

Executive Order 1999-45

(September 15, 1999)

WHEREAS, a state of emergency has been declared (Executive Order 99-44) in South Carolina due to the hazardous conditions created by Hurricane Floyd; and

WHEREAS, Sections 1-3-410 through 1-3-460, as well as Section 25-1-440, confer upon the Governor extraordinary powers to take measures necessary to maintain peace and order; and

WHEREAS, there is a danger that certain persons in the areas threatened by Hurricane Floyd will charge prices for food and other essentials far in excess of that normally charged which results in people, particularly lower income persons, from being able to purchase necessities, threatens the well-being of the population, tends to cause a breach of the peace, and endangers the peace and good order of the areas threatened by the hurricane.

NOW, THEREFORE, by virtue of the power and authority vested in me as Governor, pursuant to the Constitution and the laws of South Carolina, I do hereby direct and compel that no person may overcharge for food, fuel, shelter, items used for the protection of life or property, clothing and other living essentials in the State of South Carolina.

For purpose of this Executive Order "overcharging" shall be defined as charging for goods or services rendered which are substantially in excess of reasonable and customary charges in this state or in applicable cases substantially in excess of the person's costs for such goods or services, unless there is good cause for the bills or requests containing the charges or costs.

Violation of this Executive Order shall submit the person making the charges liable for the criminal penalties specified in Code Section 16-7-10.