfere with the

ability of a person or government to conduct its

affairs

16‑23‑750 Communicating or aiding and abetting the

communication of a threat or conveying false

information concerning an attempt to kill,

injure, or intimidate a person or damage property

or destroy by means of an explosive, incendiary,

or destructive device (second or subsequent

offense)

24‑3‑210 Furloughs for qualified inmates of state prison

system‑‑Failure to return (See section 24‑13‑410)

24‑13‑410(B) Escaping or attempting to escape from prison or

possessing tools or weapons used to escape

24‑13‑470 Inmate throwing bodily fluids on a correctional

facility employee

43‑35‑85(B) Abusing or neglecting a vulnerable adult that

results in great bodily injury

43‑35‑85(D), 16‑3‑1050(E) Abuse or neglect of a vulnerable adult resulting in

great bodily injury

44‑53‑370(b)(1) Prohibited Acts A, penalties (narcotic drugs in

Schedule I (b) and (c), LSD, and Schedule II)

First offense

44‑53‑370 Prohibited Acts A, penalties (g)(2)(a)

(distribution of controlled substances with

intent to commit a crime)

First offense

44‑53‑375(B)(1) Manufacture, distribution, etc., methamphetamine or

cocaine

First offense

44‑53‑445(B)(2) Distribution, manufacture, sale, or possession of

crack cocaine within proximity of a school

44‑53‑577 Unlawful to hire, solicit, direct a person under 17

years of age to transport, conceal, or conduct

financial transaction relating to unlawful drug

activity

50‑21‑113(A)(1) Operating a moving water device while under the

influence of alcohol or drugs where great bodily

injury results

56‑5‑2945(A)(1) Causing great bodily injury by operating vehicle

while under influence of drugs or alcohol

(E) The following offenses are Class E felonies and the maximum terms established for a Class E felony, not more than ten years, as set forth in Section 16‑1‑20(A), apply:

7‑25‑50 Bribery at elections

Second offense

7‑25‑60 Procuring or offering to procure votes by bribery

Second or subsequent offense

7‑25‑80 Threatening, intimidating, or abusing voters

8‑1‑20 Illegal collecting and retaining rebates, commissions,

or discounts (public officers/employees)

8‑13‑705 Offering, giving, soliciting, or receiving anything of

value to influence action of public employee,

member, or official

9‑16‑350 Use of any information concerning State Retirement

Systems Investment Panel activities by member or

employee to obtain economic interest

15‑49‑20(H) Falsifying affidavit in order to obtain employment

after having been convicted of an offense requiring

registration as a sex offender

16‑1‑55 Accessory after the fact of a Class D Felony

16‑1‑57 Third or subsequent conviction of certain property

crimes

16‑3‑600(C) First degree assault and battery

16‑3‑615 Spousal sexual battery

16‑3‑625 Resisting arrest with deadly weapon

16‑3‑654 Criminal sexual conduct

Third degree

16‑3‑656 Assault with intent to commit criminal sexual conduct

Third degree

16‑3‑820 Promoting, producing, or directing a sexual

performance by a child under 18

16‑3‑1060 No person may accept fee, compensation, etc. (for

relinquishing the custody of a child for adoption)

16‑3‑1730(B) Stalking while injunction or restraining order

prohibiting this conduct is in effect

16‑7‑160(2) Illegal use of stink bombs or other devices containing

foul or offensive odors‑‑bodily harm results

16‑8‑20(B)(2) Teaching, demonstrating the use, application, or

making of a firearm or destructive device (second or

subsequent offense)

16‑8‑240(B) Use of or threat of physical violence by criminal gang

member

16‑8‑250(B) Preventing or attempting to prevent a witness or

victim from attending or giving testimony at a trial

that concerns criminal gang activity

16‑9‑220 Acceptance of bribes by officers

16‑9‑320(B) Assaulting police officer serving process or while

resisting arrest

16‑9‑340 Intimidation of court officials, jurors, or witnesses

16‑9‑410(C)(1) Aiding escapes from prison, for prisoners serving term

of incarceration

16‑11‑110(C) Arson‑‑third degree

16‑11‑312(C)(1) Burglary‑‑second degree, dwelling

16‑11‑313 Burglary‑‑third degree

Second offense

16‑11‑510(B)(1) Malicious injury to animals and personal property

(value $10,000 or more)

16‑11‑520(B)(1) Malicious injury to real property (value $10,000 or

more)

16‑11‑523(C)(3) Injuring real property when illegally obtaining

nonferrous metals where the value of the injury is

$10,000 or more

16‑11‑535 Malicious injury to place of worship

16‑11‑580(C)(1) Forest products violation (value more than $1,000 but

less than $5,000)

16‑11‑580(C)(2) Forest products violation (value more than $5,000)

16‑11‑580(C)(2) Forest products violation (value at least $5,000)

16‑11‑740 Malicious injury to telegraph, telephone, or electric

utility system

16‑13‑10(B)(1) Forgery (value $10,000 or more)

16‑13‑30(B)(2) Grand larceny (value $10,000 or more)

16‑13‑40(3) Stealing of bonds and the like (value $10,000 or more)

16‑13‑50(A)(1) Stealing livestock, confiscation of motor vehicle, or

other chattel (value $10,000 or more)

16‑13‑70(B)(1) Stealing of vessels and equipment, payment of damages

(value $10,000 or more)

16‑13‑110(B)(3) Shoplifting (value $10,000 or more)

16‑13‑170 Entering house or vessel without breaking in with

intent to steal, attempt to enter

16‑13‑180(3) Receiving stolen goods (value $10,000 or more)

16‑13‑210(B)(1) Embezzlement of public funds (value $10,000 or more)

16‑13‑230(B)(3) Breach of trust with fraudulent intent (value $10,000

or more)

16‑13‑240(1) Obtaining signature or property by false pretenses

(value $10,000 or more)

16‑13‑260(1) Obtaining property under false tokens or letters

(value $10,000 or more)

16‑13‑290(1) Securing property by fraudulent impersonation of

officer (value over $400)

16‑13‑420(B)(1) Failure to return rented objects, fraudulent

appropriation (value $10,000 or more)

16‑13‑430(C)(1) Fraudulent acquisition or use of food stamps (value

$10,000 or more)

16‑13‑510 Financial identity fraud

16‑15‑335 Unlawful to hire, employ, use, or permit any person

under 18 to do anything violating obscenity statutes

16‑15‑342 Criminal solicitation of a minor

16‑15‑345 Unlawful to disseminate obscene material to any person

under 18 years of age

16‑15‑385 Dissemination of obscene material to minors is

unlawful

16‑15‑387 Employing a person under eighteen to appear in public

in the state of sexually explicit nudity

16‑15‑405(D) Sexual exploitation of a minor

Second degree

16‑15‑410 Sexual exploitation of a minor

Third degree

16‑17‑470(C) Aggravated voyeurism

16‑17‑495(D) Transport of child by physical force or threat of

physical force with intent to avoid custody order

16‑17‑550 Bribery of athletes and athletic officials

16‑17‑600(A),(B) Destruction or desecration of human remains or

repositories‑‑destroys, damages, or desecrates human

remains and vandalizes, desecrates, injures

gravestones or memorials

16‑17‑640 Blackmail

16‑17‑680(C)(2) Obtaining permit to transport and sell nonferrous

metals for the purpose of transporting or selling

stolen nonferrous metals

16‑17‑680(G) Transportation of stolen nonferrous metals

16‑21‑80(3) Receiving, possessing, concealing, selling, or

disposing of stolen vehicle (value $10,000 or more)

16‑23‑220 Unlawful transportation of machine gun or sawed‑off

shotgun or rifle (see 16‑23‑260)

16‑23‑230 Unlawful storing, keeping, or possessing machine gun

or sawed‑off shotgun or rifle (see 16‑23‑260)

16‑23‑240 Unlawful selling, renting, or giving away of machine

gun or sawed‑off shotgun or rifle (see 16‑23‑260)

16‑23‑440(A) Discharging firearms at or into dwellings

16‑23‑440(B) Discharging firearms at or into a vehicle, aircraft,

watercraft, or other device

16‑23‑530 Possession of a gun by an illegal alien

16‑23‑750 Communicating or aiding and abetting the communication

of a threat or conveying false information

concerning an attempt to kill, injure, or intimidate

a person or damage or destroy property by means of

an explosive, incendiary, or destructive device

(first offense)

16‑25‑20(E) Cause, offer, or attempt to cause injury to a person's

household and violate the terms of an order of

protection

16‑25‑65(B) Commission of criminal domestic violence of a high and

aggravated nature

17‑13‑50 Right to be informed of grounds for arrest,

consequences of refusal to answer or false answer

23‑31‑340 Penalties (violation of article regulating use and

possession of machine guns, sawed‑off shotguns, and

rifles)

23‑31‑360 Unregistered possession of machine guns by licensed

manufacturer

23‑36‑170(b) Violation of South Carolina Explosives Control Act

Second offense

24‑3‑910 Penalty for penitentiary employee's connivance at

escape of prisoners

24‑3‑950 Contraband (possession by prisoner or furnishing

prisoner with or attempt to furnish)

24‑7‑155 Furnishing or possessing contraband in county or

municipal prisons prohibited

24‑13‑420 Harboring or employing escaped convicts

24‑13‑430(2) Participating in riot by prisoners

24‑13‑440 Carrying or concealing weapon by inmates

25‑7‑50 False reports, insubordination, obstruction of

recruiting during war

25‑7‑70 Sabotage

34‑3‑10 Use of word "bank" or "banking" by other than banking

institutions

34‑11‑60 Drawing and uttering fraudulent check, draft, or other

written order (more than $1,000, see Section

34‑11‑90(b)) Third and subsequent offenses

34‑13‑90 Penalty for improper borrowing by directors or

officers

35‑1‑508(a)(1) Violation of Title 35, Chapter 1 when investor loses

twenty thousand dollars or more

36‑9‑410(C)(3) Unlawful disposal of personal property that is subject

to a perfected security interest whose value is

$10,000 or more

38‑38‑720(3) Making a false statement or representation regarding a

fraternal benefit society (second or subsequent

offense)

38‑55‑170(1) Presenting false claim for payment (insurance

companies) (value $10,000 or more)

38‑55‑540(A)(4) Knowingly making false statement or misrepresentation

resulting in economic advantage of fifty thousand

dollars or more, first offense

38‑55‑540(A)(5) Knowingly making false statement or misrepresentation

resulting in economic advantage of any amount,

second offense

38‑73‑1120(C) Insurance, provisions to ensure expenses are allocated

and treated properly

39‑8‑90(A) Stealing trade secrets

39‑9‑208(B) Uniform weights and measures law violation

39‑15‑1190(B)(1)(a)(iv) Transferring, distributing, selling, or otherwise

disposing of an item having a counterfeit mark on

it, Second Offense

39‑15‑1190(B)(1)(b)(ii) Trafficking in counterfeit marks, Second or Subsequent

Offense

39‑22‑90(A)(8) State warehouse system violation if the amount of the

violation is $5,000 or more

39‑73‑325 Violation of regulation under State Commodity Code

40‑83‑30(J) Participating in the use of a false document in

connection with acts as an immigration assistant

44‑23‑1080(2) Furnishing Department of Mental Health patients or

prisoners with firearms or dangerous weapons

44‑23‑1150(C)(1) First degree sexual misconduct

44‑29‑145 Exposing others to Human Immuno Deficiency Virus

44‑52‑165(A)(3) Possession of firearms or dangerous weapons by patient

receiving inpatient services operated by Department

of Mental Health

44‑52‑165(B)(1) Intentionally allowing patient receiving inpatient

services by Department of Mental Health to possess

alcoholic beverages or controlled substances

44‑52‑165(B)(2) Intentionally allowing patient receiving inpatient

services by Department of Mental Health to possess

firearms or dangerous weapons

44‑53‑365 Taking or exercising control over another person's

controlled substance‑‑Second offense

44‑53‑370(b)(2) Prohibited Acts A, penalties (manufacture or

possession of other substances in Schedule I, II,

III, flunitrazepam, or a controlled substance

analogue with intent to distribute)

