

The State of South Carolina

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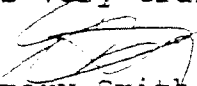
Dr. James R. Morris, Jr.
Executive Director
State Board for Technical
and Comprehensive Education
111 Executive Center Drive
Columbia, SC 29210

Dear Dr. Morris:

You have requested the Opinion of this Office as to whether school districts have the authority to conduct pre-employment training programs for new industry falling within the jurisdiction of the Special Schools program of the State Board for Technical and Comprehensive Education (Board). Section 59-53-50(10) of the Code of Laws of South Carolina, 1976, provides that the Board shall "continue the Special Schools training program for new and expanding industry and business, closely coordinated with the State Economic Development efforts." In addition, § 59-53-57 provides that funds ". . . appropriated for Special Schools must be retained at the State level and expended upon recommendation of the Board." Giving these provisions their plain meaning under rules of statutory construction (South Carolina Department of Highways and Public Transportation v. Dickinson, 341 S.E.2d 134, (1986)), clearly indicates that the Board has control over the Special Schools program. Therefore, school districts are not authorized to conduct training programs for new and expanding industry falling within the jurisdiction of the Special Schools program.


If you have any questions, please let me know.

Yours very truly,

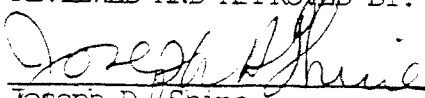

J. Emory Smith, Jr.
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REVIEWED AND APPROVED BY:


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