

# Acts and Joint Resolutions

OF THE

## GENERAL ASSEMBLY

OF THE

# State of South Carolina

---

REGULAR SESSION OF 1943

# LEGISLATIVE COUNCIL

First Part

of Forty-third Volume of Statutes at Large

---

PRINTED UNDER DIRECTION OF  
JOINT COMMITTEE ON PRINTING  
GENERAL ASSEMBLY OF SOUTH CAROLINA

~~SECTION 3: Time effective.—This Act shall take effect upon its approval by the Governor.~~

~~Approved the 24th day of April, 1943.~~

(R331, S434, H646)

No. 181

**AN ACT to Create the Chester Airport Commission of Chester County and to Define Its Duties and Powers.**

BE IT ANACTED by the General Assembly of the State of South Carolina:

**SECTION 1: Chester airport commission.**—There is hereby created the Chester Airport Commission to consist of five (5) members, two (2) to be appointed by the City Council of the City of Chester and three (3) to be appointed by the Chester County Legislative Delegation. Each of said Commissioners shall hold office for a term of four (4) years and until his successor is appointed and qualified by the taking of the oath prescribed by the Constitution of this State.

**SECTION 2: Duties and powers.**—The said Chester Airport Commission shall have general authority concerning the lands and properties of the Airport in cooperation with the Federal Government and subject to such agreements as have heretofore been entered into concerning the same; shall generally assist the Federal Government in matters arising concerning said Airport and the aforesaid lands and properties, obtain information as requested by the officials of the City of Chester and the County of Chester and generally assist said City and County in all matters affecting said Airport. The Commission shall have no right to make contracts except by and with the approval of the City Council and the County Legislative Delegation but shall have general supervision and control in cooperation with the Federal Government and in accord with all existing contracts heretofore and hereafter made.

**SECTION 3: Repeal.**—All Acts or parts of Acts inconsistent herewith are hereby repealed.

**SECTION 4: Time effective.**—This Act shall take effect upon its approval by the Governor.

# Acts and Joint Resolutions

OF THE

## GENERAL ASSEMBLY

OF THE

# State of South Carolina

---

REGULAR SESSION OF 1944

AND

EXTRA SESSION OF 1944

---

**Second Part**

**of Forty-Third Volume of Statutes at Large**

---

PRINTED UNDER DIRECTION OF  
JOINT COMMITTEE ON PRINTING  
GENERAL ASSEMBLY OF SOUTH CAROLINA

(R486, H1994, S849)

## No. 419

**AN ACT to Further Provide for and Fix the Term of Office for Game Warden of Aiken County.**

BE IT ENACTED by the General Assembly of the State of South Carolina:

**SECTION 1: Term of game warden, Aiken County.**—That the term of office of the game warden for Aiken County, hereafter to be nominated and commissioned as provided for under the provisions of Act 596, of the Acts of South Carolina, 1942, shall be for the period of four (4) years, and until his successor shall have been commissioned and duly qualified.

**SECTION 2: Repeal.**—All Acts or parts of Acts inconsistent herewith are hereby repealed.

**SECTION 3. Time effective.**—This Act shall take effect upon its approval by the Governor.

Approved the 14th day of March, 1944 —

(R491, H763, S756)

## No. 420

**AN ACT to Amend Act No. 181 of the Acts of 1943, Entitled "An Act to Create the Chester Airport Commission of Chester County and to Define Its Duties and Powers", by Further Defining its Duties and Powers.**

BE IT ENACTED by the General Assembly of the State of South Carolina:

**SECTION 1: Act 181 of 1943 amended—duties and powers of Chester airport commission.**—Act No. 181 of the Acts of the General Assembly, 1943, entitled "An Act to Create the Chester Airport Commission of Chester County and to Define its Duties and Powers", is hereby amended as follows:

(1) By adding at the end of Section 1 of said Act the following: and any three members of said Commission shall constitute a quorum with full power and authority to act for and in behalf of said Commission. The powers and authorities granted to said Commission under the provisions of this Act are in addition to all powers and authorities said Commission may have by virtue of the provi-

sions of any other Act, Statute, or Law heretofore or hereafter enacted.