Second offense

44‑53‑370(d)(3) Possession of cocaine, third or subsequent offense

44‑53‑370(e)(1)(a)1 Prohibited Acts A, penalties (trafficking in

marijuana, 10 pounds or more, but less than 100

pounds)

44‑53‑370(e)(2)(a)1 Prohibited Acts A, penalties (trafficking in cocaine,

10 grams or more, but less than 28 grams)

44‑53‑370(e)(4)(a)1 Prohibited Acts A, penalties (trafficking in

methaqualone, 15 grams or more, but less than 150

grams)

44‑53‑370(e)(5)(a)1 Prohibited Acts, penalties (trafficking in LSD, 100

dosage units or more, but less than 500 dosage

units)

First offense

44‑53‑370(e)(6)(a)(1) Prohibited acts, penalties (trafficking in

flunitrazepam, 1 gram but less than 100 grams)

First offense

44‑53‑370(e)(7)(a) Trafficking in gamma hydroxybutyric acid (first

offense)

44‑53‑370(e)(8)(a)(i) Trafficking in MDMA or ecstasy, 100 dosage units but

less than 500‑‑First offense

44‑53‑375(A) Possession of less than one gram of methamphetamine or

cocaine base, third or subsequent offense

44‑53‑375(C)(1)(a) Trafficking in ice, crank, or crack cocaine 10 grams

or more, but less than 28 grams

First offense

44‑53‑375(E)(1)(a)(i) Trafficking in nine grams or more, but less than

twenty‑eight grams of ephedrine, pseudoephedrine, or

phenylpropanolamine, first offense

44‑53‑376(B) Knowingly causing to be disposed any waste from the

production of methamphetamine or knowingly

assisting, soliciting, or conspiring with another to

dispose of the waste, Second Offense

44‑53‑378 Manufacturing and exposing a child to methamphetamines

44‑53‑398(H)(5) Possessing, manufacturing, delivering, distributing,

dispensing, administering, purchasing, selling, or

possessing with intent to distribute any substance

that contains any amount of ephedrine or

pseudoephedrine which has been altered from its

original condition, Second Offense

44‑53‑440 Distribution of controlled substance under Section

44‑53‑370(a) and (b) to persons under 18 violation

44‑53‑445(B)(1) Distribution, manufacture, or sale of controlled

substance within proximity of school (other than

crack cocaine)

44‑53‑1530(1)(b) Distribution of anabolic steroids (second or

subsequent offense)

44‑53‑1530(4)(b) Possession of anabolic steroids, 100 or more doses

(second or subsequent offense)

44‑53‑1680(B) Knowingly disclosing information in violation of the

Prescription Monitoring Program

44‑53‑1680(C) Using prescription monitoring information in a manner

or for a purpose in violation of the Prescription

Monitoring Program

44‑55‑1510 Discharge of fumes of acids or similar substances

45‑2‑40(B)(1) Inflicting $10,000 or more in damages to a lodging

establishment while using or possessing a controlled

substance, beer, wine, or alcohol

46‑1‑20(1) Stealing crops from the field (value $10,000 or more)

46‑1‑40(1) Stealing tobacco plants from bed (value $10,000 or

more)

46‑1‑60(B)(1) Making away with produce before payment (value $10,000

or more)

46‑1‑70(B)(1) Factors or commission merchants failing to account for

produce (value $10,000 or more)

47‑19‑120(C)(2) Interference with person performing official duties

under chapter on poultry inspection‑‑use of deadly

weapon in commission of violation

48‑23‑265(C)(2) Forest products violation second or subsequent offense

(value at least $5,000)

49‑1‑50(C)(1) Sale of drifted timber, lumber ($10,000 or more value)

50‑21‑115 Reckless homicide by operation of a boat (reclassified

from Class F felony in 2002)

50‑21‑130(A)(2) Failure of an operator of a vessel involved in a

collision resulting in great bodily injury to stop

and render assistance

55‑1‑30(2) Unlawful removing or damaging of airport facility or

equipment when injury results

55‑1‑40 Unlawful entry of aircraft, damaging, or removing

equipment

56‑1‑1105(B)(1) Unlawful driving by habitual offender resulting in

great bodily injury

56‑5‑750(C)(1) Failure to stop for a law enforcement vehicle (great

bodily harm occurs)

56‑5‑1030(B)(2) Interference with traffic‑control devices or railroad

sign or signals prohibited‑‑injury results

56‑5‑1210(A)(2) Failure to stop a vehicle involved in an accident when

great bodily injury results

56‑5‑2910 Reckless homicide

56‑5‑4975(C) Operation of unlicensed ambulance without removing

exterior markings, sirens, etc., with intent to

commit terrorist act

56‑29‑30(A) Unlawful to own, operate, or conduct a chop shop or to

transport or sell a motor vehicle to a chop shop

58‑15‑850 Breaking and entering or shooting into cars

63‑5‑70 Unlawful neglect of child or helpless person by legal

custodian

63‑5‑70(a) Causing harm to a child

63‑13‑200 Committing certain crimes near a childcare facility

63‑19‑1670 Furnishing contraband to a juvenile in the custody of

the Department of Juvenile Justice

(F) The following offenses are Class F felonies and the maximum terms established for a Class F felony, not more than five years, as set forth in Section 16‑1‑20(A), apply:

7‑25‑50 Bribery at elections

First offense

7‑25‑60 Procuring or offering to procure votes by bribery

First offense

7‑25‑190 Illegal conduct at elections generally

8‑13‑725(B) Public official disclosing confidential

information

8‑14‑60 Intentional use of a false document in connection

with public employment

8‑29‑10(F) Intentional use of a false document or aiding in

the use of a false document to obtain a public

benefit

11‑48‑90(A) Sale or possession of counterfeit cigarettes

12‑21‑2716 Unlawful manufacture or sale of slugs to be used

in coin‑operated devices

12‑21‑4150 Posing as a bingo player with the intent to

defraud bingo customers

12‑21‑6000(B) Marijuana and Controlled Substance Tax Act

12‑21‑6040(A) Revealing facts contained in report under

Marijuana and Controlled Substance Tax Act

12‑54‑44(B)(1) Wilful attempt to evade or defeat tax imposed

12‑54‑44(B)(2) Wilful failure to collect or truthfully account

for and pay over tax money

12‑54‑44(B)(6)(a)(i) Wilfully subscribing to false or fraudulent tax

return

12‑54‑44(B)(6)(a)(ii) Wilfully assisting in false or fraudulent tax

return

12‑54‑44(B)(6)(b) Violation of prohibition against preparing returns

by person convicted of preparing false return

16‑1‑55 Accessory after the fact of a Class E felony

16‑3‑60 Involuntary manslaughter

16‑3‑95(B) Inflicting great bodily injury on a child by a

person responsible for the child's welfare

16‑3‑755(B) Sexual battery with a student

16‑3‑755(D) Sexual battery with a student

16‑3‑1040(A) Threatening life, person or family of public

official

16‑3‑1050(B) Abuse of a vulnerable adult

16‑3‑1050(C) Neglect of a vulnerable adult

16‑3‑1050(D) Exploitation of a vulnerable adult

16‑3‑1080(A) Committing or attempting to commit a violent crime

while wearing body armor

16‑3‑1085(D)(1) Violent offender prohibited from purchasing,

owning, or using body armor

16‑3‑1720(C) Stalking (with prior conviction)

16‑3‑1730(A) Stalking

16‑5‑10 Conspiracy against civil rights

16‑5‑130(1) Penalties for instigating, aiding or participating

in riot‑‑resists enforcement of statute of state

or United States, obstruct public officer,

Carries weapon, etc.

16‑8‑20(B)(1) Demonstrating the use of a bomb (first offense)

16‑8‑240(A) Committing or threatening acts of violence with

the intent to coerce, induce, or solicit another

person to participate in gang activity, second

offense

16‑9‑10(B)(1) Perjury and subordination of perjury

16‑9‑30 False swearing before persons authorized to

administer oaths

16‑9‑210 Giving or offering bribes to officers

16‑9‑230 Acceptance of rebates or extra compensation

16‑9‑260 Corrupting jurors, arbitrators, umpires, or

referees

16‑9‑270 Acceptance of bribes by jurors, arbitrators,

umpires, or referees

16‑9‑460 Movement and harboring intended to further illegal

entry or detection

16‑11‑20 Making, mending or possessing tools or other

implements capable of being used in crime

16‑11‑125 Making false claim or statement in support of

claim to obtain insurance benefits for fire or

explosion loss

16‑11‑130 Burning personal property to defraud insurer

16‑11‑150 Burning lands of another without consent

Second and subsequent offense

16‑11‑170 Wilfully burning lands of another

16‑11‑190 Wilfully and maliciously attempts to burn

16‑11‑313(B) Burglary‑‑third degree

First offense

16‑11‑510(B)(2) Malicious injury to animals and personal property

(value over $2,000 up to $10,000)

16‑11‑520(B)(2) Malicious injury to real property (value over

$2,000 up to $10,000)

16‑11‑523(C)(2) Injuring real property while illegally obtaining

nonferrous metals where the value of the injury

is greater than $2,000 but less than $10,000

16‑11‑580(C)(1) Cutting, removing, or transporting forest products

without consent of landowner

16‑11‑617 Unlawful to cultivate or attempt to cultivate

marijuana on land of another

16‑11‑725(B)(2) Rummaging through or stealing another person's

household garbage

16‑11‑780 Entering certain lands to discover, uncover, move,

remove, or attempt to remove an archaeological

resource‑Third or subsequent offense

16‑11‑910 and 16‑11‑915 Transfer of recorded sounds for unauthorized use

or sale

16‑11‑930 Illegal distribution of recording without name and

address of manufacturer and designation of

featured artist (See Sections 16‑11‑920(B) and

16‑11‑940)

16‑13‑10(B)(1) Forgery (value more than $10,000)

16‑13‑30(B)(2) Grand larceny (value over $2,000 up to $10,000)

16‑13‑40(2) Stealing of bonds and the like (value over $2,000

up to $10,000)

16‑13‑50(A)(2) Stealing livestock, confiscation of motor vehicle

or other chattel (value over $2,000 up to

$10,000)

16‑13‑70(B)(2) Stealing of vessels and equipment‑‑payment of

damages (value over $2,000 up to $10,000)

16‑13‑110(B)(2) Shoplifting (value over $2,000 up to $10,000)

16‑13‑160 Breaking into motor vehicles or tanks, pumps, and

other containers where fuel or lubricants are

stored

16‑13‑180(2) Receiving stolen goods (value over $2,000 up to

$10,000)

16‑13‑210(B)(2) Embezzlement of less than $10,000 in public funds

16‑13‑230(B)(2) Breach of trust with fraudulent intent (value over

$2,000 up to $10,000)

16‑13‑240(2) Obtaining signature or property by false pretenses

(value over $2,000 up to $10,000)

16‑13‑260(2) Obtaining property under false tokens or letters

(value over $2,000 up to $10,000)

16‑13‑420(B)(2) Failure to return rented objects, fraudulent

appropriation (value over $2,000 up to $10,000)

16‑13‑430(C)(2) Fraudulent acquisition or use of food stamps

(value over $2,000 up to $10,000)

16‑13‑470(B)(2) Defrauding a drug or alcohol screening test

(second or subsequent offense)

