# **S.C. Code Ann. § 39-8-90**

This document is current through 2024 Regular Session Act No. 120, not including changes and corrections made by the Code Commissioner.

***South Carolina Code of Laws Annotated by LexisNexis®*  > *Title 39. Trade and Commerce (Chs. 1 — 79)* > *Chapter 8. Trade Secrets (§§ 39-8-1 — 39-8-130)***

**§ 39-8-90. Persons guilty of stealing trade secrets; criminal penalties.**

**(A)** A person, with intent to or reason to believe that it will injure an owner and benefit a person other than the owner, shall be fined not more than $ 100,000 or imprisoned not more than ten years, or both, if he:

**(1)** steals, wrongfully appropriates, takes, carries away, or conceals, or by fraud, artifice, or deception obtains trade secrets;

**(2)** wrongfully copies, duplicates, sketches, draws, photographs, downloads, uploads, alters, destroys, photocopies, replicates, transmits, delivers, sends, mails, communicates, or conveys trade secrets;

**(3)** receives, buys, or possesses trade secrets, knowing the trade secrets have been obtained by any means described in items (1) or (2);

**(4)** attempts to commit any offense described in items (1) through (3);

**(5)** wrongfully solicits another to commit any offense described in items (1) through (3); or

**(6)** conspires with one or more other persons to commit any offense described in items (1) through (3), and where one of the conspirators performs an act to further the conspiracy.

**(B)** In a prosecution for any violation of subsection (A) of this section the court must, pursuant to Section 39-8-100, preserve the secrecy of an alleged trade secret.

**History**

1997 Act No. 38, § 1, eff May 21, 1997.

South Carolina Code of Laws Annotated by LexisNexis®

Copyright © 2024 All rights reserved.

**End of Document**