(2) By striking out Section 2 of the said Act and inserting in lieu thereof the following:

"Section 2. The said Chester Airport Commission shall have general authority concerning the lands, monies and properties of the airport in cooperation with the Federal Government and subject to such agreements as heretofore have been entered into concerning the same; shall generally assist the Federal Government in matters arising concerning said airport and the aforesaid lands, monies and properties, obtain information as requested by the officials of the City of Chester and the County of Chester and generally assist said City and County in all matters affecting said airport; shall hold all monies and funds of the City of Chester and the County of Chester, which have been heretofore, or which may hereafter, be set aside for the construction and development of the said Airport, and shall control and handle the expenditure thereof in accordance with the purposes for which said monies and funds were intended, and in accordance with the provisions of this Act."

(3) By striking out Section 3 of said Act and inserting in lieu thereof the following:

"Section 3. The Chester Airport Commission is hereby authorized and empowered to make expenditures of the monies and funds under its control, or so much thereof as may be necessary for the purpose of acquiring approaches and obstruction and clearance rights thereto and other lands adjacent thereto, which shall be deemed necessary for the construction, maintenance and use of said Airport, buildings and facilities and to pay the expenses incident thereto. Upon the written approval of the members of the City Council of the City of Chester, or a majority thereof, and the written approval of the members of the Chester County Legislative Delegation, or a majority thereof, the said Commission is authorized and empowered to sell, lease or trade such airport land, property and rights, or any portion thereof, to the United States of America, or any agency of the United States Government; or to the City of Chester, or any agency or subdivision thereof; to sell, lease or trade any such land property, or portion thereof, not needed for the use thereof and which may be deemed and declared to be in excess of the amount of property required for the proper use and operation of said airport; PROVIDED, that such transaction, or transactions, shall be either public or by the submission of sealed bids: if a public sale is held, the

same shall be duly advertised and conducted in the same manner as sales held by the Clerk of Court in mortgage foreclosure cases; if a sale is made by submission of sealed bids, advertisement shall be duly made in a newspaper published in Chester County for at least two weeks prior to the time fixed for opening the bids, and the bids shall be opened in public. PROVIDED, no revenue stamps shall be required to be affixed to any deed, instrument, or writing whereby any lands, tenements or other realty heretofore or hereafter granted, assigned, transferred or otherwise conveyed to, for or from said Airport."

(4) By striking out Section 4 of said Act and inserting in lieu thereof the following:

"Section 4. The proceeds of sale and all other transactions of the aforesaid property shall be kept in a separate account, apart from all other City and County funds, and shall be used only for the purpose hereinabove set forth and any surplus funds remaining shall be divided between City and County in proportion to their respective interests in said Airport.

(5) By adding the following Sections, to be known as Sections 5, 6, 7, 8, 9:

"Section 5. In every conveyance of any part of the aforesaid land, it shall be specifically provided that no construction or growth of any structure or object on said land shall be permitted so as to be a hazard to the landing, taking off or maneuvering of aircraft at said airport, or otherwise limit the usefulness of the airport as an airport, nor shall said land be used in any manner that might be hazardous to or limit the usefulness of said airport as an airport."

"Section 6. Upon the aforesaid requirements and conditions being met and complied with, the said Chester Airport Commission is hereby authorized to execute and deliver a proper deed or deeds in the name of the City of Chester and County of Chester, conveying title to such property."

"Section 7. The members of said Commission shall be paid from the funds and monies in their hands a per diem of Five (\$5.00) Dollars per day and a travel mileage of five (5¢) cents per mile for each day served and mile traveled in the performance of their duties as members of said Commission not, however, exceeding a total expenditure of Two Hundred (\$200.00) Dollars per annum for the per diem and travel mileage for the entire Commission."

"Section 8. All Acts or parts of Acts inconsistent with the provisions of this Act are hereby repealed."