16‑13‑480 Providing false picture identifications for use by

unlawful aliens

16‑13‑510(E) Financial identity fraud and identity fraud

16‑13‑512(C)(2) Unlawfully printing information on credit and

debit card receipts

16‑13‑525(D) Display or possession of a false identification or

document for the purpose of proving lawful

presence‑‑Second and subsequent offense

16‑14‑20 Financial transaction card theft

16‑14‑40 Financial transaction card forgery

16‑14‑60(a) Financial transaction card fraud‑‑value of things

of value exceeds five hundred dollars in a

six‑month period

16‑14‑60(g) Financial transaction card fraud

16‑14‑70 Criminal possession of financial transaction card

forgery devices

16‑14‑80(B)(2) Criminally receiving goods and services

fraudulently obtained with financial transaction

card (value over $1,000)

16‑14‑100 Financial Transaction Card Crime Act violation

16‑15‑10 Bigamy

16‑15‑120 Buggery

16‑15‑305(A) Unlawfully disseminating, processing, or promoting

obscenity

16‑15‑425(C) Participation in the prostitution of a minor

16‑16‑20(2) Computer crime‑‑First degree

16‑17‑410 Conspiracy

16‑17‑470(B)(2) Voyeurism (second or subsequent offense)

16‑17‑495(B) Transporting a child under sixteen years of age

with the purpose of concealing the child or

avoiding a custody order or statute

16‑17‑600(C) Destruction or desecration of human remains or

repositories‑‑destroys, tears down, injures

fencing, trees, flowers, or shrubs around a

repository of human remains

16‑17‑680(E) Unlawful sale of nonferrous metals in any amount

to a secondary metals recycler, third or

subsequent offense

16‑17‑722(B) Knowingly file a false police report regarding a

felony

16‑21‑10 Altering, forging, or counterfeiting certificate

of title, registration card, or license plate,

misrepresentation or concealment in application

16‑21‑40(A)(2), (A)(4) Removing or falsifying identification number of

vehicle or engine and buying, receiving, or

selling such vehicle or engine

16‑21‑80(2) Receiving, possessing, concealing, selling, or

disposing of stolen vehicle (value over $2,000

up to $10,000)

16‑23‑30 Sale or delivery of pistol to and possession by

certain persons unlawful, stolen pistols (See

Section 16‑23‑50)

16‑23‑50(A)(1) Handguns

16‑23‑410 Pointing firearms at a person

16‑23‑415 Taking a firearm, stun gun, or taser device from a

law enforcement officer

16‑23‑420 Carrying or displaying firearms in public

buildings or adjacent areas

16‑23‑430 Carrying weapons on school property

16‑23‑480 Manufacture or possession of article designed to

cause damage by fire or other means

16‑23‑490 Possession of firearm or knife during commission

or attempt to commit violent crime

16‑23‑500(B) Possession of a firearm or ammunition by a person

convicted of a violent crime

16‑23‑520 Use, transportation, manufacture, possession,

purchase, or sale of teflon‑coated ammunition

16‑23‑740 Hindering certain individuals or devices during

the detection, disarming, or destruction of a

destructive device

16‑25‑20(B)(3) Criminal domestic violence‑‑Third offense

16‑25‑20 Commission of criminal domestic violence‑‑Third or

subsequent offense

16‑25‑125(E) Unlawful entry upon the grounds of a domestic

violence shelter while possessing a dangerous

weapon

16‑27‑30 Animal fighting or baiting

16‑27‑40 Presence at facility where animal fighting or

baiting is taking place

Third and subsequent offenses

17‑13‑170 False, fictitious, fraudulent, or counterfeit

picture identification for purpose of offering

proof of lawful presence in the U.S., second or

subsequent offense

17‑15‑90(1) Wilful failure to appear before a court when

released in connection with a charge for a

felony or while awaiting sentencing

17‑30‑50(A) Interception of wire, electronic, or oral

communications

17‑30‑55(A) Sending or manufacturing device for unlawful

interception of wire, oral or electronic

communications

20‑4‑60(B)(2) Possession firearm at time of criminal domestic

violence

20‑4‑375(A) Making, presenting, filing, or attempting to file

a false, fictitious, or fraudulent foreign

protection order

23‑3‑470(B)(3) Failure of sex offender to register

Third or subsequent offense

23‑3‑475(B)(3) Providing false information when registering as a

sex offender

Third or subsequent offense

23‑3‑510(2) Committing a felony by using information obtained

from the sex offender registry

23‑3‑535(D)(3) Sex offender's failure to vacate a residence that

is within one thousand feet of a school, daycare

center, children's recreational facility, park,

or public playground‑‑Second offense

23‑3‑540(I) Sex offender failing to comply with reporting

requirements

23‑3‑540(L) Sex offender removing or tampering with monitoring

device

23‑3‑550 Assisting or harboring unregistered sex offender

23‑3‑650(C) Unlawful disclosure of DNA information from State

DNA Database

23‑31‑160 False information or evidence on firearms license

application (See Section 23‑31‑190)

23‑31‑190 Penalties, violation concerning regulation of

pistols

23‑36‑170(a) Penalty (violation of South Carolina Explosives

Control Act)

First offense

23‑50‑50(B) Divulging privileged communication, protected

information, or a protected identity with intent

to obtain monetary gain or other benefit

24‑1‑270 Trespass or loitering on or refusal to leave state

correctional properties

27‑32‑120(B) Violation of vacation time sharing plans

Third or subsequent offense

33‑56‑145(A) Defrauding a charity (second or subsequent

offense)

33‑56‑145(B) Giving false information with respect to

registering a charity (second or subsequent

offense)

34‑3‑110(B) Crimes against a federally chartered or insured

financial institution

35‑1‑508(a)(2) Violation of Title 35, Chapter 1 when an investor

loses less than twenty thousand dollars, but

more than one thousand dollars

36‑9‑410(C)(2) Unlawful disposal of personal property that is

subject to a perfected security interest whose

value is more than $2,000 but less than $10,000

36‑9‑501(c) Filing a false or fraudulent financing statement

38‑9‑150 Return of deposited securities (making false

affidavit)

38‑13‑170 Making or aiding in making false statement

(Insurance)

38‑43‑245 Licensed insurance producer fraudulently

submitting application for insurance

38‑55‑170(2) Presenting false claim for payment (Insurance)

(value over $2,000 up to $10,000)

38‑55‑540(A)(3) Knowingly making false statement or

misrepresentation resulting in economic

advantage of between ten and fifty thousand

dollars, first offense

39‑15‑1190(B)(1)(a)(iii) Transferring, distributing, selling, or otherwise

disposing of an item having a counterfeit mark

on it, with goods or services having a value of

$10000 or more but less than $50000; using any

object, tool, machine, or other device to

produce or reproduce a counterfeit mark

39‑15‑1190(B)(1)(b)(i) Trafficking in counterfeit marks, First Offense

39‑22‑90(A)(1)‑(4), (9) Prohibited acts. State Warehouse System (See

Section 39‑22‑90(B))

39‑23‑80(B)(2) Adulterated, misbranded, or new drugs and devices

Second offense

39‑23‑80(B)(3) Adulterated, misbranded, or new drugs and

devices‑‑with intent to defraud or mislead

40‑5‑310 Unlawful practice of law by a person

41‑8‑70 Intentional use of a false document in connection

with private employment

43‑35‑85(B), (C), (D), Abuse, neglect, or exploitation of a vulnerable

16‑3‑1050(B), (C), (D) adult

44‑23‑1150(C)(2) Second degree sexual misconduct

44‑41‑80 Performing unlawful abortion

44‑41‑85(A) Performing a partial‑birth abortion

44‑43‑375(A) Purchase or sale of body part for transplantation

or therapy

44‑43‑380 ‑ Falsification of document of gift or refusal for

financial gain

44‑53‑40(B) Obtaining certain drugs, devices, preparations, or

compounds by fraud, deceit, or the like

Second or subsequent offense

44‑53‑365 Taking or exercising control over another person's

controlled substance‑First offense

44‑53‑370(b)(2) Prohibited Acts A, penalties (manufacture or

possession of other substances in Schedule I,

II, III, flunitrazepam, or a controlled

substance analogue with intent to distribute)

First offense

44‑53‑370(b)(3) Prohibited Acts A, penalties (manufacture or

possession of Schedule IV drugs except for

flunitrazepam with intent to distribute)

Second or subsequent offense

44‑53‑370(d)(1) Prohibited Acts A, penalties (possession of

narcotic drugs in Schedule I (b), (c), LSD, and

Schedule II)

Second, third, or subsequent offenses

44‑53‑370(d)(3) Possession of cocaine, second offense

44‑53‑375(A) Possession of less than one gram of

methamphetamine or cocaine base, second offense

44‑53‑376(B) Knowingly causing to be disposed any waste from

the production of methamphetamine or knowingly

assisting, soliciting, or conspiring with

another to dispose of the waste, First Offense

44‑53‑378(B) Exposing child to methamphetamine

44‑53‑380 Prohibited Acts B, penalties

44‑53‑390 Prohibited Acts C, penalties

44‑53‑395 Prohibited acts, penalties (prescription drugs)

Second or subsequent offense

44‑53‑398(H)(5) Possessing, manufacturing, delivering,

distributing, dispensing, administering,

purchasing, selling, or possessing with intent

to distribute any substance that contains any

amount of ephedrine or pseudoephedrine which has

been altered from its original condition, First

Offense

44‑53‑1530(1)(a) Distribution of anabolic steroids (first offense)

44‑63‑161(B) Making false statement on or altering official

certificate or record

45‑2‑40(B)(2) Inflicting more than $2,000 but less than $10,000

in damages to a lodging establishment while

using or possessing a controlled substance,

beer, wine, or alcohol

46‑1‑20(2) Stealing crops from the field (value over $2,000

up to $10,000)

46‑1‑40(2) Stealing tobacco plants from bed (value over

$2,000 up to $10,000)

46‑1‑60(B)(2) Making away with produce before payment (value

over $2,000 up to $10,000)

46‑1‑70(B)(2) Factors or commission merchants failing to account

for produce (value over $2,000 up to $10,000)

46‑1‑75(B)(2) Maliciously damaging farm product, research

facility or equipment valued at $500 or more

46‑41‑30(2) Unlawful to engage in business as dealer without

license (agricultural products)

Second or subsequent offense

47‑1‑40(B) Torture, torment, mutilate, cruelly kill, or

inflict excessive or repeated unnecessary pain

or suffering upon an animal

47‑3‑630 Torturing, mutilating, injuring, disabling,

poisoning, or killing a police dog

47‑3‑760(B)(2) Penalty for owner of dangerous animal which

attacks and injures a human

Second or subsequent offense

49‑1‑50(C)(2) Sale of drifted lumber or timber (value over

$2,000 up to $10,000)

50‑11‑95(D) Engaging in Computer Assisted Remote Hunting,

Second and Subsequent Offense

54‑7‑815 Unlawful salvage of certain sunken warships

55‑1‑30(1) Unlawful removing or damaging of airport facility

or equipment

56‑1‑1100 Habitual traffic offenders, violation of free

vehicle registration for disabled veterans

56‑1‑2070 Driving commercial motor vehicle in violation of

an out‑of‑service order, two violations

56‑5‑750(B)(2) Failure to stop for a law enforcement

vehicle‑‑Second or subsequent offense (no death

or injury occurs)

56‑5‑1030(B)(1) Interference with traffic‑control devices or

railroad sign or signals

56‑5‑2780(B)(2) Unlawful passing a school bus when death results

56‑5‑2930 Driving under influence of liquor, drugs, or like

substances unlawful (See Section 56‑5‑2940(4))

56‑5‑2933 Driving with an unlawful alcohol concentration,

fourth or subsequent offense

56‑5‑4975(B) Operation of unlicensed ambulance without removing

exterior markings, sirens, etc., with intent to

commit felony

Fourth or subsequent offense

56‑29‑30(B) Unlawful to alter, counterfeit, deface, destroy,

disguise, etc. a vehicle identification number

56‑29‑30(C)(1) Unlawful to buy, dispose, sell, transfer, or

possess a motor vehicle or part with tampered

identification number

56‑29‑30(D) Attempt to violate Motor Vehicle Chop Shop,

Stolen, and Altered Property Act

56‑29‑30(E) Conspiracy to violate Motor Vehicle Chop Shop,

Stolen, and Altered Property Act

57‑1‑40 Department of Transportation, bribery

58‑13‑740 Violation of provisions concerning transportation

of explosive compounds

58‑15‑820 Wilful obstruction of railroad or electric railway

58‑17‑4100 Shooting or throwing missile at trains

59‑150‑260(A) Intentional making, altering, forging, uttering,

passing, or counterfeiting a state lottery game

ticket

59‑150‑260(B) Influencing or attempting to influence the winning

of a prize through the use of coercion, fraud,

deception, or tampering with lottery equipment

or materials

59‑150‑270(A) Knowing or intentionally making a material false

statement in an application for a license or

proposal to conduct lottery activities or a

material false entry in a book or record which

is compiled or submitted to the lottery board

59‑150‑400(D) Conspiracy

HISTORY: 1993 Act No. 184, Section 9; 1993 Act No. 163, Section 2; 1993 Act No. 164, Part II, Section 19B; 1993 Act No. 164, Part II, Section 70B; 1997 Act No. 136, Section 3; 1998 Act No. 372, Section 3; 1999 Act No. 56, Sections 2 to 4; 2010 Act No. 289, Sections 2, 3, eff June 11, 2010.

