

1981 WL 158032 (S.C.A.G.)

Office of the Attorney General

State of South Carolina

October 28, 1981

*1 Henry B. Richardson, Jr., Esquire

Richardson, James & Players
Post Office Box 1716
Sumter, South Carolina 29150

Dear Mr. Richardson:

In a letter to this office you questioned whether mud drag racing, which will be held in the unincorporated area of Sumter County on Sundays between the hours of 2:00 P.M. and 7:00 P.M. and to which the general public will be admitted upon paying an admission fee, is permitted under the provisions of [§ 52-3-30, Code of Laws of South Carolina](#), 1976, as amended, if a permit is granted by the Sumter County Council.

Enclosed please find copies of two (2) previous opinions of this office, 1965 Op. Att'y. Gen. No. 1781 at page 14 and 1967 Op. Att'y. Gen. No. 2337 at page 166, which are applicable to the above situation. The 1965 opinion states that drag racing is included within the definition of 'motor sports' which are permitted on Sundays, subject, of course, to the conditions set forth in the provisions now codified as [§§ 52-3-30, supra](#). As you are aware, [§ 52-3-30, supra](#), was amended in 1976 to eliminate its previous restriction to only certain areas of this State and therefore, its provisions are presently applicable statewide. I would presume that the mud drag racing which is referred to in your letter would still come within the generally understood concept of drag racing. The 1967 opinion provides that the general prohibition against public sports on Sundays in this State, now codified as [§ 53-1-10, Code of Laws of South Carolina](#), 1976, as amended, was amended by the provisions now codified as [§§ 52-3-30, supra](#).

If there are any further questions, please advise.

Sincerely,

Charles H. Richardson
Assistant Attorney General

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