**South Carolina General Assembly**

124th Session, 2021-2022

**S. 228**

**STATUS INFORMATION**

General Bill

Sponsors: Senators Shealy, McElveen and Matthews

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Introduced in the Senate on January 12, 2021

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

Summary: Obscenity, unlawful dissemination, procurement, promotion

**HISTORY OF LEGISLATIVE ACTIONS**

Date Body Action Description with journal page number

12/9/2020 Senate Prefiled

12/9/2020 Senate Referred to Committee on **Judiciary**

1/12/2021 Senate Introduced and read first time ([Senate Journal‑page 227](file:///h:\sj\20210112.docx))

1/12/2021 Senate Referred to Committee on **Judiciary** ([Senate Journal‑page 227](file:///h:\sj\20210112.docx))

View the latest [legislative information](http://www.scstatehouse.gov/billsearch.php?billnumbers=228&session=124&summary=B) at the website

**VERSIONS OF THIS BILL**

[12/9/2020](file:///p:\pprever\2021-22\228_20201209.docx)

**A** **BILL**

TO AMEND SECTION 16-15-305 OF THE 1976 CODE, RELATING TO THE UNLAWFUL DISSEMINATION, PROCUREMENT, OR PROMOTION OF OBSCENITY, TO PROVIDE THAT IT IS UNLAWFUL TO BUY, SELL, DELIVER, RENT, DISTRIBUTE, OR OTHERWISE PROVIDE ANY FIGURINE FOR THE REPRESENTATION, DESCRIPTION, OR USE OF THE OBSCENE; AND TO DEFINE NECESSARY TERMS.

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

SECTION 1. Section 16-15-305(A) of the 1976 Code is amended to read:

“Section 16-15-305. (A) It is unlawful for any person knowingly to disseminate obscenity. A person disseminates obscenity within the meaning of this article if he:

(1) sells, delivers, or provides or offers or agrees to sell, deliver, or provide any obscene writing, picture, record, digital electronic file, or other representation or description of the obscene;

(2) presents or directs an obscene play, dance, or other performance, or participates directly in that portion thereof which makes it obscene;

(3) publishes, exhibits, or otherwise makes available anything obscene to any group or individual; ~~or~~

(4) exhibits, presents, rents, sells, delivers, or provides; or offers or agrees to exhibit, present, rent, or to provide: any motion picture, film, filmstrip, or projection slide, or sound recording, sound tape, or sound track, video tapes and recordings, or any matter or material of whatever form which is a representation, description, performance, or publication of the obscene; or

(5) buys, sells, delivers, rents, distributes, or otherwise provides any figurine for the representation, description, or use of the obscene.”

SECTION 2. Section 16-15-305(C) is amended by adding an appropriately numbered new item to read:

“( ) ‘figurine’ means any figure, mannequin, or robot created in a child’s likeness that is anatomically correct, with the features of, or with features that resemble those of, a minor, and that are intended for use in sexual acts.”

SECTION 3. This act takes effect upon approval by the Governor.

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