"Section 9. This Act shall take effect upon its approval by the Governor.

So that said Act, when so amended, shall read as follows:

*SECTION 1:* There is hereby created the Chester Airport Commission to consist of five (5) members, two (2) to be appointed by the City Council of the City of Chester and three (3) to be appointed by the Chester County Legislative Delegation. Each of said Commissioners shall hold office for a term of four (4) years and until his successor is appointed and qualified by the taking of the oath prescribed by the Constitution of this State. And any three members of said Commission shall constitute a quorum with full power and authority to act for and in behalf of said Commission. The powers and authorities granted to said Commission under the provisions of this Act are in addition to all powers and authorities said Commission may have by virtue of the provisions of any other Act, Statute or Law heretofore or hereafter enacted.

*SECTION 2:* The said Chester Airport Commission shall have general authority concerning the lands, monies and properties of the airport in cooperation with the Federal Government and subject to such agreements as heretofore have been entered into concerning the same; shall generally assist the Federal Government in matters arising concerning said airport and the aforesaid lands, monies and properties; obtain information as requested by the officials of the City of Chester and the County of Chester and generally assist said City and County in all matters affecting said airport; shall hold all monies and funds of the City of Chester and the County of Chester, which have been heretofore, or which may hereafter be, set aside for the construction and development of the said Airport, and shall control and handle the expenditure thereof in accordance with the purposes for which said monies and funds were intended, and in accordance with the provisions of this Act.

*SECTION 3:* The Chester Airport Commission is hereby authorized and empowered to make expenditures of the monies and funds under its control, or so much thereof as may be necessary for the purpose of acquiring approaches and obstruction and clearance rights thereto and other lands adjacent thereto, which shall be deemed necessary for the construction, maintenance and use of said airport, buildings and facilities and to pay the expenses incident thereto. Upon the written approval of the members of the City Council of the City of Chester or a majority thereof and the written approval of the

members of the Chester County Legislative Delegation, or a majority thereof, the said Commission is authorized and empowered to sell, lease or trade such airport land, property and rights, or any portion thereof, to the United States of America, or any agency of the United States Government, or to the City of Chester, or any agency or subdivision thereof; to sell, lease or trade any such land property, or portion thereof, not needed for the use thereof and which may be deemed and declared to be in excess of the amount of property required for the proper use and operation of the said airport; PROVIDED, that such transaction, or transactions, shall be either public or by the submission of sealed bids; if a public sale is held, the same shall be duly advertised and conducted in the same manner as sales held by the Clerk of Court in mortgage foreclosure cases; if a sale is made by submission of sealed bids, advertisement shall be duly made in a newspaper published in Chester County for at least two weeks prior to the time fixed for opening the bids, and the bids shall be opened in public. PROVIDED, no revenue stamps shall be required to be affixed to any deed, instrument, or writing whereby any lands, tenements or other realty heretofore or hereafter granted, assigned, transferred or otherwise conveyed to, for or from said Airport.

*SECTION 4:* The proceeds of sale and all other transactions of the aforesaid property shall be kept in a separate account, apart from all other City and County funds, and shall be used only for the purpose hereinabove set forth and any surplus funds remaining shall be divided between the City and County in proportion to their respective interest in said airport.

*SECTION 5:* In every conveyance of any part of the aforesaid land it shall be specifically provided that no construction or growth of any structure or object on said land shall be permitted so as to be a hazard to the landing, taking off or maneuvering of aircraft at said airport, or otherwise limit the usefulness of the airport as an airport, nor shall said land be used in any manner that might be hazardous to or limit the usefulness of said airport as an airport.

*SECTION 6:* Upon the aforesaid requirements and conditions being met and complied with, the said Chester Airport Commission is hereby authorized to execute and deliver a proper deed or deeds in the name of the City of Chester and the County of Chester, conveying title to such property.



