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 2014 session. The unannotated South Carolina Code, consisting only of Code text, numbering, and history 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 the Legislative Services Agency at LSA@scstatehouse.gov regarding any apparent errors or omissions in content of Code sections on this website, in which case LSA will relay the information to appropriate staff members of the South Carolina Legislative Council for investigation.

CHAPTER 13

South Carolina Museum Commission and Institute of Archeology and Anthropology

ARTICLE 1

South Carolina Museum Commission

**SECTION 60‑13‑10.** South Carolina Museum Commission created; membership; chairman; vacancies; terms of office.

 There is hereby created the South Carolina Museum Commission composed of ten members appointed by the Governor for terms of four years and until their successors are appointed and qualify. One member shall be appointed from each congressional district of the State and three members shall be appointed at large. One of the at‑large members shall be appointed chairman of the commission by the Governor. Vacancies for any reason shall be filled in the manner of original appointment for the unexpired term.

 Notwithstanding the provisions above prescribing four‑year terms for members of the commission, the members appointed from even‑numbered congressional districts and one at‑large member other than the chairman shall be initially appointed for terms of two years only.

HISTORY: 1962 Code Section 9‑361; 1973 (58) 241; 2012 Act No. 176, Section 17, eff May 25, 2012.

**SECTION 60‑13‑20.** Meetings and officers of commission; compensation of members.

 The Commission shall meet at least quarterly and at such other times as the chairman shall designate. Members shall elect a vice‑chairman and such other officers as they may deem necessary. They shall be paid such per diem, mileage and subsistence as provided by law for boards, committees and commissions.

HISTORY: 1962 Code Section 9‑362; 1973 (58) 241.

**SECTION 60‑13‑30.** Primary function of Commission.

 The primary function of the Commission shall be the creation and operation of a State Museum reflecting the history, fine arts and natural history and the scientific and industrial resources of the State, mobilizing expert professional advice and guidance and utilizing all available resources in the performance of this function.

HISTORY: 1962 Code Section 9‑363; 1973 (58) 241.

**SECTION 60‑13‑40.** Powers of Commission.

 To carry out its assigned functions, the Commission is authorized to:

 (1) Establish a plan for, create and operate a State Museum;

 (2) Elect an executive officer for the Commission, to be known as the Director;

 (3) Make rules and regulations for its own government and the administration of its museum;

 (4) Appoint, on the recommendation of the Director, all other members of the staff;

 (5) Adopt a seal for use in official Commission business;

 (6) Control the expenditure in accordance with law of such public funds as may be appropriated to the Commission;

 (7) Accept gifts, bequests and endowments for purposes consistent with the objectives of the Commission;

 (8) Make annual reports to the General Assembly of the receipts, disbursements, work and needs of the Commission; and

 (9) Adopt policies designed to fulfill the duties and attain the objectives of the Commission as established by law.

HISTORY: 1962 Code Section 9‑364; 1973 (58) 241.

**SECTION 60‑13‑50.** Director.

 The Director of the Commission shall be the Director of the State Museum, when such facility comes into existence and his qualifications shall reflect an ability to serve in that capacity. Compensation for the Director shall be determined by the General Assembly.

HISTORY: 1962 Code Section 9‑365; 1973 (58) 241.

ARTICLE 3

South Carolina Institute of Archeology and Anthropology

**SECTION 60‑13‑210.** Institute created; appointment of director, State Archaeologist and State Underwater Archaeologist; responsibilities.

 (A) For the purpose of conducting archeological and anthropological research on behalf of the State, there is created the South Carolina Institute of Archeology and Anthropology, which must be under the general control of the University of South Carolina, but administratively separate from any other academic unit of the university below the level of college or school, and under the executive control of the director of the institute.

 (B) The director of the institute must be experienced in archeological administration and must be a professor in the university system. The director of the institute is responsible to the State and on behalf of the institute, under appropriate state and university policies and procedures, may enter into contracts and agreements and accept grants and gifts and expend funds to conduct or cause to be conducted archaeological or anthropological research, or both, at prehistoric and historic sites and on land or beneath state waters or outside the State that may be expected to be beneficial to the State and that will preserve the archaeological and anthropological heritage of the State and contribute to an understanding of that heritage. Through the usual state and university policies and procedures the director may develop facilities and employ professional and support staff, including an associate director, appropriate for carrying out the responsibilities of this section and shall manage the day‑to‑day activities of the institute in the best interests of the State.

 The director shall cooperate with the Department of Anthropology and other academic departments of the University of South Carolina in ways that are feasible and mutually agreeable in the conduct of the academic program, including teaching by the director and by the qualified members of the institute staff when the teaching does not interfere with the primary purposes of the institute.

 (C) The director shall appoint the State Archeologist who must be a classified employee in the university system and who shall:

 (1) create and maintain the:

 (a) South Carolina Statewide Archeological Site Inventory;

 (b) site numbering system for the inventory;

 (c) curation of the archeological collections of the State;

 (2) advise the State Historic Preservation Officer for ensuring the adequacy of all archeological research and the resulting reports of archeological research carried on in the State by an individual, organization, or other entity whether private or public;

 (3) conduct or cause to be conducted archeological field or laboratory investigations, or both, on behalf of and in the best interests of the State, at prehistoric and historic sites.

 (D) The director shall appoint the State Underwater Archaeologist who must be a classified employee in the university system and who shall:

 (1) create and maintain a research database of state underwater archaeology sites;

 (2) oversee and implement the Underwater Antiquities Act;

 (3) act in concert with the State Historic Preservation Officer for ensuring the adequacy of all underwater archaeological research and the resulting reports of underwater archaeological research carried on in the State by an individual, organization, or other entity whether private or public;

 (4) shall conduct or cause to be conducted underwater archaeological field or laboratory investigations, or both, on behalf of and in the best interests of the State at prehistoric and historic sites.

 (E) In making the appointments or filling a vacancy for the Director of the Institute of Archeology and Anthropology, the usual search committee procedures in effect at the University of South Carolina apply.

HISTORY: 1962 Code Section 9‑331; 1963 (53) 358 [479]; 1967 (55) 719; 1984 Act No. 512, Part II, Section 22; 2000 Act No. 315, Section 1.