

1981 WL 158125 (S.C.A.G.)

Office of the Attorney General

State of South Carolina

February 2, 1981

*1 Joseph A. Keener
Payroll Supervisor
Charleston County School District
Division of Business Services
2100 Leeds Avenue
Charleston, South Carolina 29405

Dear Mr. Keener:

Your letter of January 21, to Purvis Collins regarding the Freedom of Information Act has been referred to me for reply. You have asked whether the employee's permission is necessary in order to release salary and employment information to the Retirement System. The Retirement System is required to make retirement benefit payments to retired members based on their average final compensation as defined in § 9-1-10(17), 1976 Code of Laws. The System cannot fulfill its obligations in this regard unless it receives all pertinent salary information concerning its members. It is therefore the opinion of this Office that by operation of law, the Retirement System may be provided employee salary and employment information without a formal release by the employee.

Sincerely yours,

Kenneth P. Woodington
Assistant Attorney General

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