*SECTION 7:* The members of said Commission shall be paid from the funds and monies in their hands a per diem of Five (\$5.00) Dollars per day and a travel mileage of five (5¢) cents per mile for each day served and mile traveled in the performance of their duties as members of said Commission not, however, exceeding a total expenditure of Two Hundred (\$200.00) Dollars per annum for the per diem and travel mileage for the entire Commission.

*SECTION 8:* All Acts or parts or Acts inconsistent with the provisions of this Act are hereby repealed.

*SECTION 9:* This Act shall take effect upon its approval by the Governor.

**SECTION 2: Repeal.**—All Acts or parts of Acts inconsistent with the provisions of this Act are hereby repealed.

**SECTION 3: Time effective.**—This Act shall take effect upon its approval by the Governor.

Approved the 14th day of March, 1944

(R494, H1084, S936)

No. 421

**AN ACT to Require All Police Officers and Jailers in the City of Spartanburg to Furnish Bond before Continuing in or Entering upon the Discharge of Their Duties as Such Police Officers and Jailers.**

BE IT ENACTED by the General Assembly of the State of South Carolina:

**SECTION 1: Police officers and jailers furnish bonds, Spartanburg.**—All police officers and jailers in the City of Spartanburg shall, before continuing upon and/or entering upon the discharge of their duties, file with the Clerk of the City of Spartanburg a bond in the sum of One Thousand (\$1,000.00) Dollars, subscribed by some duly licensed surety company, conditioned for the faithful performance of his duties; for the full, prompt and proper accounting of all funds coming into his hands and conditioned to pay any judgment recovered against him in any court of competent jurisdiction upon a cause of action arising out of breach or abuse of official duty or power, and damages sustained by any member of the public from any unlawful act of such officer; PROVIDED, the City of Spartanburg shall pay the premiums of said bonds.

# Acts and Joint Resolutions

OF THE

## GENERAL ASSEMBLY

OF THE

# State of South Carolina

---

REGULAR SESSION OF 1966

AND

EXTRA SESSION OF 1965-66

---

Second Part

of Fifty-fourth Volume of Statutes at Large

(The Acts and Joint Resolutions of 1965  
Constituted First Part)

---

PRINTED UNDER DIRECTION OF  
LEWIE GRIFFITH MERRITT  
CODE COMMISSIONER

(R1265, H2637)

No. 1238

**An Act To Amend Section 2 Of Act No. 1049 Of 1958, Relating To The Duties Of The Historical Commission For Chester County, So As To Authorize The Commission To Accept Donations For Recreational Purposes.**

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

**SECTION 1.** Section 2 of Act 1049, 1958, amended—Historical Commission for Chester County—Commission may accept donations.—Section 2 of Act No. 1049 of 1958 is amended by deleting the third sentence and inserting in lieu thereof the following, so as to authorize the commission to accept donations for recreational purposes: "It shall receive and disburse funds and accept donations to be used for historical and recreational purposes and may compile, print and sell historical pamphlets." The section when amended shall read as follows:

"Section 2. The commission shall select markers and appropriately mark and designate points and places of historical interest in Chester County. The commission shall be responsible for the upkeep of such historical sites. It shall receive and disburse funds and accept donations to be used for historical and recreational purposes and may compile, print and sell historical pamphlets. In addition, the commission shall advise the county legislative delegation on matters of historical interest in the county."

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

Approved the 14th day of May, 1966.

(R1271, S788)

No. 1239

**An Act To Authorize The Chester Airport Commission To Borrow Not Exceeding Fifteen Thousand Dollars To Be Used For Improvements To The Chester Airport And To Provide For Payment Of The Loan.**

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

**SECTION 1.** Chester Airport Commission may borrow money.—The Chester Airport Commission is hereby authorized to borrow not

exceeding fifteen thousand dollars from the Division of General Services, or any other lending agency, under such terms and conditions as may be agreed upon by both parties, for the purpose of making improvements to the Chester Airport. The indebtedness shall be evidenced by a note signed by the chairman of the commission and the county treasurer.

For the payment of the loan, the commission shall pledge the proceeds derived from the rent of the hangar at the Chester Airport.

