**South Carolina General Assembly**

125th Session, 2023-2024

**H. 3468**

**STATUS INFORMATION**

General Bill

Sponsors: Reps. Garvin and Guffey

Companion/Similar bill(s): 3059

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Introduced in the House on January 10, 2023

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

12/8/2022 House Prefiled

12/8/2022 House Referred to Committee on **Judiciary**

1/10/2023 House Introduced and read first time ([House Journal‑page 178](h:\hj\20230110.docx))

1/10/2023 House Referred to Committee on **Judiciary** ([House Journal‑page 178](h:\hj\20230110.docx))

View the latest  [legislative information](https://www.scstatehouse.gov/billsearch.php?billnumbers=3468&session=125&summary=B)  at the website

**VERSIONS OF THIS BILL**

[12/08/2022](https://www.scstatehouse.gov/sess125_2023-2024/prever/3468_20221208.docx)

A bill

TO AMEND THE SOUTH CAROLINA code of laws 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 S.C. 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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