

Acts and Joint Resolutions

OF THE

GENERAL ASSEMBLY

OF THE

State of South Carolina

REGULAR SESSION OF 1964

Second Part

of Fifty-third Volume of Statutes at Large

(The Acts and Joint Resolutions of 1963
Constituted First Part)

PRINTED UNDER DIRECTION OF
LEWIE GRIFFITH MERRITT
CODE COMMISSIONER

(R1232, S559)

No. 1016

An Act To Establish The Cherokee County Airport Commission; To Authorize Certain Expenditures By The Commission; And To Repeal Sections 2-251 Through 2-254 Of The 1962 Code, Relating To The Gaffney-Cherokee County Airport Commission.

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

SECTION 1. Cherokee County Airport Commission created.—The Cherokee County Airport Commission is hereby created to consist of three members who shall be appointed by the Governor upon the recommendation of a majority of the Cherokee County Legislative Delegation. Of the members appointed initially, one shall be appointed for a term of one year, one shall be appointed for a term of two years and one shall be appointed for a term of three years after which their successors shall be appointed for terms of three years each or until their successors are appointed and qualify. All vacancies shall be filled in the same manner as the original appointment for the remainder of the unexpired term.

SECTION 2. Officers.—The commission shall elect from its membership a chairman and such other officers as it may deem necessary, each for a term of one year and until his successor has been elected and qualifies.

SECTION 3. Powers and duties.—There is hereby committed to the commission the functions of planning, establishing, developing, constructing, enlarging, improving, maintaining, equipping, operating, regulating, protecting and policing an airport and air navigation facility to serve the people of the county and the public generally. To this end, the commission may:

- (1) Have and enjoy perpetual succession.
- (2) Adopt, use and alter a corporate seal.
- (3) Make bylaws for the management and regulation of its affairs and define a quorum for its meetings, which shall require the presence of at least two members.

(4) Plan, establish, develop, construct, enlarge, improve, maintain, which term shall include, here as hereafter, the power to establish a reasonable reserve for maintenance, equip, operate, regulate, protect and police its airport and air navigation facility under such reasonable rules and regulations as the commission may from time to time promulgate.

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(5) Maintain and extend runways, terminals, maintenance shops, access roads, utilities systems, concessions, accommodations and other facilities of whatever nature or kind for the comfort and accommodation of air travelers and air freight; purchase and sell supplies, goods and commodities as an incident to the operation of its airport facilities; and for all such purposes, the commission may, by purchase, gift, devise, lease, or otherwise, acquire, hold, develop, use and lease any property, real or personal, or any interest therein, including easements in airport hazards or land outside the boundaries of its airport or airport site, necessary to permit the removal, elimination, obstruction-marking or obstruction-lighting of airport hazards or to prevent the establishment of airport hazards; *provided*, that the commission in exercising such power shall in addition to any damages for the taking, injury or destruction of any property also pay the cost of removal and relocation of any structures, railways, mains, pipes, conduits, wires, cables, poles or public utility which is required to be removed to any location.

(6) License, lease, rent, sell or otherwise provide for the use of any of its airport facilities, and facilities auxiliary thereto, including the privilege of supplying goods, commodities, things, services or facilities at such airport by itself or by any persons qualified therefor, on such terms and conditions as its discretion may dictate; *provided*, that in no case shall the public be deprived of its rightful, equal and uniform use of its airport and air navigation facility.

(7) Place in effect and, from time to time, revise such schedules of licenses, rates, and charges for the use of its facilities as may be necessary or desirable to the orderly operation of its airport facility; *provided*, that all such rates and charges shall be reasonable and nondiscriminatory; and *provided, further*, that the provisions of this item shall not be construed to be in conflict with the provisions of item (6) of this section, which authorize the leasing of land and buildings auxiliary to its airport facility.

(8) Appoint officers, agents, employees and servants and prescribe the duties of such, including the right to appoint persons charged with the duty of enforcing the rules and regulations promulgated pursuant to the provisions of this article, fix their compensation and determine if and to what extent they shall be bonded for the faithful performance of their duties.

(9) Employ engineers, architects and attorneys and contract for such other services of a technical or professional nature as may be

necessary or desirable to the performance of the duties of the commission.