If for any reason such rent is not sufficient to pay for the loan, the full faith, credit and taxing power of the county are irrevocably pledged for the payment of the indebtedness. The county auditor and the county treasurer are directed to levy and collect annually a sufficient sum to pay the principal and interest thereon.

Should the monies be borrowed from the Division of General Services and should there be default in any payment, the State Treasurer is directed to withhold any funds accruing to the county and to transmit them to the Division of General Services.

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

Approved the 8th day of June, 1966.

(R1331, H2750)

No. 1240

**An Act To Provide Supplemental Appropriations For Chester County For The Year 1965-1966.**

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

**SECTION 1.** There is hereby appropriated from indirect revenues of Chester County and the county contingent fund sums to be used for the following purposes:

*Salaries:*

Industrial Policeman at Lando .....	\$ 1,069.32
Caseworkers & Junior Stenographers, Chester Welfare Department .....	180.00
Chester County Police Department .....	1,222.45
Law Enforcement, Great Falls Area .....	595.35
County Treasurer's Office .....	2,143.76

# Acts and Joint Resolutions

OF THE

## GENERAL ASSEMBLY

OF THE

# State of South Carolina

---

REGULAR SESSION OF 1972

---

**Second Part**  
**of Fifty-Seventh Volume of Statutes at Large**

(The Acts and Joint Resolutions of 1971  
Constitute the First Part)

---

PRINTED UNDER DIRECTION OF  
HENRY L. LAKE  
CODE COMMISSIONER

~~number of votes shall serve terms of two years only. Elections shall be held on the first Tuesday in May and those elected shall take office on July first following the election.~~

~~**SECTION 3. Time effective.**—This act shall take effect upon approval by the Governor.~~

~~Approved the 16th day of March, 1972.~~

(R1139, H2712)

No. 1066

**An Act To Amend Section 2-266, Code Of Laws Of South Carolina, 1962, Relating To The Sale Or Leasing Of Chester County Airport Property, So As To Further Provide For The Leasing Of Such Property.**

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

**SECTION 1. Sale or lease of airport property.**—Section 2-266 of the 1962 Code is amended on line twelve by inserting “, except for the leasing of premises,” between “transaction” and “shall”. The section when amended shall read as follows:

“Section 2-266. Upon the written approval of the members of the city council of the city of Chester, or a majority thereof, and the written approval of the members of the Chester County legislative delegation, or a majority thereof, the Commission may sell, lease or trade such airport land, property and rights, or any portion thereof, to the United States of America, any agency of the United States Government, the city of Chester or any agency or subdivision of such city or may sell, lease or trade any such land or property, or portion thereof, not needed for the use of such airport and which may be deemed and declared to be in excess of the amount of property required for the proper use and operation of the airport. Any such transaction, except for the leasing of premises, shall be either public or by the submission of sealed bids. If a public sale is held it shall be duly advertised and conducted in the same manner as sales held by the clerk of court in mortgage foreclosure cases. If a sale is made by submission of sealed bids, advertisement shall be duly made in a newspaper published in Chester County for at least two weeks prior to the time fixed for opening the bids and the bids shall be opened in public.”

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

Approved the 16th day of March, 1972.

(R1141, H2911)

No. 1067

73  
2913  
378

**An Act To Reconstitute The Board Of Commissioners Of Lexington County And Provide For Its Powers And Duties; To Create Certain New Offices Within The County Government; And To Repeal Sections 14-2711 Through 14-2728, Code Of Laws Of South Carolina, 1962, Relating To The Government Of Lexington County.**

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

**SECTION 1. County Council of Lexington County.**—There is hereby created the County Council of Lexington County as the governing body thereof. The Council shall consist of six members elected at large from the county in the general election beginning in 1972. One member shall be elected from each of the magisterial districts of the county. Terms of office shall be for four years, except as hereinafter provided for the initial members, and until successors are elected or appointed and qualify. Vacancies on the council occurring by reason of expiration of term of office shall be filled in the general election next preceding the expiration date of that term of office. Vacancies of less than two years occurring by reason of death, resignation, disability or removal shall be filled for the unexpired term by appointment by the Governor upon recommendation of the county legislative delegation including the resident senator or senators. Unexpired terms of two years or more shall be filled by special elections, or in the general election when the vacancies occur at least forty-five days prior to a general election in an even numbered year.

