

**South Carolina General Assembly**  
123rd Session, 2019-2020

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**S. 567**

**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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