

1974 WL 27653 (S.C.A.G.)

Office of the Attorney General

State of South Carolina

March 1, 1974

*1 Honorable Cecil T. Sandifer
Member
House of Representatives
Oconee County
Box 97
Westminster, South Carolina 29693

Dear Mr. Sandifer:

You have requested my opinion as to the validity of a Bill, the title to which recites its purpose as: 'To Require Permits for Holding Rock Concerts or Music Festivals in Oconee County and to Provide Penalties for Violations.'

It is my opinion that this proposed legislation is invalid, in that it constitutes a special law where a general law can be made applicable. I am aware of no valid reason why a rock concert should be unlawful in Oconee County, whereas it is not considered unlawful in all of the other counties of the State. I know that rock concerts have presented a problem in at least two other counties and there appears to be no rational basis for considering the problem different in one county from that in another. If such factual basis exists, I will be pleased to consider it, however.

The conclusions herein are prompted by the consideration given Article III, Section 34, of the Constitution by the Supreme Court of this State, as well as by consideration of Article VIII of the Constitution, ratified March 1973, and which provides that:

'No laws for a specific county shall be enacted.'

With best wishes,
Very truly yours,

Daniel R. McLeod
Attorney General

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