DISCLAIMER

The South Carolina Legislative Council is offering access to the unannotated South Carolina Code of Laws on the Internet as a service to the public. The unannotated South Carolina Code on the General Assembly's website is now current through the 2008 session. The unannotated South Carolina Code, consisting only of Code text and numbering, may be copied from this website at the reader's expense and effort without need for permission.

The Legislative Council is unable to assist users of this service with legal questions. Also, legislative staff cannot respond to requests for legal advice or the application of the law to specific facts. Therefore, to understand and protect your legal rights, you should consult your own private lawyer regarding all legal questions.

While every effort was made to ensure the accuracy and completeness of the unannotated South Carolina Code available on the South Carolina General Assembly's website, the unannotated South Carolina Code is not official, and the state agencies preparing this website and the General Assembly are not responsible for any errors or omissions which may occur in these files. Only the current published volumes of the South Carolina Code of Laws Annotated and any pertinent acts and joint resolutions contain the official version.

Please note that the Legislative Council is not able to respond to individual inquiries regarding research or the features, format, or use of this website. However, you may notify Legislative Printing, Information and Technology Systems at [LPITS@scstatehouse.net](mailto:LPITS@scstatehouse.gov) regarding any apparent errors or omissions in content of Code sections on this website, in which case LPITS will relay the information to appropriate staff members of the South Carolina Legislative Council for investigation.

CHAPTER 1.

CIRCUSES, CARNIVALS AND OTHER TRAVELING SHOWS

**SECTION 52‑1‑10.** Repealed by 1993 Act No. 49, Section 1, eff May 13, 1993.

**SECTION 52‑1‑20.** Prohibition of carnivals having games of chance or gambling devices.

No carnival to which games of chance or gambling devices are attached shall exhibit in this State. Provided, games of chance involving skill shall be permissible at recognized State and county fairs; provided, further, no cash prize shall be awarded.

**SECTION 52‑1‑30.** Limitation on time for circus licenses.

Circuses shall not be licensed for a time exceeding forty‑eight hours at one place in any one year.

**SECTION 52‑1‑40.** Penalties for violating Sections 52‑1‑10 or 52‑1‑20.

Any person owning, operating or connected with or employed by any carnival or show violating the provisions of Sections 52‑1‑10 or 52‑1‑20 shall be guilty of a misdemeanor and, upon conviction, shall be punished by a fine of not less than twenty‑five dollars nor more than one hundred dollars or by imprisonment for not less than five nor more than thirty days. Every performance or exhibition of such carnival or show shall be a separate offense.

**SECTION 52‑1‑50.** Exhibiting circus within five miles of agricultural fair prohibited.

No circus or other large show exhibiting under canvas shall exhibit within a radius of five miles of any agricultural fair in this State during the time of the holding of such fair or one week prior to the holding of such fair, except under the auspices of or with the written consent of the association holding such fair signed by the executive office of such fair and filed with the sheriff of the county. All persons in charge of or in any way operating or assisting in carrying on any such circus or tent show violating the provisions of this section shall be fined in a sum not exceeding five hundred dollars or imprisoned for not longer than six months or both, in the discretion of the judge.

**SECTION 52‑1‑60.** Designation of agent for service of process.

Any circus or other traveling show exhibiting under canvas or outdoors for gain shall, before or at the time it is licensed to show in any county, appoint in writing the clerk of court of such county, and his successors in office, as its proper and official agent or attorney upon whom any process in any action or proceeding against it shall be served and in such writing shall agree that any process against it which is served upon such agent or attorney shall be of the same legal force and validity as if served upon it personally. Such authority shall continue in force so long as any liability remains outstanding in the State. Such power of attorney shall also show:

(1) The name and post‑office address of such circus or traveling show; and

(2) Its nature, that is whether it be a person, firm, partnership, association or corporation and, in the case of a partnership, the individual names and addresses of the partners thereof.

Copies of such appointment certified by the clerk of court shall be deemed sufficient evidence thereof and shall be admitted in evidence with the same force and effect as the original thereof.

In the event that any such circus or traveling show undertakes to show for gain in any county of this State without complying with the provisions of this section, such act on its part shall be deemed to constitute the clerk of the court of such county its official agent and attorney upon whom any legal process may be served.

The method of service provided for herein shall not be deemed exclusive but cumulative to any other method provided for by law.