

The State of South Carolina



Office of the Attorney General

T. TRAVIS MEDLOCK
ATTORNEY GENERAL

REMBERT C. DENNIS BUILDING
POST OFFICE BOX 11549
COLUMBIA, S.C. 29211
TELEPHONE 803-734-3636

April 18, 1988

The Honorable H. Samuel Stilwell
South Carolina State Senate
P. O. Box 142
Columbia, South Carolina 29202

Dear Senator Stilwell:

You have requested the advice of this Office as to whether, under Act 269, Acts and Joint Resolutions of South Carolina, 1987, the Board of Trustees for the School District of Greenville County may increase its tax millage for calendar year 1988 in an amount not in excess of 80 mills without further action by the Legislature. The Act provides, in part, as follows:

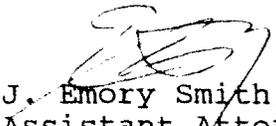
"The Board of Trustees of the School District of Greenville County may levy for the general operation of the school district a tax not to exceed 80 mills."

"Where the terms of a statute are clear and unambiguous, there is no room for interpretation and we must apply them according to their literal meaning." South Carolina Department of Highways and Public Transportation v. Dickinson, 341 S.E.2d 134 (S.C. 1986). Here, because the language of Act 269 appears to be clear and unambiguous, a plain reading of its provision indicates that the Board of Trustees in Greenville County may, without further action by the Legislature, levy a tax in an amount not in excess of 80 mills. Therefore, no further action by the Legislature is necessary for a millage increase by that Board within that ceiling. If you need

The Honorable H. Samuel Stilwell
April 18, 1988
Page 2

further information, please let me know.

Yours very truly,



J. Emory Smith, Jr.
Assistant Attorney General

JESJR/srcj

REVIEWED AND APPROVED BY:



Robert D. Cook
Executive Assistant for Opinions