

1978 WL 34941 (S.C.A.G.)

Office of the Attorney General

State of South Carolina

June 15, 1978

*1 Honorable Cebbron Daniel Chamblee
Member
House of Representatives
Anderson County
Route 7
Anderson, South Carolina 29624

Dear Mr. Chamblee:

You have inquired as to whether a statute may be enacted applicable to Anderson County making provision for stricter regulations of pornography in Anderson County than are provided by the present Statewide pornography statute.

I advise that such a bill would be unconstitutional. The Legislature has acted in this area and any exception made for a particular county would be special legislation, which is prohibited by our Constitution.

It is clear that less than uniform standards in judging obscene or pornographic matter would be invalid upon other constitutional grounds as well, but foremost among these is the adoption of a Statewide standard which must be complied with by all counties. If a remedy is needed, it must, of course, be provided by more stringent Statewide restrictions.

With my best wishes,
Cordially,

Daniel R. McLeod
Attorney General

1978 WL 34941 (S.C.A.G.)

End of Document

© 2017 Thomson Reuters. No claim to original U.S. Government Works.