(10) Make contracts for the construction, erection, maintenance and repair of the facilities in its charge.

(11) Deposit moneys derived under the provisions of this act with the county treasurer.

(12) Apply for, accept, receive, receipt for, disburse and expend Federal, State, county or municipal moneys and other moneys, public or private, made available by grant or loan, or both, to accomplish, in whole or in part, any of the purposes of this article. All Federal moneys accepted under this item shall be accepted and expended by the Commission upon such terms and conditions as are prescribed by the United States and as are consistent with State law, and all other moneys accepted under this item shall be accepted and expended by the Commission upon such terms and conditions as are prescribed by the State or other sources thereof.

(13) Do all other acts and things necessary or convenient to carry out any function or power committed or granted to it.

SECTION 4. Exempt from taxes.—Property and income of the commission shall be exempt from all taxes levied by the State, county or any municipality, division, subdivision or agency thereof, direct or indirect.

SECTION 5. Compensation.—The members of the commission shall be authorized a per diem of ten dollars each for each meeting, provided the member shall not be paid for more than two meetings in any one month.

SECTION 6. Appropriation.—Authority is granted to spend the sum of twenty-five thousand dollars from the general fund of Cherokee County, upon approval by a majority of the Legislative Delegation, to match State and Federal Funds for construction of an airport in Cherokee County.

SECTION 7. Repeal.—Sections 2-251 through 2-254 of the 1962 Code are repealed.

SECTION 8. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 24th day of April, 1964.

Acts and Joint Resolutions

OF THE

GENERAL ASSEMBLY

OF THE

State of South Carolina

REGULAR SESSION OF 1971
AND
RECONVENED SESSION OF 1971
(See Page 1999)

First Part
of Fifty-Seventh Volume of Statutes at Large
(The Acts and Joint Resolutions of 1972 will
Constitute the Second Part)

PRINTED UNDER DIRECTION OF
HENRY L. LAKE
CODE COMMISSIONER

(R291, S597)

No. 877

~~An Act To Amend Act No. 1035 Of 1968, As Amended, Relating To The Powers Of The County Commission Of Spartanburg County, So As To Provide For The Fixing Of Fees, Charges, Costs And Regulations For The Recording Of Papers And Documents And Services By All Officers Of Spartanburg County And To Provide For The Filming And Microfilming Of Documents In Spartanburg County.~~

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

SECTION 1. Additional powers.—Section 9 of Act No. 1035 of 1968, as amended, is further amended by adding at the end:

~~“() To fix all costs and charges to be made by officers in Spartanburg County for the recording of any document now required by law to be recorded for which a charge is set by law, and to regulate the manner in which recording is made and to fix costs and charges for the recording of documents now not required by law to be recorded which may hereafter be required to be recorded either by State statute or ordinance of the county commission, and further, to fix and regulate all costs now provided by law for services by officials of Spartanburg County or cost for service as may hereafter be provided by statutory law or ordinance of the county commission.~~

~~() To contract for the filming and microfilming of any and all records in Spartanburg County now required by law to be recorded; such filming or microfilming of records may be for security purposes only, or for both security purposes and for use of the county and the public.”~~

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 28th day of October, 1971.

(R892, S642)

No. 878

An Act To Amend Act 1016 Of 1964, Relating To The Cherokee County Airport Commission, So As To Authorize The Commission To Exercise The Power Of Eminent Domain.

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

SECTION 1. Power of eminent domain.—Section 3 of Act 1016 of 1964 is amended by adding at the end:

“(14) To exercise the power of eminent domain for any corporate function. The power of eminent domain may be exercised through any procedure prescribed by Chapter 3, Title 25, of the 1962 Code, or by following the procedure for the exercise of eminent domain by the State Highway Department, prescribed by Article 2, Chapter 3, Title 33, of the 1962 Code, as such statutes are now constituted or as they may afterwards be constituted following any amendments thereto.”

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 28th day of October, 1971.

