

1983 WL 181706 (S.C.A.G.)

Office of the Attorney General

State of South Carolina

January 7, 1983

\*1 William T. Putnam  
Executive Director  
State Budget and Control Board  
618 Wade Hampton Office Building  
Columbia, South Carolina 29211

Dear Mr. Putnam:

You have requested that this Office comment and advise you for the benefit of the State Budget and Control Board as to Dr. Lorin Mason's letter of December 30, 1982, addressed to Governor Riley. The letter requests that the Budget and Control Board reconsider its decision of December 17, 1982, to convert State Park Health Center to a corrections facility.

Dr. Mason cites a provision of the 1982-83 Appropriations Act which is a part of Section 141, empowering the Board to make reductions in appropriations as may be necessary to prevent deficits. We would advise that, while disposition and future use of State Park is a part of ongoing efforts to make the best and most economic use of the property, Section 141 is not applicable to this question because the decision as to its use was not ordered as part of a budget cutting action by the Board.

We would further observe that the care of Tuberculosis patients and other patients currently housed at State Park is not being discontinued but is being transferred to other health facilities. Accordingly, if Section 141 were applicable no institution or activity is, in our opinion, being discontinued.

If you have further question, do not hesitate to call.

Sincerely,

Frank K. Sloan  
Deputy Attorney General

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