**A** **BILL**

TO AMEND THE CODE OF LAWS OF SOUTH CAROLINA, 1976, BY ADDING SECTION 44‑41‑90 SO AS TO PROHIBIT THE BUYING OR SELLING OF FETAL TISSUE AND TO ESTABLISH CRIMINAL PENALTIES.

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

SECTION 1. Article 1, Chapter 41, Title 44 of the 1976 Code is amended by adding:

“Section 44‑41‑90. (A)(1) It is unlawful for a person to knowingly buy or sell, offer to buy or sell, assist another in buying or selling or offering to buy or sell, or provide other consideration to receive or transfer fetal tissue. A person includes, but is not limited to, an officer, director, independent contractor, employee, or other agent of a clinic, hospital, corporation, partnership, or other organization, or a pregnant woman or pregnant minor.

(2) For purposes of this section, ‘fetal tissue’ means tissue from an infant or a fetus who is aborted and includes organs, limbs, and any other fetal material.

(B) A person who violates subsection (A) is guilty of a misdemeanor and, upon conviction, or a plea of guilty or nolo contendere, must be fined not more than one thousand dollars or imprisoned not more than thirty days, or both.”

SECTION 2. This act takes effect upon approval by the Governor.

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