

Session 109 - (1991-1992)

S 0331 General Bill, By H.U. Fielding, Bryan, Courson, Giese, J.C. Hayes and T.W. Mitchell

A Bill to amend the Code of Laws of South Carolina, 1976, by adding Section 16-3-615 so as to include within the definition of sexual battery the offense of spousal sexual battery and to provide a penalty for violation, to provide that the offending spouse's conduct must be reported to the appropriate law enforcement authorities within forty-five days in order for that spouse to be prosecuted for this offense; and to amend Section 16-3-658, relating to criminal sexual conduct when the victim is a legal spouse, so as to provide that a person cannot be guilty of criminal sexual conduct if the victim is his legal spouse unless the couple are living apart rather than living apart by reason of a court order and provide that the offending spouse's conduct must be reported to the appropriate law enforcement authorities within forty-five days in order for a person to be prosecuted.

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