

1979 WL 42716 (S.C.A.G.)
Office of the Attorney General
State of South Carolina
April 4, 1979

***1 RE: Requested Opinion**

Mr. R. S. Bell
400 Chester Avenue
Great Falls, S.C. 29055

Dear Mr. Bell:

This will acknowledge receipt of your letter of March 30, 1979, which the Attorney General has forwarded to me for consideration and reply.

[Section 59-20-30, Code of Laws of South Carolina](#), 1976, as amended, which is contained in the Education Finance Act of 1977, states in pertinent part:

To guarantee to each student in the public schools of South Carolina, the availability of at least a minimum educational programs and services appropriate to his needs, and which are substantially equal to those available to other students with similar needs and reasonably comparable from a program standpoint to those students of all other classifications, notwithstanding geographic differences and varying local economic factors.

Obviously, the intention of the Legislature was that the Education Finance Act of 1977 apply to the public schools of South Carolina.

[Section 59-1-20, Code of Laws of South Carolina](#), 1976, defines the term 'public school' as follows:

'Public school' means a school operated by publicly elected or appointed officials in which the program and activities are under the control of these officials, and which is supported by public funds.

I trust that the two quotations stated above will provide a sufficient definition of the term 'school'.

With kind regards,
Sincerely,

Paul S. League
Assistant Attorney General

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