

The State of South Carolina



Office of the Attorney General

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June 14, 1991

Mark R. Elam, Esquire
Senior Counsel to the Governor
Office of the Governor
Post Office Box 11369
Columbia, South Carolina 29211

Dear Mr. Elam:

By your letter of June 11, 1991, you have asked for the opinion of this Office as to the constitutionality of S.1013, R-237, an act relating to the Spartanburg Commission on Higher Education. Because education is a matter to be addressed by the General Assembly rather than at the county level, see Art. XI, § 3 of the State Constitution, it is our opinion that this act would most probably be constitutional. See also Op. Atty. Gen. dated April 24, 1980 (matters concerning appointments to the Spartanburg County Commission on Higher Education should continue to rest with the legislature under Art. XI, § 3).

With kindest regards, I am

Sincerely,

Patricia D. Petway

Patricia D. Petway
Assistant Attorney General

PDP/an

REVIEWED AND APPROVED BY:

Robert D. Cook

Robert D. Cook
Executive Assistant for Opinions