

1977 S.C. Op. Atty. Gen. 273 (S.C.A.G.), 1977 S.C. Op. Atty. Gen. No. 77-341, 1977 WL 24680

Office of the Attorney General

State of South Carolina

Opinion No. 77-341

October 31, 1977

\*1 William P. Griggs, Esquire  
Cheraw Town Attorney  
222 Market Street  
Cheraw, South Carolina 29520

Dear Mr. Griggs:

With apologies for the delay, my interpretation of Section 5-7-170, CODE OF LAWS OF SOUTH CAROLINA, 1976, is that, in the case of a municipal council whose members serve staggered terms, a salary change will become effective 'upon the date of commencement of the terms of councilmen elected at the next general election following the change' only as to those council members actually elected at that general election. The change will become effective as to the remaining council members upon the date of commencement of the terms of their respective successors. In my opinion, the intent of the provision is that council members not be empowered to effect an increase in their own salaries during the term of office in which they approve such an increase. Where staggered terms are used, this intent is carried out by making such a change become effective at different times for different council members depending on the expiration of their respective terms of office.

With kind regards,

Karen LeCraft Henderson  
Assistant Attorney General

1977 S.C. Op. Atty. Gen. 273 (S.C.A.G.), 1977 S.C. Op. Atty. Gen. No. 77-341, 1977 WL 24680

---

End of Document

© 2016 Thomson Reuters. No claim to original U.S. Government Works.