CHAPTER 37

Introduction of Honey Bees Into State

**SECTION 46‑37‑05.** Definitions.

 As used in this chapter:

 (1) “Area” means apiary, beeyard, colony, organized or otherwise, or any other place where bees are found to colonize.

 (2) “Commission” means the South Carolina State Crop Pest Commission, as designated by the board of trustees of Clemson University or an officer, employee, or designee of the commission to whom authority has been given by the commission.

 (3) “Director” means the Director of Regulatory and Public Service Programs, Clemson University.

 (4) “Disease” means contagious and infectious disease, including, but not limited to, American Foulbrood, European Foulbrood, Isle of Wight disease, or any pests and parasites, including, but not limited to, Varroa Mite, Tracheal mite, Africanized bee, etc.

 (5) “Division” means the Division of Regulatory and Public Service Programs, Clemson University, and any of its employees, agents, and officials.

 (6) “Fixture” means new or used equipment, a product, or byproduct used in beekeeping including, but not limited to, honey, hives, combs, supers, frames, and other appliances.

HISTORY: 1990 Act No. 395, Section 1, eff April 3, 1990.

**SECTION 46‑37‑10.** Certificate of inspection required; exception.

 All bees and fixtures shipped or moved into this State must be accompanied by a certificate of inspection signed by the state entomologist, state apiary inspector, or corresponding official of the state or country from which the bees are shipped or moved. The certificate must certify to the apparent freedom of the bees and fixtures from contagious and infectious diseases and must be based upon an actual inspection of the bees and fixtures themselves within sixty days preceding the date of shipment. An entry permit from the Department of Plant Industry, Clemson University, is required before moving bees or fixtures into this State.

HISTORY: 1962 Code Section 3‑181; 1952 Code Section 3‑181; 1942 Code Section 3269; 1932 Code Section 3269; 1922 (32) 1028; 1990 Act No. 395, Section 1, eff April 3, 1990.

CROSS REFERENCES

Disposition of fines resulting from prosecutions under this chapter, see Section 46‑9‑100.

Issuance of entry permits required by this section, see S.C. Code of Regulations R. 27‑8.

Provision that it shall be a misdemeanor to interfere with the State entomologist or State pathologist, inter alia, while in the performance of their duties under this chapter, see Section 46‑9‑80.

Provision that members of the State Crop Pest Commission and certain other persons have police power in executing the provisions of this chapter, see Section 46‑9‑70.

State Crop Pest Commission, see Section 46‑9‑10 et seq.

State Crop Pest Commission to execute this chapter, see Section 46‑9‑10.

Library References

Agriculture 9.

Westlaw Topic No. 23.

C.J.S. Agriculture Sections 102 to 114.

RESEARCH REFERENCES

Encyclopedias

S.C. Jur. Agriculture Section 36, Honey Bees.

Forms

Land Use Prac. & Forms: Handling Land Use Case Section 43:3 , Federal Courts and Federal Regulations.

**SECTION 46‑37‑20.** Powers of Commission; rules and regulations.

 The commission may deal with any disease of bees which requires prevention, control, or eradication and may promulgate and enforce regulations necessary to control, eradicate, or prevent the introduction, spread, or dissemination of any and all diseases of bees.

HISTORY: 1962 Code Section 3‑182; 1952 Code Section 3‑182; 1942 Code Section 3269; 1932 Code Section 3269; 1922 (32) 1028; 1990 Act No. 395, Section 1, eff April 3, 1990.

CROSS REFERENCES

State Crop Pest Commission to execute this chapter, see Section 46‑9‑10.

Library References

Agriculture 2, 9.

Westlaw Topic No. 23.

C.J.S. Agriculture Sections 10 to 31, 102 to 114.

**SECTION 46‑37‑25.** Commission to delegate duties to director; authority of director.

 The commission shall delegate the duties provided in this chapter to the director who may administer and enforce all provisions of this chapter and promulgate regulations necessary to implement this chapter.

HISTORY: 1990 Act No. 395, Section 1, eff April 3, 1990.

CROSS REFERENCES

State Crop Pest Commission to execute this chapter, see Section 46‑9‑10.

Library References

Agriculture 2, 9.

Westlaw Topic No. 23.

C.J.S. Agriculture Sections 10 to 31, 102 to 114.

**SECTION 46‑37‑30.** Inspection; removal or destruction of bees, beekeeping fixtures and appliances.

 The division may enter a warehouse, premises, or area to inspect bees and beekeeping fixtures to determine if they (a) are infected with a disease or (b) have been or are being transported in violation of the provisions of this chapter. The division may require the removal from this State of bees or fixtures brought into the State in violation of this chapter. If the division finds that bees or fixtures are infected with a disease or finds that the bees or fixtures have been exposed to infection by a disease it may require the destruction, treatment, or disinfection of bees and fixtures.

HISTORY: 1962 Code Section 3‑183; 1952 Code Section 3‑183; 1942 Code Section 3269; 1932 Code 3269; 1922 (32) 1028; 1990 Act No. 395, Section 1, eff April 3, 1990.

Library References

Agriculture 9.

Westlaw Topic No. 23.

C.J.S. Agriculture Sections 102 to 114.

RESEARCH REFERENCES

Encyclopedias

S.C. Jur. Agriculture Section 36, Honey Bees.

**SECTION 46‑37‑40.** Introduction of used fixtures regulated.

 The shipment or movement into this State of any used or secondhand fixtures is prohibited unless permitted by regulations of the division.

HISTORY: 1962 Code Section 3‑184; 1952 Code Section 3‑184; 1942 Code Section 3269; 1932 Code Section 3269; 1922 (32) 1028; 1990 Act No. 395, Section 1, eff April 3, 1990.

Library References

Agriculture 9.

Westlaw Topic No. 23.

C.J.S. Agriculture Sections 102 to 114.

RESEARCH REFERENCES

Encyclopedias

S.C. Jur. Agriculture Section 36, Honey Bees.

**SECTION 46‑37‑50.** Penalty.

 A person violating the provisions of this chapter or of the division or the commission is guilty of a misdemeanor and, upon conviction, must be punished by a fine of not more than five hundred dollars or by imprisonment for not more than six months.

HISTORY: 1962 Code Section 3‑185; 1952 Code Section 3‑185; 1942 Code Section 3269; 1932 Code Section 3269; 1922 (32) 1028; 1990 Act No. 395, Section 1, eff April 3, 1990.

Library References

Agriculture 9.

Westlaw Topic No. 23.

C.J.S. Agriculture Sections 102 to 114.