

Session 123 - (2019-2020)

H 3249 General Bill, By Burns, V.S. Moss, Hiott, Huggins, Loftis, G.R. Smith and Johnson

Summary: Human Trafficking and Child Exploitation Prevention

A BILL TO AMEND THE CODE OF LAWS OF SOUTH CAROLINA, 1976, BY ADDING ARTICLE 5 TO CHAPTER 15, TITLE 16 ENTITLED THE "HUMAN TRAFFICKING AND CHILD EXPLOITATION PREVENTION ACT" SO AS TO REQUIRE A BUSINESS, MANUFACTURER, WHOLESALER, OR INDIVIDUAL THAT MANUFACTURES, DISTRIBUTES, OR SELLS A PRODUCT THAT MAKES CONTENT ACCESSIBLE ON THE INTERNET TO INSTALL AND OPERATE A DIGITAL BLOCKING CAPABILITY THAT RENDERS OBSCENITY INACCESSIBLE AND TO SET MINIMUM REQUIREMENTS FOR THE BLOCKING CAPABILITY; TO ESTABLISH A PROCEDURE FOR THE CONSUMER TO DEACTIVATE THE DIGITAL BLOCKING CAPABILITY; TO ALLOW A REPORTING SYSTEM TO UNBLOCK CONTENT THAT IS NOT OBSCENE, SUCH AS SOCIAL MEDIA WEBSITES, AND AUTHORIZE A CONSUMER TO SEEK JUDICIAL RELIEF IF THE FILTERED CONTENT IS NOT UNBLOCKED WITHIN A REASONABLE TIME; TO ESTABLISH CRIMINAL PENALTIES FOR A BUSINESS OR INDIVIDUAL THAT VIOLATES THIS ARTICLE; TO AUTHORIZE THE ATTORNEY GENERAL TO SEEK INJUNCTIVE RELIEF AGAINST A BUSINESS, MANUFACTURER, WHOLESALER, OR INDIVIDUAL THAT MANUFACTURES, DISTRIBUTES, OR SELLS ANY PRODUCTS IN THIS STATE WITHOUT A DIGITAL BLOCKING CAPABILITY, TO ESTABLISH THAT A CONSUMER OR THE ATTORNEY GENERAL MAY FILE A SUIT AGAINST A PARTY THAT IS UNRESPONSIVE TO A REPORT OF OBSCENE MATERIAL BREACHING THE FILTER AND TO PRESCRIBE DAMAGES FOR EACH VIOLATION.

12/18/18 House Prefiled
12/18/18 House Referred to Committee on Judiciary
01/08/19 House Introduced and read first time (House Journal-page 143)
01/08/19 House Referred to Committee on Judiciary (House Journal-page 144)
01/22/19 House Member(s) request name added as sponsor: Hiott
01/23/19 House Member(s) request name added as sponsor: Huggins, Loftis
01/31/19 House Member(s) request name added as sponsor: G.R.Smith
03/12/19 House Member(s) request name added as sponsor: Johnson