**A** **BILL**

TO AMEND SECTION 23‑3‑430, CODE OF LAWS OF SOUTH CAROLINA, 1976, RELATING TO THE SEX OFFENDER REGISTRY, SO AS TO PROVIDE THE CONDITIONS THAT EXEMPT A PERSON WHO IS CONVICTED OF, PLED GUILTY OR NOLO CONTENDERE TO, OR HAS BEEN ADJUDICATED DELINQUENT OF CRIMINAL SEXUAL CONDUCT WITH MINORS, THIRD DEGREE, FROM BEING REFERRED TO AS A SEX OFFENDER.

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

SECTION 1. Section 23‑3‑430(C)(6) of the 1976 Code is amended to read:

“(6) criminal sexual conduct with minors, third degree (Section 16‑3‑655(C)). If evidence is presented at the criminal proceeding and the court makes a specific finding on the record that the conviction obtained for this offense resulted from consensual sexual conduct, as contained in Section 16‑3‑655(B)(2), provided the offender is eighteen years of age or less, or consensual sexual conduct between persons under sixteen years of age, the convicted person is not an offender and is not required to register pursuant to the provisions of this article;”

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

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