**SECTION 16‑1‑100.** Crimes classified as misdemeanors.

(A) The following offenses are Class A misdemeanors and the maximum terms established for a Class A misdemeanor, not more than three years, as set forth in Section 16‑1‑20(A), apply:

4‑11‑130 Disbursing officers may not exceed or transfer

appropriations

4‑17‑70 Wilful injury to courthouse or jail

5‑21‑30 Municipal officers prohibited from contracting with

municipality

5‑21‑40 Officers required to account to municipality for

interest collected on deposits

7‑5‑325 Fraudulent change of address by elector for

registration for voting purposes

7‑13‑1920 Tampering with voting machine

7‑25‑10 False swearing in applying for registration (election

laws)

7‑25‑70 Procuring or offering to procure votes by threats

7‑25‑110 Voting more than once at elections

7‑25‑120 Impersonating a voter

7‑25‑160 Wilful neglect or corrupt conduct on the part of

managers

7‑25‑170 Wilful neglect or corrupt conduct by officers other

than managers

8‑11‑30 Payment or receipt of salary not due to state officers

or employees

9‑1‑1160(A) Collection of members contribution, failure to make

payroll reports and remittances (State Retirement

System)

10‑11‑315 Defacing, destroying or attempting to deface or

destroy a monument or flag on the capitol grounds

10‑11‑320 Carrying or discharging a firearm on the capitol

grounds or in the capitol building

10‑11‑360 Violation of article concerning offenses on capitol

grounds and in capitol building

11‑1‑20 Failure to account for interest on deposit of public

funds

11‑1‑40 Contracts in excess of tax or appropriation, diverting

public funds

11‑9‑20 Disbursing officers exceeding or transferring

appropriations

12‑2‑70 Neglect or misconduct of county auditor or treasurer

12‑28‑1500(F) An operator of a refinery, terminal, or bulk plant

failure to provide an automated shipping document to

a driver of a fuel transportation vehicle receiving

taxable motor fuel

12‑28‑1545(B) Licensed importer failure to meet requirements

regarding fuel which has not been dyed, nor tax paid

or accrued by the supplier

12‑28‑1550(C) Failure to meet requirements for exporting fuel

12‑28‑1555(D) Operation of a motor vehicle with dyed fuel

12‑28‑1560(D) Knowingly engaging or knowingly aiding and abetting

another person to engage in a motor fuel business

without a license

12‑28‑1565(C) Fuel must meet ASTM standards

12‑28‑1570(C) False statement on shipping paper regarding liability

for user fees

12‑28‑1585(C) Tampering with metering device 12‑28‑1585

12‑28‑1720(C) Truck drivers who violate certain shipping

requirements for the second and subsequent times

12‑28‑1940(B) Refusing to allow certain inspections for the purpose

of evading the payment of taxes

12‑54‑44(B)(6)(c)(i) Concealing goods on which tax imposed with intent to

evade assessment or collection

12‑54‑44(B)(6)(c)(ii) Wilful failure to pay over money received from third

party to discharge payor's tax liability

16‑3‑600(A) Assault and battery in the second degree

16‑3‑730 Publishing name of victim of criminal sexual conduct

unlawful

16‑3‑1050(G) Threatening, intimidating, or attempting to intimidate

a vulnerable adult subject to an investigation

16‑3‑1050(H) Obstructing or impeding an investigation pursuant to

Chapter 35 of Title 43

16‑3‑1720(A) Harassment in the first degree

16‑3‑1720(B) Harassment in the first degree when a restraining

order is in effect

16‑5‑40 Duty of officers to execute warrants

16‑5‑50 Penalty for hindering officers or rescuing prisoners

16‑7‑160(1) Illegal use of stink bombs or other devices containing

foul or offensive odors

16‑7‑170 Entering public buildings for purpose of destroying

records or other property

16‑11‑30 Possession of master keys and nonowner key sets while

engaged in crime

16‑11‑140 Burning of crops and other kinds of personal property

16‑11‑523 Obtaining nonferrous metals unlawfully resulting in

disruption of communication or electrical service to

critical infrastructure

16‑11‑560 Burning, cutting untenanted or unfinished buildings

16‑11‑570 Injury or destruction of building or crops by tenant

16‑11‑770(B)(3) Committing illegal graffiti vandalism, third or

subsequent offense

16‑11‑780 Entering certain lands to discover, uncover, move,

remove, or attempt to remove an archaeological

resource‑ second offense

16‑11‑920(A)(3) Operation of an audiovisual recording device in a

motion picture theatre with intent to record, third

offense

16‑13‑10 Forgery that does not involve a dollar amount

16‑13‑150 Purse snatching (not grand larceny or robbery)

16‑13‑380 Theft of electric current (second or subsequent

offense)

16‑13‑385 Tampering with a utility meter

Second and subsequent offense

16‑13‑470(B)(1) Defrauding a drug or alcohol screening test (first

offense)

16‑15‑130 Indecent exposure

16‑15‑250 Communicating obscene messages (nontelephonic)

16‑17‑470(A) Eavesdropping or peeping

16‑17‑470(B)(1) Voyeurism (first offense)

16‑17‑490 Contributing to the delinquency of a minor

16‑17‑495(C) Returning a child under sixteen years of age within

three days of a violation of a custody order or

statute

16‑17‑505(3) Knowingly selling cigarettes in packages that violate

federal law

16‑17‑650(A)(2) Engaging in cock fighting, game fowl or illegal game

fowl testing, Second Offense

16‑17‑680(D) Purchase from certain persons of nonferrous metals for

the purpose of recycling the nonferrous metals,

third or subsequent offense

16‑17‑680(D)(3) Unlawful purchase of nonferrous metals

16‑17‑680(E) Unlawful sale of nonferrous metals in any amount to a

secondary metals recycler, second offense

16‑17‑680(F) Secondary metals recycler possessing stolen nonferrous

metal, third or subsequent offense

16‑17‑680(G) Transportation of nonferrous metals of an aggregate

weight of more than ten pounds, third or subsequent

offense

16‑17‑735(D) Persons falsely asserting authority of law

16‑21‑60(A) Use of vehicle without permission (intent to deprive)

16‑23‑465 Additional penalty for unlawfully carrying pistol or

firearm on premises of business selling alcoholic

liquors, beers, or wines for on premises consumption

16‑23‑470 Illegal possession of teargas gun or ammunition for

teargas gun

16‑23‑530 Knowingly selling or providing a gun to an illegal

alien

16‑25‑125(E) Unlawful entry upon the grounds of a domestic violence

shelter

17‑7‑510 Burying body without notice or inquiry

22‑9‑140 Penalty for failing to execute process of magistrate's

court

23‑1‑20 Peace officers may not be employed on contingent basis

23‑3‑535(D)(2) Sex offender's failure to vacate a residence that is

within one thousand feet of a school, daycare

center, children's recreational facility, park, or

public playground‑‑Second offense

25‑7‑20 Obtaining or giving information respecting national or

state defense

29‑1‑30 Wilful sale of property on which lien exists

35‑1‑508(a)(3) Violation of Title 35, Chapter 1 when an investor

loses less than one thousand dollars, or if no

losses are proven

37‑13‑50 Regulation of subleasing and loan assumption of a

motor vehicle

38‑7‑140 Failure to pay money due or to supply information

required

38‑13‑140 Refusal to exhibit records, false statements

(Insurance)

38‑25‑330 Violations of Chapter 25, Unauthorized Transaction of

Insurance Business

38‑38‑720(2) Making a false statement or representation regarding a

fraternal benefit society if the amount of the

economic benefit received is $1,000 or more (first

offense)

38‑43‑190 Fraud regarding payment of insurance premium

38‑55‑80 Loans to directors or officers (Insurance)

38‑55‑150 Accepting premiums or assessments in insolvent company

(Insurance)

38‑55‑160 Insuring uninsurable persons with intent to defraud

38‑55‑173(B)(1) Vehicle glass repairer offering or making certain

payments of $1,000 or more

38‑55‑540(A)(2) Knowingly making false statement or misrepresentation

resulting in economic advantage of between one and

ten thousand dollars, first offense

38‑59‑50 Payment or settlement of benefits in merchandise or

service prohibited (Insurance)

39‑15‑750 Destruction of brand or removal or transfer of timber

39‑15‑1190(B)(1)(a)(ii) Transferring, distributing, selling, or otherwise

disposing of an item having a counterfeit mark on

it, with goods or services having a value of more

than $2000 but less than $10,000; using any object,

tool, machine, or other device to produce or

reproduce a counterfeit mark

40‑5‑320 Practice of law by corporations and voluntary

associations unlawful

40‑5‑350 Soliciting legal business unlawful

40‑5‑360 Splitting fees with laymen unlawful

40‑54‑80 Violations of chapter concerning dealers in precious

metals‑‑Third or subsequent offenses

43‑5‑40 Unlawful publication or other use of records

43‑7‑60 False claim, statement, or representation by a medical

provider

43‑7‑70 False statement of representation on an application

for public assistance

43‑7‑80(B) Provider required to keep separate accounts and

records

43‑33‑40 Unlawful interference with rights of blind or other

physically disabled person

43‑35‑85(G) Threatening, intimidating, or attempting to intimidate

a vulnerable adult subject to an investigation

43‑35‑85(H) Obstructing an investigation pursuant to the Omnibus

Adult Protection Act

44‑31‑360 Violation of article concerning tuberculosis prisoners

and inmates of institutions

44‑37‑30 Offenses related to neonatal testing

44‑41‑36(A) Performing an abortion on an unemancipated minor

44‑41‑350 Performing an abortion without satisfying "A Woman's

Right to Know" provision, third or subsequent

offense

44‑53‑370(b)(3) Prohibited Acts A, penalties (Schedule IV drugs except

for flunitrazepam)

First offense

44‑53‑370(d)(3) Possession of cocaine, first offense

44‑53‑375(A) Possession of less than one gram of methamphetamine or

cocaine base

44‑53‑398(H)(3) Purchasing a product containing ephedrine or

pseudoephedrine from any person other than a

manufacturer or registered wholesale distributor,

Second Offense

44‑79‑120 Violation of chapter concerning Physical Fitness

Services Act

45‑9‑90 Equal enjoyment and privileges to public

accommodations

46‑17‑460 Violation of chapter concerning agricultural

commodities marketing

46‑19‑270 Displaying sign showing Department of Agriculture

approval prior to approval

46‑25‑80 Violations of chapter concerning fertilizer law

46‑41‑30(1) Unlawful to engage in business as dealer without

license, penalties for violation (agricultural

products)‑‑First offense

47‑3‑630 Torturing, mutilating, injuring, disabling, poisoning,

or killing a police dog or horse.

