

1969

**SCCRC 1966-1969 Document 29c: Minority Views of the  
Committee to Make a Study of the South Carolina Constitution of  
1895**

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It should be noted that, despite the absence of a minority report or reports, there were substantial differences of opinion within the committee on several issues. Those who were in the minority, however, agreed to accept the majority's decision in the interests of presenting a draft which reflects the consensus of the group. Nevertheless, the minority (not always consisting of the same individuals) wishes to record its position in several major areas:

1. Selection of constitutional officers

Since a majority of the constitutional offices are administrative, rather than policy making positions, the Executive should be assigned a greater degree of appointive power in this area.

2. Selection of members of the judiciary

In keeping with the democratic principle of separation of powers, the system of judicial selection should not be vested wholly in the Legislative Branch.

3. Sale of alcoholic beverages

Provisions restricting the power of the General Assembly as to the sale of alcoholic beverages should be removed from the Constitution. Inclusion of such provisions is not in accord with the character of a constitution as a document of fundamental law.

4. Method of constitutional revision

The minority feels strongly that constitutional revision which is equivalent to re-writing the document should be accomplished through a Constitutional Convention made up of delegates selected by the citizenry for that specific purpose.