

1972 WL 25321 (S.C.A.G.)

Office of the Attorney General

State of South Carolina

May 19, 1972

***1 Re: S-356**

The Honorable John C. West
Governor
The State House
Columbia, South Carolina

Dear Governor West:

The above bill has received favorable passage in the General Assembly and is now before you for your consideration. The bill is entitled 'An Act to Regulate Business Practices Before Motor Vehicle Manufacturers, Distributors and Dealers—.'

During the course of passage, committees of the General Assembly requested the opinion of this Office with respect to certain specific provisions of the bill as it then existed. This Office expressed the opinion that the sections to which our attention was directed were contrary to the provisions of the Constitution of this State. Among the ones so considered was Section (3)(e), which is contained in the bill presently before you.

While this section is considered invalid as being unconstitutional, it is my opinion that, should a court so declare, the deletion of this section would not have the effect of rendering the entire statute invalid for the reason that the remaining portions of the act are considered capable of standing by themselves as a complete statute.

Very truly yours,

Daniel R. McLeod
Attorney General

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