47‑3‑760(B)(1) Penalty for owner of dangerous animal which attacks

and injures a human‑‑First offense

47‑3‑960 Injuring, disabling or killing guide dog

47‑17‑100(A) Violation of a Meat and Meat Food Regulations

Inspection Law, with intent to defraud

47‑19‑120(C)(1) Interference with person performing official duties

under chapter on poultry inspection

47‑21‑80(A) Penalty for violation of Farm Animal and Research

Facilities Protection Act

48‑27‑250 Violation of chapter concerning registration of

foresters

48‑49‑60(a) Violations of chapter concerning SC Mountain Ridge

Protection Act

50‑1‑85(4) Negligent use of firearms or archery tackle when death

results.

50‑11‑100(B) Construction of a fence which impedes the free range

of deer

50‑13‑350 Unlawful to fish or trespass in private artificial

ponds used to breed fish or oysters

50‑13‑1460 Use of explosives to take fish

50‑13‑1470 Failure to report use of explosives to take fish

50‑21‑112(B)(3) Operating a water device while under the influence of

alcohol (third offense)

50‑21‑117(B)(3) Operation of a water device while this privilege is

suspended for operation under the influence of

alcohol, third or subsequent offense

54‑1‑40 Criminal liability for unskillful or negligent

management of steamboat

56‑1‑460 Driving while license canceled, suspended, or

revoked‑‑Third and subsequent offense

56‑5‑750(B)(1) Failure to stop for a law enforcement vehicle‑‑First

offense (no death or injury occurs)

56‑5‑2930 Unlawful for persons to drive under influence of

liquor, drugs, or like substances (See Section

56‑5‑2940(3))‑‑Third offense

56‑5‑2933 Driving with an unlawful alcohol concentration, third

offense

57‑7‑20(C) Putting a foreign substance on a highway with malice

and personal injury results

58‑17‑4040 Gross carelessness or negligence in the operation of a

train

58‑23‑920 Insurance required of owners of motor vehicles

transporting goods for hire

Second and subsequent offenses

59‑25‑250(A) Revocation or suspension of certificate, powers and

duties of Court of Common Pleas, warrant for

production of witnesses

59‑41‑80 Violation of chapter concerning grants to private

school pupils

59‑63‑450 No child may be counted in enrollment more than once

59‑102‑150 Prohibited acts by athlete agents

61‑4‑170 Sale of a beverage containing alcohol which resembles

a vegetable, or fruit or soft drink

61‑6‑4180 Possession of a firearm while unlawfully

manufacturing, transporting, or selling alcoholic

liquors

(B) The following offenses are Class B misdemeanors and the maximum terms established for a Class B misdemeanor, not more than two years, as set forth in Section 16‑1‑20(A), apply:

12‑21‑2540 Use of altered or counterfeit tickets or reuse of

tickets

12‑21‑2714 Use of slug or any false coin to operate automatic

vending machine or other machine requiring coin for

operation

12‑21‑3070 Improper use, alteration or reuse of stamps and for

failure to pay tax, make any report on, or submit

required information

14‑7‑380 Jury commissioners guilty of fraud

16‑3‑410 Sending or accepting challenge to fight (with a

deadly weapon)

16‑3‑420 Carrying or delivering challenge, serving as second

16‑5‑130(2), (3) Instigating, aiding, or participating in riot

16‑8‑240(A) Committing or threatening acts of violence with the

intent to coerce, induce, or solicit another person

to participate in gang activity, first offense

16‑9‑410(C)(2) Aiding escapes from prison, for prisoners charged

with noncapital offenses

16‑9‑420 Aiding escape from custody of officers

16‑11‑580(C)(1) Forest products violation (value more than $1,000 but

less than $5,000)

16‑11‑910 and 16‑11‑915 Transfer of recorded sounds for unauthorized use or

sale (See Section 16‑11‑920(C))

16‑11‑920(A)(2) Operation of an audiovisual recording device in a

motion picture theatre with intent to record,

second offense

16‑11‑930 Illegal distribution of recordings without name and

address of manufacturer and designation of featured

artist (See Section 16‑11‑940(B))

16‑13‑65 Selling aquaculture products or damaging facilities

valued at greater than $100 (third or subsequent

offense)

16‑13‑437 False statement or representation about income to a

public housing agency

16‑16‑20(3)(c) Computer crime‑‑second degree‑‑Second or subsequent

offense

16‑16‑20(4) Computer Crime Act‑‑third degree‑‑Second or

subsequent offense

16‑17‑10 Barratry

16‑17‑510 Enticing enrolled child from attendance in public or

private school

16‑17‑560 Assault or intimidation on account of political

opinions or exercise of civil rights

16‑17‑610 Soliciting emigrants without licenses

23‑17‑110 Purchases by sheriff or deputy at sheriff's sale

23‑31‑370 False statement to obtain special license

23‑31‑400(C) Use of a firearm while under the influence of alcohol

or a controlled substance

23‑35‑130 Manufacture, storage, transportation, or possession

of certain fireworks illegal

23‑41‑60 Violation of arson reporting immunity act

25‑1‑150 Unauthorized wearing of military insignia

25‑1‑2180 Assault upon military personnel

25‑7‑60 Conspiracy (treason or sabotage during war)

25‑7‑80 Concealing or harboring violator of chapter on

treason; sabotage

27‑29‑150 Violating provisions of Uniform Land Sales Practice

Act

30‑15‑50 Forgery of discharge (veterans)

31‑17‑520(2)(c) License for travel trailer dealer‑‑Third and

subsequent offenses

32‑1‑290 Making or assisting in making contracts when actual

delivery not contemplated, or operating bucket shop

34‑11‑90(b) Drawing and uttering fraudulent check $5,000 or less,

first offense

34‑39‑240 Wilful violation of section, requiring license for

engaging in business of deferred presentment

service

34‑41‑120 Wilful violation of section, requiring license for

engaging in business of either Level I or Level II

check‑cashing service

38‑2‑20 Penalty for a person convicted of a misdemeanor

contained in Title 38

38‑2‑30 Acting without license required by Title 38 on

insurance

38‑21‑340 Criminal prosecutions (Insurance Holding Company

Regulatory Act)

38‑43‑160 Unlawfully representing an unlicensed insurer

38‑43‑240 Other offenses by insurance agent

38‑45‑150 Insurance Broker Chapter Violation

38‑47‑60 Adjuster acting for unauthorized company (See Section

38‑2‑20)

38‑48‑130 Unlawful practices for public insurance adjusters

38‑51‑20 Acting as an administrator of an insurance benefit

plan without a license

38‑55‑60 Discrimination in the conduct of an insurance

business

38‑55‑340 Connection of Undertakers with certain insurers

article violation

38‑63‑10 Circulation of false or misleading information by an

agent or officer of a life insurer

38‑73‑80 Withholding or giving false information to the

Insurance Commissioner regarding surety rates

38‑77‑1160 Motor Vehicle Theft and Motor Vehicle Insurance Fraud

Reporting‑‑Immunity Act violation

39‑23‑80(B)(1) Prohibited acts (concerning adulterated, misbranded,

or new drugs and devices)‑‑First offense

39‑25‑50(a) Penalties, effect of guaranty from supplier or

article, liability of advertising media‑‑Second or

subsequent offense

39‑33‑1320 Violation concerning butterfat content and weight of

milk‑‑Second and subsequent offenses

40‑15‑212 Unlawful practice or aiding or abetting in the

unlawful practice of dentistry, dental hygiene, or

dental technological work

40‑29‑180 Violation of chapter concerning manufactured housing

40‑37‑200(A) Practicing optometry unlawfully

40‑43‑86(EE) Possessing, dispensing, or distributing drugs, or

devices without a prescription from a licensed

practitioner

40‑59‑200 Violation of residential builders licensing

provisions

40‑81‑200 Violations of Chapter 40, State Athletic Commission

40‑81‑480 Events involving combative sports or weapons

violation

44‑41‑80(b) Performing or soliciting unlawful abortion, testimony

of woman may be compelled

44‑53‑40(B) Obtaining certain drugs, devices, preparations, or

compounds by fraud, deceit, or the like‑‑First

offense

44‑53‑370(b)(4) Prohibited Acts A, penalties (possession of Schedule

V drugs)‑‑Second and subsequent offenses

44‑53‑370(d)(1) Prohibited Acts A, penalties (possession of

controlled substances in Schedules I (b), (c), II,

and LSD)‑‑First offense

44‑53‑395 Prohibited acts, penalties (prescription

drugs)‑‑First offense

44‑53‑1680(A) Knowingly failing to submit prescription monitoring

information to the bureau of drug control

44‑56‑130 Unlawful acts (Hazardous Waste Management Act) (See

Section 44‑56‑140)‑‑Second or subsequent offense

44‑55‑1360 Worker, sewage and waste water disposal violation

44‑93‑150(C) Infectious Waste Management Act violation (second

offense or subsequent offense)

44‑96‑100(B) Wilful violation of solid waste regulations, second

or subsequent offenses

44‑96‑450(B) Wilful violation of Solid Waste Act Second or

subsequent offenses

46‑33‑60 Penalty on out‑of‑state shippers

47‑1‑40(A) Cruelty to animals‑‑Third or subsequent offense

47‑1‑50 Cruelty to animals in one's possession

48‑1‑90 Causing or permitting pollution of environment

prohibited (See Section 48‑1‑320)

48‑1‑320 Violation (Pollution Control Act)

48‑1‑340 False statement, representations or certifications,

falsifying, tampering with or rendering inaccurate

monitoring devices or methods

48‑23‑265(C)(1) Forest products violation first offense (value at

least $5,000)

48‑27‑230 Endorsement of documents by registrants, illegal

endorsements

48‑43‑550(f) Regulations as to removal of discharges of pollutants

49‑1‑20 Permitting logs and the like to obstruct or interfere

with navigation of rivers or harbors

50‑1‑85(3) Use of a firearm or archery tackle while hunting or

returning from hunting, in a criminally negligent

manner when bodily injury results

50‑11‑96 Introducing a fertility control agent or chemical

substance into any wildlife without a permit

50‑11‑430 Illegal taking of bears and bear parts

50‑11‑2640(B) Bringing into State or importing live coyote or fox

without permit‑‑Second offense

50‑13‑1440 Using explosives to take fish unlawful‑‑Third offense

51‑3‑150 Trespass upon state park property

56‑1‑2070 Driving commercial motor vehicle in violation of an

out‑of‑service order, first violation

56‑5‑5030 Devices to emit smoke screen, noisome gases, or odors

prohibited

56‑15‑310(B)(3) Dealer wholesaler license violation (third or

subsequent offense)

