**South Carolina General Assembly**

123rd Session, 2019-2020

**H. 4088**

**STATUS INFORMATION**

General Bill

Sponsors: Reps. Norrell, Rose, McCoy, Funderburk, Bernstein and Mace

Document Path: l:\council\bills\bh\7178ahb19.docx

Companion/Similar bill(s): 567

Introduced in the House on February 26, 2019

Currently residing in the House Committee on **Judiciary**

Summary: Unlawful dissemination of sexually explicit materials

**HISTORY OF LEGISLATIVE ACTIONS**

Date Body Action Description with journal page number

2/26/2019 House Introduced and read first time ([House Journal‑page 38](file:///h:\hj\20190226.docx))

2/26/2019 House Referred to Committee on **Judiciary** ([House Journal‑page 38](file:///h:\hj\20190226.docx))

1/14/2020 House Member(s) request name added as sponsor: Bernstein

1/30/2020 House Member(s) request name added as sponsor: Mace

View the latest [legislative information](http://www.scstatehouse.gov/billsearch.php?billnumbers=4088&session=123&summary=B) at the website

**VERSIONS OF THIS BILL**

[2/26/2019](file:///p:\pprever\2019-20\4088_20190226.docx)

**A** **BILL**

TO AMEND THE CODE OF LAWS OF SOUTH CAROLINA, 1976, BY ADDING SECTION 16‑15‑260 SO AS TO CREATE THE OFFENSE OF UNLAWFUL DISSEMINATION OF SEXUALLY EXPLICIT MATERIALS.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Article 1, Chapter 15, Title 16 of the 1976 Code is amended by adding:

“Section 16‑15‑260. (A) It is unlawful for a person, absent a clear public purpose, to disseminate or sell any picture, drawing, video recording, film, digital electronic file, or other visual depiction or representation of these created by any means, or any reproduction of a picture, drawing, video recording, film, digital electronic file, or other visual depiction or representation of these that depicts another person in a state of sexually explicit nudity, as defined in Section 16‑15‑375, when the:

(1) person knows or has reason to know that he is not licensed or privileged to disseminate or sell the picture, drawing, video recording, film, digital electronic file, or other visual depiction or representation of these; and

(2) depicted person suffers emotional distress or embarrassment.

(B) A person who violates the provisions of this section is guilty of a misdemeanor and, upon conviction, must be fined not more than one thousand dollars or imprisoned for not more than one year.”

SECTION 2. This act takes effect upon approval by the Governor.

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