

1979 WL 43471 (S.C.A.G.)

Office of the Attorney General

State of South Carolina

July 19, 1979

*1 Mr. Howell A. Wilson, Esquire
Attorney at Law
Post Office Box 1368
Lake City, South Carolina 29560

Dear Mr. Wilson:

Thank you for your letter to this Office dated June 4, 1979. As attorney for Florence County School Number 3, Lake City, South Carolina, you have asked whether persons organizing and encouraging school boycotts would be violating any laws. In response to your question, I refer you to the following sections of the Code of Laws of South Carolina (1976) and the amendments thereto:

1. Section 16-17-420, which pertains to disturbing schools;
2. Section 16-17-490, as amended, which pertains to contributing to the delinquency of a minor;
3. Section 16-17-510, which pertains to enticing an enrolled child from attending a public school;
4. Section 16-17-430(1), which pertains to unlawful uses of telephones;
5. Section 16-17-410, which pertains to conspiracy;
6. Section 59-65-20, which imposes a penalty for failure to enroll or cause a child to attend school;
7. Sections 59-65-50 and 59-65-60, which prescribe certain procedures to be followed when a child is not attending school.

Whether any of the above statutes would be applicable to a particular individual would, of course, depend upon the facts concerning that persons involvement in a boycott.

If I can be of further assistance to you, please do not hesitate to contact me.

Yours very truly,

J. Emory Smith, Jr.
State Attorney

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