**SECTION 2. County manager.**—There is hereby created the office of county manager. The county manager shall hereinafter be referred to as the manager. The first manager employed under the provisions of this act shall be employed by a majority vote of the council, the members of the House of Representatives from Lexington County and the resident Senator or Senators of the senatorial district in which

# Acts and Joint Resolutions

OF THE

## GENERAL ASSEMBLY

OF THE

# State of South Carolina

---

REGULAR SESSION OF 1975

---

First Part  
of Fifty-Ninth Volume of Statutes at Large  
(The Acts and Joint Resolutions of 1976 will  
Constitute the Second Part)

---

PRINTED UNDER DIRECTION OF  
THOMAS S. LINTON  
CODE COMMISSIONER



(R39, S88)

## No. 27

**An Act To Amend Act 1277 Of 1968, As Amended, Relating To The Florence County Council, So As To Devolve Certain Appointive Powers Upon The Council.**

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

**SECTION 1. Appointive powers.**—Act 1277 of 1968, as last amended by Act 1159 of 1970, is further amended by adding Section 9A which shall read:

“Section 9A. Effective July 1, 1975, all appointive powers and powers of recommendation for appointments vested in the county legislative delegation for county officials, boards, committees and commissions not otherwise provided for by the general law or the Constitution of this State are devolved upon the county council.”

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

Became law without the signature of the Governor.

(R40, S84)

## No. 28

**An Act To Amend Section 2-261, Code Of Laws Of South Carolina, 1962, Relating To The Chester Airport Commission, So As To Change The Appointing Authority Of Three Members Of The Commission From The Legislative Delegation To The County Board Of Directors.**

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

**SECTION 1. Chester Airport Commission.**—Section 2-261 of the 1962 Code is amended by striking “legislative delegation” on line four and inserting in lieu thereof “Board of Directors”. When so amended the section shall read:

“Section 2-261. There is hereby created the Chester Airport Commission to consist of five members, two to be appointed by the city council of the city of Chester and three to be appointed by the Chester County Board of Directors. Each of such commissioners shall hold office for a term of four years and until his successor is

appointed and qualified by the taking of the oath prescribed by the Constitution of this State."

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

Became law without the signature of the Governor.

(R41, 576)

No. 29

**An Act To Ratify An Amendment To Section 1 Of Article XVI Of The Constitution Of South Carolina, 1895, Relating To Amendment And Revision Of The Constitution, So As To Provide That Proposals May Be Made For The General Election Year 1976 For The Revision Of An Entire Article Or The Addition Of A New Article In A Single Amendment Proposal, Which Proposal May Change Provisions From Other Articles In Certain Circumstances.**

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

**SECTION 1. Constitutional amendment ratified.**—The amendment to Section 1 of Article XVI, Constitution of South Carolina, 1895, proposed under the terms of Joint Resolution No. 1281 of the Acts and Joint Resolutions of 1974, having been submitted to the qualified electors at the General Election of 1974 as prescribed in Section 1 of Article XVI of the Constitution of South Carolina, 1895, and a favorable vote having been received thereon, is ratified and declared to be a part of the Constitution so that Section 1 of Article XVI is amended to read as follows:

"Section 1. Any amendment or amendments to this Constitution may be proposed in the Senate or House of Representatives; *provided*, however, that for the general elections in 1970, 1972, 1974 and 1976 revision of an entire article or the addition of a new article may be proposed as a single amendment with only one question being required to be submitted to the electors. Such amendment may delete, revise and transpose provisions from other articles of the Constitution provided such provisions are germane to the subject matter of the article being revised or being proposed. If the same be agreed to by two-thirds of the members elected to each House, such amendment or