

1983 WL 181878 (S.C.A.G.)

Office of the Attorney General

State of South Carolina

May 6, 1983

*1 James H. Windham
Deputy State Treasurer
Post Office Drawer 11778
Columbia, South Carolina 29211

Dear Jim:

Ken Woodington of our Office and I have examined Public Law 97-99 and regulations promulgated thereunder with reference to the distribution of federal funds received by the state for distribution to the counties in which U.S. Military installations and facilities are situated.

It is our opinion that Section 133 of the 1982-83 Appropriations Act is sufficient to allow the distribution of these funds to the counties by the State Treasurer without further legislative action, in accordance with the distribution formula set forth in DOD Instruction 7310.5. The names of the counties concerned and the amount to be paid, in accordance with the Formula, are set out in the voucher and the payment of these funds by the State Treasurer to the counties concerned is a ministerial duty involving no discretionary decision or exercise of authority by the State Treasurer.

If you have further questions, do not hesitate to call us.

Sincerely,

Frank K. Sloan
Chief Deputy Attorney General

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