

## Session 116 - (2005-2006)

### H 4281 General Bill, By Leach

#### **Summary:** Child Victims of Sexual Assault Act

A BILL TO ENACT THE CHILD VICTIMS OF SEXUAL ASSAULT ACT SO AS TO AMEND SECTION 16-3-655, AS AMENDED, CODE OF LAWS OF SOUTH CAROLINA, 1976, RELATING TO CRIMINAL SEXUAL CONDUCT WITH A MINOR, BY REVISING THE PENALTIES AND PROVIDING THAT FOR A FIRST OFFENSE A PERSON MUST BE SENTENCED TO A MANDATORY TERM OF IMPRISONMENT FOR TWENTY-FIVE YEARS AND FOR A SECOND OR SUBSEQUENT OFFENSE FOR LIFE WITHOUT THE POSSIBILITY OF PAROLE AND TO PROVIDE THAT A PERSON CONVICTED OF SUCH AN OFFENSE IS A CHILD VICTIM SEX OFFENDER; TO AMEND SECTION 16-3-20, AS AMENDED, RELATING TO PUNISHMENT FOR MURDER AND, AMONG OTHER THINGS, AGGRAVATING CIRCUMSTANCES TO BE CONSIDERED IN DETERMINING THE PENALTY FOR MURDER, SO AS TO INCLUDE AS AN AGGRAVATING CIRCUMSTANCE THAT THE OFFENDER WAS A CHILD VICTIM SEX OFFENDER; TO ADD SECTION 23-3-485 SO AS TO PROVIDE THAT A PERSON IS GUILTY OF A MISDEMEANOR IF THE PERSON ALLOWS A SEX OFFENDER TO RESIDE WITH THE PERSON KNOWING THAT THE OFFENDER HAS FAILED TO REGISTER WITH THE SEX OFFENDER REGISTRY OR IF THE PERSON FAILS TO PROVIDE OR CONCEALS INFORMATION REQUESTED BY LAW ENFORCEMENT CONCERNING A SEX OFFENDER; AND TO ADD SECTION 24-21-95 SO AS TO PROVIDE THAT A CONDITION OF PROBATION, PAROLE, OR RELEASE OF ANY KIND OF A SEXUAL OFFENDER MUST INCLUDE ELECTRONIC MONITORING AND TO SPECIFY CERTAIN TRACKING AND REPORTING CAPABILITIES OF THE ELECTRONIC MONITORING SYSTEM.

**06/02/05 House Introduced and read first time HJ-142**

**06/02/05 House Referred to Committee on Judiciary HJ-143**