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# Acts and Joint Resolutions

OF THE

## GENERAL ASSEMBLY

OF THE

# State of South Carolina

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REGULAR SESSION OF 1946  
AND  
FIRST EXTRA SESSION OF 1946

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**SECOND PART**  
of Forty-Fourth Volume of Statutes at Large

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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 8th day of March, 1946—~~

(R526, H1015, S895)

No. 472

**AN ACT To Create An Airport Commission For The County And City Of Newberry And To Provide For Its Duties.**

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

**SECTION 1: Newberry airport commission—appointment.**—There is hereby created the Newberry Airport Commission which shall consist of three (3) members, two to be appointed by the Legislative Delegation of Newberry County, and one (1) by the Town Council of the City of Newberry.

**SECTION 2: Duties and powers—terms.**—Said Commission shall have full power and authority to manage the Newberry Airport and to make all necessary rules and regulations thereabout.

Each commissioner shall serve for a period of four (4) years from the time of his appointment and until his successor is appointed and qualified. Those now in office, having heretofore been appointed, will serve until September 1, 1949, and thereafter each commissioner shall serve for a period of four (4) years from the date of his qualification. The qualification of each commissioner shall be by his written consent to act as such officer.

**SECTION 3: Repeal.**—All Acts or parts of Acts inconsistent herewith are hereby repealed.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

Approved the 8th day of March, 1946

(R533, H1021, S910)

No. 473

~~AN ACT To Authorize And Empower The City Council Of The City Of Orangeburg, South Carolina, To Provide For The Transportation Of Passengers For Hire Within The City Of~~

# Acts and Joint Resolutions

OF THE

## GENERAL ASSEMBLY

OF THE

# State of South Carolina

REGULAR SESSION OF 1947

First Part

of Forty-Fifth Volume of Statutes at Large

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GENERAL ASSEMBLY OF SOUTH CAROLINA

before the said magistrate at the commencement of such term of court and they shall be liable for jury duty during the entire term of the court. During such term of court the magistrate may at any time require the attendance upon the court such number of additional jurors or extra venirement as he may deem advisable, who shall be selected by the magistrate in the manner provided for the selection of additional jurors in subsection 20 hereof.

"(23) If before, during or after the trial of any jury case before a special magistrate, it should appear that, on account of an unintentional error in making up the jury box or on account of change of residence since the making up of said box, one or more of the jurors or prospective jurors reside at a greater distance than seven miles from the Anderson County court house, such fact shall not disqualify such juror or prospective juror and he shall be competent, if not otherwise disqualified, to serve in like manner as if such error had not occurred or as if such change of residence had not been made.

"(24) All names drawn from compartment A of said box in selecting a jury as in this section provided shall as soon as practicable be returned to said compartment A, except, however, the names of jurors who are finally selected to and do participate in the trial of the cause, and the names of these men shall be placed in compartment B of said box. At intervals of not less than three months and not more than six months all names in compartment B of said box shall be returned to and placed in compartment A of said box: PROVIDED, HOWEVER, that if at any time the names in compartment A become exhausted, the names in compartment B shall forthwith be returned to and placed in compartment A."

**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 14 day of March, 1947.

**An Airport Commission For The County And City Of Newberry And To Provide For Its Duties" So As To Further Provide For The Membership Of Said Commission And To Provide For The Deposit Of Funds Received By The Commission; To Provide For The Expenditure Thereof And To Provide For Reports Of Receipts And Disbursements By Said Commission.**

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

**SECTION 1: Act 472 of 1946 amended—Newberry airport commission.**—That Section 1 of Act 472 of the Acts of the General Assembly, 1946, entitled "An Act To Create An Airport Commission For The County and City of Newberry and to Provide For Its Duties", be, and the same is hereby, amended by adding at the end thereof the following:

"From and after April 1st, 1947, the said Commission shall consist of two (2) additional members to be appointed by the Legislative Delegation of Newberry County upon the recommendation of the Pilot's Association of Newberry. The terms of office of these additional members shall be for a period of four (4) years and until their successors shall have been appointed and qualified."

So that said Section when so amended shall read as follows:

"Section 1: There is hereby created the Newberry Airport Commission which shall consist of three (3) members, two to be appointed by the Legislative Delegation of Newberry County, and one (1) by the Town Council of the City of Newberry. From and after April 1st, 1947 the said Commission shall consist of two (2) additional members to be appointed by the Legislative Delegation of Newberry County upon the recommendation of the Pilot's Association of Newberry. The terms of office of these additional members shall be for a period of four (4) years and until their successors shall have been appointed and qualified."

**SECTION 2: Same—deposit and disbursement of funds—report annually.**—That said Act No. 472 be, and the same is hereby, amended further by changing Sections 3 and 4 to 4 and 5 respectively, and by adding the following to be Section 3:

"Section 3: It shall be the duty of the said Commission to deposit all funds received by it from all sources in a bank wherein such de-

posits are covered by insurance. There shall be no expenditure of any of the funds of the said Commission except on approval of a majority of the members thereof. The said Commission shall on or before the first day of February of each year file an itemized statement of all receipts and disbursements by said Commission with the Treasurer of Newberry County and with the Clerk of the City of Newberry."

**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.

Approved the 14 day of March, 1947.