(R892 S645)

No. 879

~~An Act To Increase The Number Of Petit Jurors That May Be Drawn In Pickens County To Sixty And To Amend Section 38-86, Code Of Laws Of South Carolina, 1962, Relating To The Summoning Of Jurors, So As To Include Pickens County.~~

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

~~**SECTION 1. Number of jurors.**—Notwithstanding the provisions of Section 38-61 of the 1962 Code, the Jury Commissioners of Pickens County may draw up to sixty petit jurors when they shall deem it necessary for any term of court.~~

~~**SECTION 2. Summoning of jurors.**—Section 38-86 of the 1962 Code is amended on line two by inserting “Pickens,” after “Georgetown,”. The section when amended shall read as follows:~~

~~“Section 38-86. Notwithstanding the provisions of Section 38-85, in the counties of Cherokee, Georgetown, Pickens, Spartanburg and Union the sheriff may summon all grand and petit jurors by sending by registered mail with request for a return card a summons directed to such juror and also a card for written acceptance by such juror, to be signed and returned to the sheriff. The sheriff shall prepay all postage and keep an account of such as actual expenses for which he shall be reimbursed by the governing body of the county in the manner provided by law.”~~

Acts and Joint Resolutions

OF THE

GENERAL ASSEMBLY

OF THE

State of South Carolina

REGULAR SESSION OF 1974

Second Part
of Fifty-Eighth Volume of Statutes at Large
(The Acts and Joint Resolutions of 1973
Constitute the First Part)

PRINTED UNDER DIRECTION OF
HENRY L. LAKE
CODE COMMISSIONER

(R1087, H2794)

No. 995

~~An Act To Amend Act 165 Of 1969, As Amended, Relating To The Family Court Of Horry County, So As To Provide That All Alimony And Support Money Shall Be Collected And Disbursed Through The Family Court.~~

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

SECTION 1. Alimony and support money.—Section 10 of Act 165 of 1969 is amended to read as follows:

“Section 10. Jurisdiction of the court with regard to family support and protection shall be as provided for in Article III of the Family Court Act of 1968. Alimony and support money in all domestic relations cases in the county, including those cases where such moneys were previously collected by the clerk of court, shall be collected and disbursed through the family court.”

SECTION 2. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 3rd day of May, 1974.

(R1090, H2903)

No. 996

An Act To Amend Act No. 606 Of 1973, Relating To The Cherokee County Historical Commission, And Act No. 1016 Of 1964, Relating To The Cherokee County Airport Commission, So As To Increase The Membership Of Both Commissions.

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

SECTION 1. Membership.—Section 3 of Act No. 606 of 1973 is amended by striking “five” on the first line and inserting in lieu thereof “seven”. The section when amended shall read:

“Section 3. The commission shall be composed of seven resident electors of the county to be appointed by the Governor upon the recommendation of the resident members of the Cherokee County Delegation. The members shall serve for terms of four years and until their successors are appointed and qualify.”

SECTION 2. Membership further.—Section 1 of Act No. 1016 of 1964 is amended to read:

“Section 1. The Cherokee County Airport Commission is hereby created to consist of five members who shall be appointed by the Governor upon the recommendation of a majority of the Cherokee County Legislative Delegation for terms of three years and until their successors are appointed and qualify. All vacancies shall be filled in the same manner as the original appointment for the remainder of the unexpired term.”

SECTION 3. Terms.—The additional members provided for by this act shall serve such terms as will best coincide with the terms of the other members.

SECTION 4. Time effective.—This act shall take effect upon approval by the Governor.

Approved the 3rd day of May, 1974.

(S. 093, H. 2732)

No. 997

An Act To Provide Annual Leave For State Employees And To Repeat Act 1348 Of 1972, Relating To The Same Matters.

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

SECTION 1. Application of act.—The provisions of this act shall apply to all state agencies, departments and institutions and shall be administered by each such agency, department and institution pursuant to regulations adopted by the State Budget and Control Board. The act, however, shall not apply to teaching personnel and officials of academic rank at state-supported institutions of higher learning. The personnel records of all agencies, departments and institutions coming under the provisions of this act shall be subject to audit by the State Personnel Division.

SECTION 2. Annual leave—computation of.—Any permanent full-time state employee shall be entitled to annual leave with pay, which shall be computed as follows:

For the first ten years of state service, he shall earn one and one-fourth working days' leave for each month of full-time employment per year. After ten years he shall earn a bonus of one and one-fourth