56‑16‑140(B)(3) Failure to secure a license as a motorcycle dealer or

wholesaler

58‑13‑10 Opening or injuring package, parcel, or baggage by

employee of carrier unlawful

58‑15‑840 Taking or removing brasses, bearings, waste, or

packing from railroad cars

58‑15‑860 Injuring or destroying electric signals or other

structures or mechanisms

61‑6‑4010(B)(3) Unlawful manufacture, possession or sale of alcoholic

liquors‑‑Third or subsequent offense

61‑6‑4025(c) Possession of unlawfully acquired or manufactured

alcoholic liquors in a vehicle, vessel, or

aircraft‑‑Third or subsequent offense

61‑6‑4030(c) Transportation of alcoholic liquors in a taxi or

other vehicle for hire‑‑Third or subsequent offense

61‑6‑4040(c) Rendering aid in unlawful transportation of alcoholic

liquors‑‑Third or subsequent offense

61‑6‑4060(B)(3) Unlawful storage of alcoholic liquor in a place of

business‑‑Third or subsequent offense

61‑6‑4100(c) Manufacture, sale, or possession of unlawful

distillery‑‑Third or subsequent offense

61‑6‑4110(c) Knowingly permitting or allowing a person to locate

an unlawful distillery on a premise‑‑Third or

subsequent offense

61‑6‑4120(c) Unlawful manufacture, transport, or possession of

materials used in the manufacture of alcoholic

liquors‑‑Third or subsequent offense

61‑6‑4130(c) Present at a place where alcoholic liquors are

unlawfully manufactured‑‑Third or subsequent

offense

61‑6‑4150(c) Unlawful sale of alcoholic liquor from a vehicle,

vessel, or aircraft‑‑Third or subsequent offense

61‑6‑4155(B)(3) Use, offer for use, purchase, offer for purchase,

sell, offer to sell, or possession of an alcohol

without liquid device‑‑Third and subsequent offense

61‑6‑4160(c) Unlawful sale of alcoholic liquors on Sundays,

election days, and other day‑‑Third or subsequent

offense

61‑6‑4170(B)(3) Advertisement of alcoholic liquors from

billboards‑‑Third or subsequent offense

63‑9‑2050 Submitting false claim for benefits

(C) The following offenses are Class C misdemeanors and the maximum terms established for a Class C misdemeanor, not more than one year, as set forth in Section 16‑1‑20(A), apply:

1‑7‑400 Circuit solicitors disabled by intoxicants

2‑15‑120 Confidentiality of records (Legislative Audit

Council) penalty for violations

2‑17‑50 Failure to file requirement statement with State

Ethics Commission, third or subsequent offense

2‑17‑130 Penalties for violations of lobbyist chapter

2‑17‑140 Penalties for filing groundless complaint

5‑21‑500 Diverting municipal funds allocated to bond

payments for other purposes

6‑1‑120(C) Disclosure of taxpayer information

7‑25‑20 Fraudulent registration or voting

7‑25‑100 Allowing ballot to be seen, removing ballot from

voting place, improper assistance

7‑25‑200 Unlawful to pay a candidate to file or withdraw

from candidacy

8‑1‑30 Knowingly allowing false claims by witnesses or

jurors of mileage traveled

8‑1‑80 Misconduct in office, habitual negligence, and the

like

8‑9‑10 Delivery by officer of books and papers to

successor (public officers/employees)

8‑9‑30 Delivery by officer of monies on hand to successor

8‑13‑320(9)(c) Penalty for wilful filing of groundless complaint

with Ethics Commission

8‑13‑320(10)(g) Penalty for wilful release of confidential

information relating to ethics investigation

8‑13‑540(1) Penalty for wilful filing of groundless complaint

with Senate or House Ethics Committee

8‑13‑1510 Failure to file reports, Ethics, Government

Accountability, and Campaign Reform, third or

subsequent offense

8‑13‑1520 Penalty for violation of ethics chapter

9‑1‑40 Penalties for making false statement or record

(South Carolina Retirement System)

9‑8‑220 Penalty for false statements or falsification of

records (Judges' and Solicitors' Retirement

System)

9‑9‑210 False statements and falsification of records

(General Assembly Retirement System)

9‑11‑320 False statements and falsification of records

(Police Officers' Retirement System)

10‑9‑260 Interfering with state, board or licensees, mining

without license

11‑15‑90 Failure to make payment or remit funds for payment

of obligations

11‑15‑290 Public officer failure to make investments in

accordance with article

11‑48‑30(C)(3) Sale or possession of cigarettes of a manufacturer

not included in the state directory

11‑48‑100 Knowingly violating tobacco regulations

12‑21‑2710 Unlawful possession or operation of gaming devices

12‑21‑2830 Record required of gross receipts, record subject

to inspection, violations

12‑24‑70(B) Submitting false information on an affidavit

accompanied by a deed

12‑28‑2345 Unlawful alteration of petroleum products shipping

information

12‑51‑96 Conditions of redemption, taxation

12‑54‑44(B)(3) Wilful failure to pay estimated tax or keep

required records

12‑54‑44(B)(4) Wilful furnishing of false statement required for

tax purposes

12‑54‑44(B)(5) Wilfully providing employer with false information

which decreases tax withheld

12‑54‑44(B)(6)(c)(iii) Wilful delivery to tax department of fraudulent

document

12‑54‑240 Disclosure of records of and reports and returns

filed with the Department of Revenue by employees

and agents of the department and the State

Auditor's Office prohibited

13‑7‑80 Violation of provisions concerning nuclear energy

14‑7‑1720 Penalty for disclosing State Grand Jury information

14‑17‑580 Clerk is responsible for books, papers, and other

property

14‑23‑680 Judge responsible for books, papers, and property

of office

16‑1‑55 Accessory after the fact to a Class B Misdemeanor

16‑3‑210 Assault and battery by mob in the third degree

16‑3‑530 Penalties, hazing

16‑3‑610 Assault with concealed weapon

16‑3‑1050(A) Failure to report abuse, neglect, or exploitation

of a vulnerable adult

16‑3‑1340 Victim's compensation fund, soliciting employment

to pursue claim or award

16‑3‑1710(B) Harassment in the second degree

16‑3‑1720(D) Harassment first degree with use of licensing or

registration information

16‑7‑110 Wearing masks and the like (See Section 16‑7‑140)

16‑7‑120 Placing burning or flaming cross in public place

(See Section 16‑7‑140)

16‑7‑150 Slander and libel

16‑9‑260 Corruption of jurors, arbitrators, umpires, or

referees

16‑9‑270 Acceptance of bribes by jurors, arbitrators,

umpires, or referees

16‑9‑320(A) Opposing or resisting law enforcement officer

serving process

16‑9‑370(a) Taking money or reward to compound or conceal

offense

16‑11‑150(a) Burning lands of another without consent‑‑First

offense

16‑11‑180 Negligently allowing fire to spread to lands or

property of another‑‑Second or subsequent offense

16‑11‑700(E) Littering (exceeding 500 lbs. or 100 cu. ft. in

volume)

16‑11‑730 Malicious injury to or interference with microwave,

radio, or television facilities; unauthorized use

of such facilities

16‑11‑750 Unlawful injury or interference with electric lines

16‑11‑770(B)(2) Committing illegal graffiti vandalism, second

offense

16‑11‑820 Theft of cable television service unlawful use

without payment (See Section 16‑11‑855)‑‑Second

and subsequent offense

16‑11‑825 Theft of cable television, unauthorized connection

or use of device to cable television system (See

Section 16‑11‑855)‑‑Second and subsequent

offenses

16‑11‑830 Theft of cable television service, aid, abet, or

attempt (See Section 16‑11‑855)‑‑Second and

subsequent offenses

16‑11‑835 Advertisement or sale of instrument designed to

avoid payment for cable services (See Section

16‑11‑855)‑‑Second and subsequent offenses

16‑11‑840 Unauthorized device to decode or descramble cable

television signal (See Section 16‑11‑855)‑‑Second

and subsequent offenses

16‑11‑845 Use, sale, or installation of a converter or

similar device for unauthorized reception of

cable signals (See Section 16‑11‑855)‑‑Second and

subsequent offenses

16‑11‑855 Violation of Article 8, Theft of Cable Television

Service

16‑11‑910 Transfer of recorded sounds for unauthorized use or

sale (See Section 16‑11‑920(E))

16‑11‑915 Unauthorized sale of article containing live

performances (See Section 16‑11‑920(E))

16‑11‑920(A)(1) Operation of an audiovisual recording device in a

motion picture theatre with intent to record,

first offense

16‑11‑930 Illegal distribution of recordings without name and

address of manufacturer and designation of

feature artist (See Section 16‑11‑940(D))

16‑13‑15 Falsifying or altering transcript or diploma,

fraudulent use of falsified or altered transcript

or diploma penalty

16‑13‑65 Stealing aquaculture products or damaging

aquaculture facilities ‑ First and second offense

16‑13‑300 Fraudulent removal or secreting of personal

property attached or levied on

16‑13‑400 Avoiding or attempting to avoid payment of

telecommunications

16‑13‑410(1) Making or possessing device, plans or instruction

which can be used to violate Section 16‑3‑400

16‑14‑60 Financial transaction card fraud

16‑14‑60(a) Financial transaction card fraud‑‑value of things

of value does not exceed five hundred dollars in

any six‑month period

16‑14‑60(a)(2)(d) Financial transaction card fraud‑‑using financial

transaction card to exceed certain balances or

authorized lines of credit

16‑14‑60(b) Financial transaction card fraud by a person

authorized to furnish anything of value upon

presentation of a financial transaction card if

the value does not exceed five hundred dollars in

a six‑month period

16‑14‑60(c) Financial transaction card fraud‑‑filing of false

application to an issuer of a financial

transaction card

16‑14‑60(d) Financial transaction card fraud‑‑filing of false

notice or report of theft

16‑14‑80 Criminally receiving goods and services

fraudulently obtained

16‑15‑50 Seduction under promise of marriage

16‑15‑60 Adultery or fornication

16‑15‑90 Prostitution (See Section 16‑15‑110(3))‑‑Third or

subsequent offenses

16‑15‑100 Prostitution; further acts (See Section

16‑15‑110(3))‑‑Third or subsequent offenses

16‑15‑315 Condition on certain sales for resale or on

franchising rights that obscene material be

received for resale prohibited

16‑15‑325 Participation in preparation of obscene material

prohibited

16‑16‑20(3)(c) Computer crime‑‑second degree‑‑First offense

16‑17‑310 Imitation of organizations' names, emblems, and the

like

16‑17‑500(3) Providing tobacco products to a minor

16‑17‑520 Disturbance of religious worship

16‑17‑540 Bribery with respect to agents, servants, or

employees

16‑17‑650(A)(1) Engaging in cockfighting, game fowl or illegal game

fowl fighting testing, First Offense

16‑17‑680(D) Purchase from certain persons of nonferrous metals

for the purpose of recycling the nonferrous

metals, second offense

16‑17‑680(D)(2) Unlawful purchase or transportation of nonferrous

metals, second offense

16‑17‑680(E) Unlawful sale of nonferrous metals in any amount to

a secondary metals recycler, first offense

16‑17‑680(F) Secondary metals recycler possessing stolen

nonferrous metal, second offense

16‑17‑680(G) Transportation of nonferrous metals of an aggregate

weight of more than ten pounds, second offense

16‑17‑700 Tattooing

16‑17‑720 Impersonating law enforcement officer

16‑17‑735 Impersonation of state or local official or

employee or law enforcement officer or asserting

authority of state law in connection with a sham

legal process

16‑19‑10 Setting up lotteries

16‑19‑40 Unlawful games and betting

16‑21‑60(B) Use of vehicle without permission (Temporary

purpose only)

16‑21‑70 Use of bicycle or other vehicle without permission,

but without intent to steal

16‑23‑20 Unlawful carrying of pistol (See Section

16‑23‑50(A)(2))

16‑23‑450 Placing loaded trap gun, spring gun, or like device

16‑23‑730 Manufacturing, possessing, transporting,

distributing, using, aiding, counseling, or

conspiring in the use of a hoax device or replica

of a destructive device or detonator that causes

a person to believe that the hoax device or

replica is a destructive device or detonator

16‑25‑20 Commission of Criminal Domestic Violence, second

offense

16‑25‑20(B)(2) Criminal domestic violence, second offense

16‑27‑40 Penalty (Animal Fighting or Baiting Act)‑‑Second

offense

17‑15‑90(2) Wilful failure to appear before a court when

released in connection with a charge for a

misdemeanor

17‑22‑170 Unlawful retention or release of information

regarding participation in intervention program

17‑28‑350 Willful and malicious destruction of physical

evidence or biological material. Second and

subsequent offense

17‑29‑20 Installation of pen register or tap and trace

device

17‑30‑50(B)(1) Interception of wire, electronic or oral

communications‑‑First offense

20‑3‑210 Unlawful advertising for purpose of procuring

divorce (See Section 20‑3‑220)