(R93, H92, S97)

No. 43

~~AN ACT To Amend Section 1169-1, Code Of Laws Of South Carolina, 1942, Relating To The Larceny Of Tobacco Plants From Tobacco Plant Beds, So As To Provide For Increase In The Punishment Where The Value Of The Property Exceeds Twenty (\$20.00) Dollars.~~

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

~~**SECTION 1: § 1169-1, 1942 Code, amended—penalties steal tobacco plants from tobacco plant bed.**—That Section 1169-1, Code of Laws of South Carolina, 1942, be, and the same is hereby stricken out and insert in lieu thereof the following to be known as Section 1169-1:~~

~~"Section 1169-1. Whoever shall steal from any tobacco plant beds, tobacco plants, whether severed from the freehold or not, shall be deemed guilty of a misdemeanor, and on conviction thereof, shall be punished by imprisonment for not more than five years, or by fine of not more than five hundred (\$500.00) dollars; except that when the value of the tobacco plants does not exceed twenty (\$20.00) dollars the punishment shall be by imprisonment for not more than thirty days or by a fine of not more than one hundred (\$100.00) dollars."~~

# Acts and Joint Resolutions

OF THE

## GENERAL ASSEMBLY

OF THE

# State of South Carolina

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REGULAR SESSION OF 1965

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**First Part**

**of Fifty-fourth Volume of Statutes at Large**

(The Acts and Joint Resolutions of 1966 will  
Constitute the Second Part)

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CODE COMMISSIONER

pointed from each school area to serve until March 31, 1969, thereafter their successors shall be appointed on April first for terms of three years and until their successors are appointed and qualify. All vacancies shall be filled in the manner of the original appointment for the unexpired portion of the term only."

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

Approved the 30th day of April, 1965.

(R330, H1587)

**No. 231**

**An Act To Amend Section 2-414, Code Of Laws Of South Carolina, 1962, Relating To Deposits And Expenditures By The Newberry Airport Commission, So As To Further Provide Therefor.**

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

**SECTION 1. Section 2-414, amended—deposits and expenditures.**—Section 2-414 of the Code of 1962 is amended by striking it and inserting:

"Section 2-414. The Commission shall deposit all funds received by it from all sources with the Treasurer of Newberry County. There shall be no expenditure of any of the funds of the Commission except on approval of a majority of the members thereof. The Commission shall on or before the first day of February of each year file an itemized statement of all its receipts and disbursements with the Clerk of the City of Newberry."

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

Approved the 30th day of April, 1965.

(R332, H1245)

**No. 232**

**An Act To Amend Sections 56-1057 And 56-1061, Code of Laws Of South Carolina, 1962, Relating To Opticians And Optometrists, So As To Increase The Mileage Allowance For Members**



# Acts and Joint Resolutions

OF THE

## GENERAL ASSEMBLY

OF THE

# State of South Carolina

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REGULAR SESSION OF 1973  
AND  
EXTRA SESSION OF 1973  
(See Page 1853)

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First Part  
of Fifty-Eighth Volume of Statutes at Large  
(The Acts and Joint Resolutions of 1974 will  
Constitute the Second Part)

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HENRY L. LAKE  
CODE COMMISSIONER

**SECTION 5. Repeal.**—Section 30-1 of the 1962 Code is repealed.

**SECTION 6. Numbered seat provisions.**—Each House office in this State shall constitute a separate and distinct office to which a separate number shall be assigned within each election district for such an office. A candidate for such an office shall be required to qualify for a specific office and shall not be permitted to qualify for more than one such office in any one election.

The election ballots for House offices shall reflect the number assigned to each office and the names of the candidates.

**SECTION 7. Saving clause.**—If any portion of this act is declared invalid by a final determination of the court, such determination shall not affect the validity of other provisions which shall remain in full force and effect.

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

Comment: Total population of State, 2,590,516, divided by the number of members (124) equals 20,891 people per representative based upon the 1970 United States Census. The average percentage deviation of all districts is 3.08%. The percent of population required to elect a majority of the House (i. e., 63 members) is 49.30% of the persons voting. The population ratio is 1.140 to 1.

Maximum deviation

High .....	+ 7.26%
Low .....	- 5.93%
Total deviation .....	13.19%

Approved the 26th day of October, 1973.

(R873, H2347)

No. 837

An Act To Amend Article 24, Chapter 5, Title 2, Code Of Laws Of South Carolina, 1962, As Amended, Relating To The Newberry Airport Commission, So As To Further Provide Therefor.

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

**SECTION 1. Newberry Airport Commission.**—Article 24, Chapter 5, Title 2 of the 1962 Code, as amended, is further amended to read as follows:

“ARTICLE 24

Newberry County

Section 2-411. The Newberry Airport Commission shall consist of seven members to be appointed by the Governor, five of whom shall be recommended by a majority of the Newberry County Legislative Delegation and two of whom shall be recommended by a majority of the Newberry City Council. The Commission shall meet as soon as practicable after appointment and elect a chairman and such other officers as it sees fit and adopt rules and regulations by which it shall be governed.

Section 2-412. The terms of the commissioners shall be for four years and until their successors are appointed and qualify; except that of those first appointed three shall serve for two years only. Vacancies shall be filled in the manner of the original appointment for the unexpired portion of the term only.

Section 2-413. The Commission shall manage the Newberry Airport and make all necessary rules and regulations in cooperation with the State and Federal Governments in matters concerning the airport and shall have general supervision and control with the State and Federal Governments and in accord with all contracts relating thereto.

Section 2-414. The Commission shall deposit all funds received by it with the Treasurer of Newberry County and no funds shall be expended except upon approval of a majority of the members. On or before the first day of February of each year, the Commission shall file an itemized statement of all its receipts and disbursements with the Treasurer of Newberry County and the Clerk of the City of Newberry.”

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

Approved the 29th day of October, 1973.