

1980 WL 120636 (S.C.A.G.)

Office of the Attorney General

State of South Carolina

January 29, 1980

*1 John W. Parris
Executive Director
S. C. Land Resources Conservation Commission
2221 Devine Street
Suite 222
Columbia, SC 29205

Dear Mr. Parris:

You have recently requested a review by this Office of proposed legislation in regard to the South Carolina Landscape Architects Registration Law. Without commenting on any specific portion of the draft sent to this Office, I would respectfully call your attention to an opinion from this Office, dated December 27, 1979, and issued to your Deputy Director, Mr. Henry P. Fulmer, in which this Office opined that:

. . . should the General Assembly decide to reauthorize the existence of the Board of Landscape Architectural Examiners, it would not be necessary to re-enact all of the various statutes pertaining to that agency. Rather, a more general reauthorization could be accomplished by the General Assembly, which would continue the Board of Landscape Architectural Examiners in existence beyond their scheduled date of termination.

In that regard, I would suggest that it would be inappropriate and inadvisable to attempt to pass an entirely new set of statutes. Rather, your agency might propose specific amendments, modifications, and deletions concerning the existing statutes.

Because of the review of your agency by Legislative Audit Council, the State Reorganization Commission, and, in turn, by the General Assembly, it would not be appropriate for this office to make any specific suggestions in regard to your statute. I would be more than happy to assist you with, the drafting of a specific provision, without passing judgment on its merit, but any action beyond that would be outside the assistance this Office can provide while an agency is being reviewed by the Audit Council and the State Reorganization Commission.

Very truly yours,

Keith M. Babcock
Assistant Attorney General

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