

1980 WL 121086 (S.C.A.G.)

Office of the Attorney General

State of South Carolina

March 11, 1980

***1 RE: Jim Bilton Boulevard**

Mr. Paul W. Cobb
Chief Commissioner
P. O. Box 191
Columbia, SC 29202

You have requested advice as to the effect of a concurrent resolution requesting that the South Carolina Department of Highways and Public Transportation name a certain section of U.S. 78 Jim Bilton Boulevard. The concurrent resolution was adopted by the Senate on February 13, 1980 and by the House on February 14, 1980. It does not have the effect or power of an act. It is used whenever the Legislative body passing it wishes merely to express an opinion as to some given matter or thing or, as in the present case, to submit a request.

Pursuant to that request, it is my understanding that the Highway Commission has responded and has named that portion of U.S. 78, commencing approximately 300 feet west of I-95 and running approximately 300 feet east of State Highway S-18-167 in Dorchester County, the Jim Bilton Boulevard. The power of the Department to name highways is not exclusive. [Code of Laws of South Carolina § 5-23-690](#) authorizes any planning commission or planning and zoning commission created under the provisions of Article 5 of Title 5 of the 1976 Code to approve and authorize the name of any street or road laid out within the territory over which such commission has jurisdiction. [Code § 5-23-700](#) specifies the method of changing names of streets. Any municipality, if it has a properly constituted planning commission, may, therefore, change the name of any street within its territorial limits, pursuant to [Code § 5-23-690](#) and [§ 5-23-700](#).

Sincerely,

Richard D. Bybee
Assistant Attorney General

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