

## Session 114 - (2001-2002)

### S 1227 General Bill, By Thomas

#### *Similar (H 4807)*

**Summary:** Video voyeurism included in definition of stalking

A BILL TO AMEND SECTION 16-3-1700, AS AMENDED, CODE OF LAWS OF SOUTH CAROLINA, 1976, RELATING TO THE DEFINITIONS OF HARASSMENT AND STALKING, SO AS TO PROVIDE THAT HARASSMENT INCLUDES UNLAWFULLY DIRECTING OR FOCUSING A DIGITAL, ELECTRONIC, LASER, HEAT-SEEKING, NOISE-MAKING, LISTENING, OR OTHER ELECTRONIC OR MECHANICAL DEVICE ON ANOTHER PERSON, HIS DWELLING, OR ANY OTHER PLACE WHERE THE TARGETED PERSON SEEKS SECLUSION FROM PUBLIC VIEW OR HAS A REASONABLE EXPECTATION OF PRIVACY, AND SENDING AN OBSCENE, THREATENING, OR HARASSING COMMUNICATION TO ANOTHER PERSON WHO IS AN UNWILLING RECIPIENT WITH THE INTENT AND PURPOSE OF CONVEYING AN UNSOLICITED OBSCENE, IMMINENTLY THREATENING, OR HARASSING MESSAGE TO AN UNWILLING RECIPIENT; TO PROVIDE THAT, IN AN EGREGIOUS CASE, HARASSMENT INCLUDES A SINGLE ACT OF INTENTIONAL, SUBSTANTIAL, AND UNREASONABLE INTRUSION INTO THE PRIVACY, PRIVATE LIFE, OR PERSONAL SPACE OF A TARGETED PERSON THAT IS CONSPICUOUSLY BAD OR OFFENSIVE AND CAUSES THE PERSON AND WOULD CAUSE A REASONABLE PERSON IN HIS POSITION TO SUFFER FEAR, OUTRAGE, OR MENTAL DISTRESS, TO PROVIDE "STALKING" ALSO MEANS A SINGLE INSTANCE OF CERTAIN CONDUCT IN AN EGREGIOUS CASE OR SITUATION; TO DEFINE "VIDEO VOYEURISM", AND "ROUTINE IMAGING OR VIDEO MONITORING FOR SECURITY PURPOSES", "SURVEILLANCE", "PRIVACY", "PERSONAL SPACE", "INVADE" AND "EGREGIOUS CASE OR SITUATION"; AND TO AMEND CHAPTER 17, TITLE 16, RELATING TO OFFENSES AGAINST THE PERSON, BY ADDING SECTION 16-3-1735 SO AS TO PROVIDE THAT IT IS UNLAWFUL FOR A PERSON TO ENGAGE IN VIDEO VOYEURISM, TO PROVIDE FOR CERTAIN EXCEPTIONS TO THE APPLICATION OF THIS SECTION, TO PROVIDE THAT THE PROVISIONS OF SECTIONS 16-3-1740 THROUGH 16-3-1840 ARE APPLICABLE IN SITUATIONS AND CASES INVOLVING VIDEO VOYEURISM IN LIKE MANNER AND TO THE SAME EXTENT THEY ARE APPLICABLE IN SITUATIONS AND CASES OF HARASSMENT, STALKING, OR AGGRAVATED STALKING, AND TO PROVIDE PENALTIES FOR VIOLATIONS OF THIS SECTION.

**04/17/02 Senate Introduced and read first time SJ-8**

**04/17/02 Senate Referred to Committee on Judiciary SJ-8**