

1974 WL 27798 (S.C.A.G.)

Office of the Attorney General

State of South Carolina

May 30, 1974

\*1 Honorable David S. Taylor  
Senator  
Larens County  
State House  
Columbia, South Carolina

Dear Senator Taylor:

You have requested an opinion from this office as to whether or not motorcycle racing is prohibited under the provisions of South Carolina Code of Laws, 1962, Section 64-1 which prohibits public sports on Sunday. The South Carolina Supreme Court, in the case of [State v. Galloway, 240 S.C. 138, 124 S.E.\(2d\) 910 \(1962\)](#) held that motorcycle racing is included within the sports prohibited by this section.

A legislative enactment similar to the exceptions created for automobile racing in certain counties under certain specified conditions may be enacted to allow motorcycle racing; our constitutional prohibition against special legislation making it necessary to enact legislation that would affect all counties in similar situations equally.

Sincerely,

Treva Ashworth  
Assistant Attorney General

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