22‑9‑170 Oppression in office or other misconduct,

punishment

23‑3‑475(B)(2) Providing false information when registering as a

sex offender‑‑Second offense

23‑17‑40 Liability of sheriff for official misconduct for

remaining in contempt after attachment

23‑19‑130 Penalties for failure to pay over monies (by

sheriff)

23‑31‑215(M) Carrying a concealed weapon into a prohibited

environment

23‑31‑225 Carrying a concealable weapon into the dwelling

place of another without permission

23‑35‑150(3) Violation concerning fireworks and

explosives‑‑Third and subsequent offenses

23‑37‑50 Violations concerning safety glazing materials

23‑39‑40 Prohibited acts (Hazardous Waste Management

Act)‑‑Second and subsequent offenses (See Section

23‑39‑50(a))

23‑50‑50(B) Divulging privileged communication, protected

information, or a protected identity

24‑3‑410 Sale of prison‑made products on open market

generally prohibited

24‑3‑420 Violations of article governing prison industries

other than Section 24‑3‑410

24‑5‑90 Discrimination in treatment of prisoners unlawful

24‑27‑300 Frivolous complaints or appeals filed by a prisoner

25‑1‑440(c)(1) Fraudulent or wilful misstatement of fact in

application for financial federal disaster

assistance

25‑1‑1420 Unlawful purchase or receipt of military property

25‑1‑3067 Conduct that prejudices the good order and

discipline in military forces or brings discredit

upon military forces

25‑15‑20 Improper use of Confederate Crosses of Honor

27‑18‑350(D) Refusal to deliver property under Uniform Unclaimed

Property Act

30‑2‑50 Use of personal information from a public body for

commercial solicitation

33‑56‑140 Illegal charitable organization of professional

solicitations

33‑56‑145(A) Defrauding a charity (first offense)

33‑56‑145(B) Giving false information with respect to

registering a charity (first offense)

34‑1‑120 Penalties for obstructing commissioner of banking

34‑3‑70 False statements concerning solvency of bank

34‑3‑90 Penalties (violation of Sections 34‑1‑60, 34‑1‑70,

34‑3‑310, 34‑3‑320, 34‑5‑10 to 34‑5‑80 and

34‑5‑100 to 34‑5‑150 regarding banks and banking

generally)

34‑11‑30 Receipt of deposits or trusts after knowledge of

insolvency (banks and banking generally)

34‑11‑60 Drawing and uttering fraudulent check, draft, or

other written order or stopping payment on check,

draft, or order with intent to defraud (more than

$200)‑‑First offense

34‑19‑110 Use of words "safe deposit" or "safety deposit"

34‑25‑90(b) Wilfully entering false statements in bank records

by an officer, director, agent, or employee of a

bank holding company or a subsidiary of it

34‑28‑390 Penalties and remedies (violations concerning

savings and loan acquisition and holding

companies)

34‑28‑740 False statement affecting credit or standing of

savings association

34‑36‑70 Violation of a provision that regulates loan

brokers

37‑5‑301(a),(b) Wilful violations (Consumer Protection Code)

37‑5‑302 Disclosure violations (Consumer Protection Code)

37‑5‑303 Fraudulent use of cards (Consumer Protection Code)

37‑11‑120 Violation of a provision concerning the licensing

and regulation of Continuing Care Retirement

Communities

38‑13‑200 Penalty for refusing to be examined under oath

(Insurance)

38‑27‑80(d) Cooperation of officers, owners, and employees

(violation) (Insurance)

38‑49‑40 Violation of a provision that regulates Motor

Vehicle Physical Damage Appraisers

39‑9‑200 Misuse of commercial weights and measures (See

Section 39‑9‑208(A))

39‑11‑170 Violation of a provision that regulates

weighmasters (second or subsequent offense)

39‑15‑460 Unauthorized alteration, change, removal, or

obliteration of registered mark or brand (labels

and trademarks)

39‑15‑470 Purchase or receipt of containers marked or branded

from other than registered owner

39‑15‑480 Unauthorized possession of marked or branded

containers (trade and commerce)

39‑15‑490 Effect of refusal to deliver containers to lawful

owner (trade and commerce)

39‑15‑500 Taking or sending containers out of State without

consent of owner

39‑15‑1190 Intentional use of counterfeit mark or trafficking

in goods carrying the mark

39‑15‑1190(B)(1)(a)(i) Transferring, distributing, selling, or otherwise

disposing of an item having a counterfeit mark on

it, with goods or services having a value of

$2000 or less; using any object, tool, machine,

or other device to produce or reproduce a

counterfeit mark

39‑17‑340 Penalties (violation of article concerning grading

of watermelons)

39‑19‑60 Penalty for disposal of stored cotton without

consent of owner

39‑22‑90(A)(5)‑(7) Prohibited acts. State Warehouse System (See

Section 39‑22‑90(B))

39‑41‑570 Penalties (violation of article concerning

deception in sale of liquid fuels, lubricating

oils and greases)

39‑75‑50 Selling, offering for sale, or delivering for

introduction into this State nonconforming

regrooved tires

40‑1‑200 Penalty for unlawful practice of a profession or

submitting false information to obtain a license

to practice a profession

40‑2‑200 Certified Public Accountants and Public Accountants

regulations violations

40‑3‑200 Engaging in practice of architecture in violation

of chapter or knowingly submitting false

information for purpose of obtaining license

40‑6‑200 Penalties (violation of chapter concerning

auctioneers)‑‑Second offense

40‑7‑200 Practicing barbering unlawfully or submitting false

information to obtain barbering license

40‑8‑110(K) Failure to make required contribution to care and

maintenance trust fund or a merchandise account

fund

40‑8‑190 Submitting false information to procure cemetery

operator's license

40‑10‑200 Violation of First Protection Sprinkler Act

40‑11‑200 Illegal practice as licensed contractor

40‑18‑150 Penalties (violation of chapter concerning

detective and private security agencies)

40‑23‑200 Practice as environmental systems operator in

violation of Title 40, Chapter 23

40‑31‑20 Penalties (violation of chapter concerning

naturopathy)

40‑33‑200 Unauthorized practice of nursing

40‑35‑200(C) Administering a nursing home, residential care

facility or habilitation center without a license

40‑36‑200 Knowingly submitting false information to obtain

license to practice as occupational therapist or

as occupational therapy assistant

40‑38‑200 Violation of chapter regulating Opticians

40‑41‑60 License required for erection of lightening rods

40‑41‑220 Encamping and trading in animals or commodities by

nomadic individuals without license unlawful

40‑43‑140 Unlawful use of titles, declarations, and

signs‑‑unlawful dispensing, compounding, and sale

of drugs (pharmacists)

40‑47‑112 Attending to a patient while under the influence of

drugs or alcohol

40‑47‑200 Submitting false information for purpose of

obtaining a license to practice medicine

40‑51‑220 Penalties (violation of chapter on podiatry)

40‑54‑80 Violations of chapter concerning dealers in

precious metals Second offense

40‑55‑170 Unauthorized practice of psychology

40‑56‑200 State Board of Pyrotechnic Safety violations

40‑63‑200 Practice as social worker in violation of Title 40,

Chapter 63

40‑68‑150(B) Staff Leasing Services violation

40‑79‑200(A) Penalty (violation of South Carolina Regulation of

Burglar Alarm System Businesses Act)

40‑82‑200 Failure to obtain a license to engage in liquified

petroleum gas activities

41‑1‑60 Certain transactions between carriers or shippers

and labor organizations prohibited, penalties

41‑15‑320(e) Penalties (wilfully violating safety or health rule

or regulation)‑‑Subsequent offense

41‑25‑30 Private personnel placement services applications

and licensing (violations) (See Section 41‑25‑90)

41‑25‑40 Private personnel placement services; duties of

licensees (See Section 41‑25‑90)

41‑25‑50 Prohibited activities or conduct of personnel

agencies (See Section 41‑25‑90)

41‑25‑60 Advertisements in South Carolina of firms located

outside its jurisdiction (See Section 41‑25‑90)

41‑25‑70 Prohibited activities or conduct of employers or

person seeking employment (private personnel

agencies) (See Section 41‑25‑90)

41‑25‑80 Confidentiality of record and files (private

personnel agencies) (See Section 41‑25‑90)

42‑9‑360 Receiving fees, consideration, or gratuity for

services not approved by the commission or the

court

42‑15‑90 Receipt of fees, other consideration, or a gratuity

not approved by the Worker's Compensation

Commission

43‑5‑25 Wilful use of payment for purpose not in best

interest of child, protective payee

43‑5‑950 Violations of article concerning women, infants,

and children supplemental food program

43‑35‑85(A) Failure to report abuse, neglect, or exploitation

of a vulnerable adult

44‑2‑140 Underground Petroleum Response Bank Act violation

44‑6‑180(B) Medically Indigent Assistance Act confidentiality

violation

44‑6‑200 Falsification of information regarding eligibility

for Medically Indigent Assistance Program

44‑17‑860 Unlawful taking of person from mental health

facility without permission

44‑22‑100(C) Unlawful to disclose records of mental health

patient or former patient

44‑22‑220(C) Unlawful to wilfully deny a patient his rights

afforded him under chapter

44‑23‑240 Unwarranted confinement of an individual

44‑23‑1150(D) Submitting inaccurate or untruthful information

concerning sexual misconduct

44‑24‑210 Unlawful without prior authorization to take child

from grounds of inpatient facility

44‑26‑210 Denial of rights to a client with intellectual

disability

44‑32‑120(F) Unlawful body piercing

44‑34‑100(F) Tattooing violation

44‑41‑31(C) False representation on an affidavit for abortion

44‑43‑580 Traffic in dead bodies

44‑53‑50(E) Sale of cleaning agents containing phosphates

prohibited

44‑53‑370(b)(4) Prohibited Acts A, penalties (manufacture or

possession of Schedule V drugs with intent to

distribute)‑‑First offense

44‑53‑370(d)(2) Prohibited Acts A, penalties (possession of other

controlled substances in Schedules I through

V)‑‑Second and subsequent offense

44‑53‑398(H)(3) Purchasing a product containing ephedrine or

pseudoephedrine from any person other than a

manufacturer or registered wholesale distributor,

First Offense

44‑53‑445(D)(2) Purchase of controlled substance within proximity

of school

44‑53‑590 Penalty for use of property in manner which makes

it subject to forfeiture (as provided in Sections

44‑53‑520 and 44‑53‑530)

44‑53‑1530(2)(b) Possession of anabolic steroids, ten or fewer doses

(second or subsequent offense)

44‑53‑1530(3)(a) Possession of anabolic steroids, 11 to 99 doses

(first offense)

44‑55‑80 Unlawful acts (violation of State Safe Water

Drinking Act) (See Section 44‑55‑90(a))

44‑56‑130 Unlawful acts (Hazardous Waste Management Act) (See

Section 44‑56‑140C.)‑‑First offense

44‑56‑490(C) Wilfully violating a provision of the Drycleaning

Facility Restoration Trust Fund provisions

44‑63‑161(C) Willful violation of regulation or order relative

to recording, reporting, or filing information

with Bureau of Vital Statistics

44‑93‑150(C) Infectious Waste Management Act violation (first

offense)

44‑96‑100(B) Wilful violation of solid waste regulations, first

offense

44‑96‑450(B) Wilful violation of Solid Waste Act‑‑First offense

45‑9‑85 Violation of confidentiality of Section 45‑9‑60

(Equal enjoyment and privileges to public

accommodations, complaints, hearings, etc.)

