

South Carolina General Assembly
122nd Session, 2017-2018

H. 3641

STATUS INFORMATION

General Bill

Sponsors: Rep. Bernstein

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Companion/Similar bill(s): 124

Introduced in the House on February 2, 2017

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

Summary: Revenge Porn Act

HISTORY OF LEGISLATIVE ACTIONS

<u>Date</u>	<u>Body</u>	<u>Action Description with journal page number</u>
2/2/2017	House	Introduced and read first time (House Journal-page 14)
2/2/2017	House	Referred to Committee on Judiciary (House Journal-page 14)

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VERSIONS OF THIS BILL

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A BILL

TO AMEND THE CODE OF LAWS OF SOUTH CAROLINA, 1976, SO AS TO ENACT THE “REVENGE PORN ACT” BY ADDING SECTION 16-15-260 SO AS TO CREATE THE OFFENSE OF UNLAWFUL DISSEMINATION OF SEXUALLY EXPLICIT MATERIALS WITHOUT CONSENT OF THE PERSON DEPICTED, AND TO PROVIDE A PENALTY.

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

SECTION 1. The act may be cited as the “Revenge Porn Act”.

SECTION 2. 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, without consent of the person depicted, 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 3. This act takes effect upon approval by the Governor.

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