

6586 *Letter*



The State of South Carolina
OFFICE OF THE ATTORNEY GENERAL

CHARLES M. CONDON
ATTORNEY GENERAL

November 4, 1998

The Honorable Elizabeth C. Hair
Sumter County Treasurer
Administration Building
13 East Canal Street
Sumter, SC 29150

Re: One Percent Firemen's Fund

Dear Ms. Hair:

You have asked this Office for an opinion regarding the distribution of the funds received as part of the one percent additional premium tax on fire insurers. See §§38-7-40, 38-7-70, and 38-7-170.

As you stated in your correspondence, §23-9-420 sets forth the guidelines for distribution of these funds. §23-9-420 states in part:

Each designated fire department shall receive an amount of the tax computed on the basis of the assessed value of improvements to real estate within the service areas of the fire department, . . .

Therefore, if the organized fire departments, as defined in §23-9-310, et seq., have met the requirements as specified in those sections, then §23-9-420 addresses the appropriate method of distribution of the one percent fund.

As to the implementation of the statutory plan of distribution of the referenced funds, I suggest that the County Attorney be contacted.

This is an informal opinion. It has been written by the designated Senior Assistant Attorney General and represents the opinion of the undersigned attorney as to the specific question asked. It has not, however, been personally reviewed by the Attorney General nor has it been officially published in the manner of a formal opinion.

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If you have further questions, please do not hesitate to contact me.

Very truly yours,



C. Havird Jones, Jr.
Senior Assistant Attorney General

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