46‑1‑50 Firing turpentine farms

46‑1‑75 Maliciously damaging farm product, research

facility or equipment valued at less than $500

46‑10‑100 Penalties (violation of article concerning boll

weevil eradication)

46‑23‑80 Penalty (violation of South Carolina Noxious Weed

Act)

46‑41‑170(1) Penalty (violation of chapter concerning dealers

and handlers of agriculture products) Second or

subsequent offense

46‑50‑30, section 15 Disclosure of confidential information relating to

Southern Interstate Dairy Compact

46‑50‑60 Violation of Southern Interstate Dairy Compact

47‑9‑10 Marking, branding, or disfiguring large animals of

another‑‑Second or subsequent offense

47‑9‑30 Use of horse, mare, or mule without permission

47‑9‑410 Violations (article concerning livestock generally)

47‑17‑60 Prohibited acts (meat and meat food, Regulations

and Inspection Law) (See Section 47‑17‑100(a))

47‑17‑70 Slaughtering or processing except in compliance

with article prohibited (meat and meat food,

Regulations and Inspection Law) (See Section

47‑17‑100(a))

47‑17‑80 Records (meat and meat food, Regulations and

Inspection Law) (See Section 47‑17‑100(a))

47‑21‑80(B) Penalty for violation of Farm Animal and Research

Facilities Protection Act (violation of Section

47‑21‑60)

48‑39‑170(A) Penalties (violation of chapter concerning coastal

tidelands and wetlands)‑‑Second or subsequent

offense

50‑1‑125(2), (3), and (4) Trafficking in wildlife

50‑1‑136 Penalties for conspiracy (violation of provisions

of Title 50 relating to fish, game, and

watercraft)

50‑5‑1535 Unlawful taking, possessing, buying, selling, or

shipping of short nose sturgeon

50‑5‑2305(D) Unlawful catching of wild rock (second or

subsequent offense)

50‑5‑2535 Engaging in prohibited activities while under

suspension, Marine Resources Act

50‑9‑1200 Hunting or fishing while under suspension

50‑11‑95 Engaging in Computer Assisted Remote Hunting, First

Offense

50‑11‑710 Night hunting and illegal use of artificial lights

while hunting

50‑11‑720 Night hunting for deer or bear

50‑11‑852 Molesting or killing a bald eagle

50‑11‑1920 Violation of food service permit to sell exotic

farm‑raised venison

50‑11‑2640(B) Bringing into State or importing live coyote or fox

without permit‑‑First offense

50‑13‑1410 Unlawful to pollute waters so as to injure fish and

shellfish

50‑13‑1440 Using explosives to take fish unlawful‑‑Second

offense

50‑15‑80(b) Penalties, violation of Sections 50‑15‑40(c) or

50‑15‑50(d), (e)

50‑18‑270(C) Placing or releasing species imported from another

state into waters of State‑‑Second offense

50‑18‑285(C) Damaging or poisoning aquaculture products or

facilities‑‑Second offense

50‑21‑112(B)(2) Operating a water device while under the influence

of alcohol or drugs (second offense)

50‑21‑130(A)(1) Failure of an operator of a vessel involved in a

collision resulting in property damage to stop

and render assistance

52‑5‑10 Race horses must not be entered under assumed names

or out of proper class

52‑5‑40 Misrepresenting or concealing former performance of

race horse

54‑7‑810(B)(1) Violation of Underwater Antiquities Act

55‑1‑100(F) Unlawful to operate or act as a flight crew member

of aircraft while under the influence of alcohol

or drugs

55‑8‑140(c) Penalty (violation of Uniform Aircraft Financial

Responsibility Act)

56‑1‑25 Disclosure of Department of Motor Vehicles

confidential information

56‑3‑150 Illegal operation of foreign vehicle

56‑5‑1210(A)(1) Failure to stop a vehicle involved in an accident

when injury results but great bodily injury or

death does not occur

56‑5‑1220 Failure to comply with the duties of a driver

involved in an accident

56‑5‑2780 Unlawfully passing a stopped school bus, great

bodily injury results

56‑5‑2930 Unlawful for narcotic users or persons under

influence of liquor, drugs or like substances to

drive (See Section 56‑5‑2940(2))‑‑Second offense

56‑5‑2933 Driving with an unlawful alcohol concentration,

second offense

56‑5‑4975(A) Operation of unlicensed ambulance without removing

exterior markings, sirens, etc

56‑11‑250 Failure of a motor carrier to apply for a

registration card and identification marker

56‑17‑10 Failure to purchase a license, keep records, supply

information when required by law

56‑19‑240 Application for certificate, form, and contents

(vehicle title)

56‑19‑480 Transfer and surrender of certificates, license

plates, registration cards, and manufacturers

serial plates of vehicles sold as salvage,

abandoned, scrapped, or destroyed‑‑Second and

subsequent offenses

56‑31‑50(C) Rental company making a false report regarding

certain personal property taxes

56‑31‑50(D) Misrepresentation of the amount of personal

property taxes on a private passenger motor

vehicle or rental vehicle paid or the amount of

surcharges collected

57‑25‑145(C) Placing an outdoor sign advertising an adult or

sexually‑oriented business within one mile of a

public highway

58‑3‑280 Restriction on employment of former commissioners

by public utility

58‑4‑130 Restriction on outside employment of executive

director

58‑15‑870 Injuring railroad or electric railway generally

58‑15‑1110 Violation by Railroads of Interstate Commerce Act

58‑17‑2760 Criminal penalty on individuals for violation of

transportation of freight

58‑17‑4030 Injury due to negligence or carelessness of general

railroad law

58‑17‑4050 Injury due to wilful violation of general railroad

law

58‑23‑920 Insurance required of owners of motor vehicles

transporting goods for hire‑‑First offense

59‑5‑130 Members shall not contract with State Board of

Education

59‑69‑260 Officials shall not acquire interest in claims or

contracts (school funds)

61‑2‑240 Interference with an officer or use of abusive

language by an officer or another person

61‑4‑1530 Operation of brewery or winery without permit

61‑6‑4010(B)(2) Unlawful manufacture, possession or sale of

alcoholic liquors‑‑Second offense

61‑6‑4025(b) Possession of unlawfully acquired or manufactured

alcoholic liquors in a vehicle, vessel, or

aircraft‑‑Second offense

61‑6‑4030(b) Transportation of alcoholic liquors in a taxi or

other vehicle for hire‑‑Second offense

61‑6‑4040(b) Rendering aid in unlawful transportation of

alcoholic liquor‑‑Second offense

61‑6‑4060(B)(2) Unlawful storage of alcoholic liquor in a place of

business‑‑Second offense

61‑6‑4100(b) Manufacture, sale, or possession of unlawful

distillery‑‑Second offense

61‑6‑4110(b) Knowingly permitting or allowing a person to locate

an unlawful distillery on a premise‑‑Second

offense

61‑6‑4120(b) Unlawful manufacture, transport, or possession of

materials used in the manufacture of alcoholic

liquors‑‑Second offense

61‑6‑4130(b) Present at a place where alcoholic liquors are

unlawfully manufactured‑‑Second offense

61‑6‑4150(b) Unlawful sale of alcoholic liquor from a vehicle,

vessel, or aircraft‑‑Second offense

61‑6‑4160(b) Unlawful sale of alcoholic liquors on Sundays,

election days, and other days‑‑Second offense

61‑6‑4170(B)(2) Advertisement of alcoholic liquors from

billboard‑‑Second offense

61‑6‑4200 Unlawful disposal, rescue, or attempted disposal or

rescue of alcoholic liquors

61‑8‑50 Violation of a restraining order against unlawful

sale, barter, exchange, storage, or possession of

alcoholic liquors

62‑2‑901 Destruction of or failure to deliver a will to a

Judge of Probate

63‑3‑620 Contempt of court

63‑5‑20 Failure to provide reasonable support to a spouse

or minor child

63‑7‑940 Dissemination of classified information

63‑7‑1990(A) Dissemination of confidential reports

63‑11‑90 Violations of Article 1, Child Welfare Agencies

63‑11‑1350 Disclosure of confidential records

63‑13‑40(B) Unlawful application for employment by an

ex‑convict

63‑13‑190(C) Unlawful application for employment by ex‑convict

63‑13‑420(F) Application for operator license for childcare

facilities when persons convicted of certain

crimes

63‑13‑430(E) Renewal application for operator license for

childcare facilities when persons convicted of

certain crimes

63‑13‑620(E), (F) Application for statement of standard conformity or

approval for childcare facilities when persons

convicted of certain crimes

63‑13‑630(E), (G) Renewal application for statement of standard

conformity or approval for childcare facilities

when persons convicted of certain crimes

63‑13‑820(E), (F) Application for registration for childcare

facilities when persons convicted of certain

crimes

63‑13‑830(C), (D) Renewal application for registration for childcare

facilities when persons convicted of certain

crimes

63‑13‑1010(D) Application for license or registration of church

and religious centers for childcare facilities

when persons convicted of certain crimes

63‑17‑1070 Unlawful release of information

HISTORY: 1993 Act No. 184, Section 9; 1993 Act No. 164, Part II, Section 19B; 1997 Act No. 80, Section 8.

**SECTION 16‑1‑110.** Classification of felonies or misdemeanors not listed in Section 16‑1‑90 or Section 16‑1‑100.

A felony or misdemeanor provided by statute or in common law which is not assigned a classification pursuant to Section 16‑1‑90 or 16‑1‑100 must be punished as provided before enactment of the classification system.

HISTORY: 1993 Act No. 184, Section 9.

**SECTION 16‑1‑120.** Increased sentences for repeat offenders.

(1) When an individual, who was convicted of a Class A, B, or C felony offense or an exempt offense which provides for a maximum term of imprisonment of twenty years or more and sentenced to a period of time, has been released from prison, whether on parole or by completion of the sentence, is convicted of another felony offense, the individual shall have added to the sentence imposed for the subsequent conviction such additional time as provided below:

(A) if the subsequent offense was committed within forty‑five days of his release, five years shall be added to the sentence mandated by the subsequent conviction.

(B) if the subsequent offense was committed within ninety days of his release, four years shall be added to the sentence mandated by the subsequent conviction.

(C) if the subsequent offense was committed within one hundred eighty days of his release, three years shall be added to the sentence mandated by the subsequent conviction.

(D) if the subsequent offense was committed within two hundred seventy days of his release, two years shall be added to the sentence mandated by the subsequent conviction.

(E) if the subsequent offense was committed within three hundred sixty days of his release, one year shall be added to the sentence mandated by the subsequent conviction.

(2) When subsection (1) requires an individual to have additional time added to the sentence mandated by a subsequent conviction, if the maximum sentence mandated for the subsequent conviction is less than the additional time mandated by subsection (1), the additional time which must be added to the sentence mandated by the subsequent conviction shall be equal to the maximum sentence provided for the conviction.

(3) No portion of the additional term provided for herein may be suspended and no such additional term may be reduced by any early release program, work credit, or similar program but must be served in full.

HISTORY: 1995 Act No. 7, Part I Section 35.

**SECTION 16‑1‑130.** Persons not eligible for diversion program.

(A) A person may not be considered for a diversion program, including, but not limited to, a drug court program or a mental health court, if the:

(1) person's current charge is for a violent offense as defined in Section 16‑1‑60 or a stalking offense pursuant to Article 17, Chapter 3, Title 16;

(2) person has a prior conviction for a violent crime, as defined in Section 16‑1‑60, or a harassment or stalking offense pursuant to Article 17, Chapter 3, Title 16;

(3) person is subject to a restraining order pursuant to the provisions of Article 17, Chapter 3, Title 16 or a valid order of protection pursuant to the provisions of Chapter 4, Title 20;

(4) person is currently on parole or probation for a violent crime as defined in Section 16‑1‑60; or

(5) consent of the victim has not been obtained unless reasonable attempts have been made to contact the victim and the victim is either nonresponsive or cannot be located after a reasonable search.

(B) The provisions of this section do not apply to a diversion program administered by the South Carolina Prosecution Coordination Commission or by a circuit solicitor.

HISTORY: 2005 Act No. 106, Section 2, eff January 1, 2006; 2010 Act No. 273,Section 59, eff January 1, 2011.