

# ***Adult Sex Offender Registration Requirements***

## ***SOUTH CAROLINA***

### **Requirements**

<b>Registrable Offenses</b>	<ul style="list-style-type: none"> <li>• Criminal sexual conduct (1st degree)</li> <li>• Criminal sexual conduct (2nd degree)</li> <li>• Criminal sexual conduct (3rd degree)</li> <li>• Criminal sexual conduct with minors (1st degree)</li> <li>• Criminal sexual conduct with minors (2nd degree) -However, if the offender was 18 years of age or less and the court specifically finds that the sexual conduct was consensual, or the consensual sexual conduct was between persons under 16 years of age, the convicted person shall not be required to register.</li> <li>• Engaging a child for sexual performance</li> <li>• Producing, directing, or promoting sexual performance by a child</li> <li>• Assaults with intent to commit criminal sexual conduct –</li> <li>• Incest</li> <li>• Buggery</li> <li>• Committing or attempting lewd act upon child under 16</li> <li>• Peeping, voyeurism, or aggravated voyeurism</li> <li>• Violations of Article 3, Chapter 15 of Title 16 involving a minor -</li> <li>• Kidnapping of a person 18 years of age or older except when the court finds on the record that the offense did not include a criminal sexual offense or attempted criminal sexual offense</li> <li>• Kidnapping of a person under 18 years of age, except when the offense is committed by a parent</li> <li>• Criminal sexual conduct when the victim is a spouse</li> <li>• Sexual battery of a spouse</li> <li>• Sexual intercourse with a patient or trainee</li> <li>• Criminal solicitation of a minor if the purpose or intent of the solicitation or attempted solicitation was to: persuade, induce, entice, or coerce the person solicited to engage or participate in sexual activity</li> <li>• Perform a sexual activity in the presence of the person solicited</li> <li>• Administering, distributing, dispensing, delivering, or aiding, abetting, attempting, or conspiring to administer, distribute, dispense, or deliver a controlled substance or gamma hydroxy butyrate to an individual with the intent to commit a crime listed in Section 44-53-370(f), except petit larceny or grand larceny</li> </ul>
<b>Information Maintained in Sex Offender Registry</b>	<p><i>SC. ST. § 23-3-440 (West 2008)</i></p> <p>(1)</p> <ul style="list-style-type: none"> <li>• Name</li> <li>• Offender’s description</li> <li>• Photograph</li> <li>• Other information required by the State Law Enforcement Division</li> </ul>
<b>Community Notification and Websites</b>	<p><i>SC. ST. § 23-3-490 (West 2008)</i></p> <p>(A) Information collected for the offender registry is open to public inspection, upon request to the county sheriff.</p> <p>(c)The sheriff shall notify the principals of public and private schools, and the administrator of child day care centers and family day care centers of any offender whose address is within one-half mile of the school or business.</p> <p>(E) For purposes of this section, use of computerized or electronic transmission of data or other electronic or similar means is permitted.</p>

<b>Limitations on Residency or Employment</b>	None.
<b>Duration of Registration</b>	<p><i>SC. ST. § 44-23-1150 (West 2008)</i></p> <p><u><i>Sexual Misconduct with a patient, trainee or offender</i></u></p> <p>(B) An actor is guilty of sexual misconduct when the actor, knowing that the victim is an inmate, offender, or patient voluntarily engages with the victim in an act of sexual intercourse, whether vaginal, oral, or anal, or other sexual contact for the purpose of sexual gratification.</p> <p>(A) As used in this section:</p> <ul style="list-style-type: none"> <li>○ “Actor” means an employee, volunteer, agent, or contractor of a public entity that has statutory or contractual responsibility for inmates or patients confined in a prison, jail, or mental health facility. Actor includes individuals who supervise inmate labor details outside of an institution or who have supervisory responsibility for offenders on parole, probation, or other community supervision programs.</li> </ul>