

ACTS

JOINT RESOLUTIONS

OF THE

GENERAL ASSEMBLY

OF THE

STATE OF SOUTH CAROLINA,

PASSED AT THE

REGULAR SESSION OF 1897.

PRINTED BY ORDER OF THE GENERAL ASSEMBLY AND DESIGNED TO FORM A PART
OF THE TWENTY-SECOND VOLUME OF THE STATUTES AT LARGE, COM-
MENCING WITH THE ACTS OF THE REGULAR SESSION OF 1896.

COLUMBIA, S. C.

CHARLES A. CALVO, JR., STATE PRINTER.
1897.

No. 250.

A. D. 1897.

AN ACT to provide for the removal of any County officer for incapacity, misconduct or neglect of duty, pursuant to Article III, Section 27, of the Constitution.

No. 29.

SECTION 1. Be it enacted by the General Assembly of the State of South Carolina, That any County officer who is guilty of misconduct or persistent neglect of duty in office, or any person who persists in holding any County office to which he has been appointed or elected the duties of which he has not the capacity to properly discharge, shall, upon indictment and true bill after warrant, or after presentment of a grand jury and indictment and true bill thereon, be tried as for misdemeanor in office, and upon conviction the office shall be declared vacant and the sentence shall be removal of defendant from office, and the vacancy shall be filled as when a vacancy occurs by death or resignation.

County officers guilty of misconduct, &c. how removed.

Approved the 20th day of February, A. D. 1897.

No. 251.

AN ACT prohibiting the carrying of concealed weapons, providing a penalty therefor and incorporating a count for the violation of the same in indictments for murder, manslaughter, assault and assault and battery of a high and aggravated nature, assault and assault and battery with intent to kill, and in every case where the crime is charged to have been committed with a deadly weapon.

No. 34.

SECTION 1. Be it enacted by the General Assembly of the State of South Carolina, Any person carrying a pistol, dirk, dagger, slingshot, metal knuckles, razor or other deadly weapon usually used for the infliction of personal injury concealed about his person shall be guilty of a misdemeanor, and upon conviction thereof before a Court of competent jurisdiction shall forfeit to the County the weapon so carried concealed and be fined in the sum of not more than one hundred dollars and not less than twenty dollars or be imprisoned not more than thirty nor less than ten days, in the discretion of the Court. Nothing herein contained shall be construed to apply to persons carrying concealed weapons upon their own premises.

Carrying concealed weapons a misdemeanor; Section 129 C. S.

A. D. 1897.

Special count
for in cases for
murder, man-
slaughter, as-
sault and bat-
tery, &c.

SECTION 2. In every indictment for murder, manslaughter, assault and battery of a high and aggravated nature, assault and battery with intent to kill, and in every case where the crime is charged to have been committed with a deadly weapon of the character specified in the first Section, there shall be a special count in said indictment for carrying concealed weapons, and the jury shall be required to find a verdict on such special count; and all cases embraced in this Section, including the carrying of the weapons, shall be in the exclusive jurisdiction of the Court of General Sessions: *Provided*, That one-half the fine shall go to the free school fund of the County and the other half to the pension fund of said County.

SECTION 3. That all Acts and parts of Acts inconsistent with this Act be, and the same are hereby, repealed.

Approved the 17th day of February, A. D. 1897.

No. 252.

No. 35. AN ACT to authorize the deposit of money in proceedings in the Courts of this State as security in lieu of bonds and undertakings.

Money may be
deposited with
officers of Courts
in lieu of bond.

SECTION 1. Be it enacted by the General Assembly of the State of South Carolina, That whenever in any civil or criminal proceedings in any of the Courts of this State a bond, recognizance or undertaking is authorized or required to be given, it shall and may be lawful for the party or parties authorized or required to give the same to deposit in lieu thereof a sum of money, in lawful money of the United States of America, equal in amount to the bond, recognizance or undertaking so required or authorized to be given; and such sum of money, when deposited as in this Act provided, shall be held and taken as equivalent in all respects to the giving of such bond, recognizance or undertaking.

SECTION 2. Whenever such bond, recognizance or undertaking is required or authorized to be given in any civil or criminal proceedings in the Courts of Common Pleas or General Sessions of this State, the said sum of money de-