

1981 WL 157804 (S.C.A.G.)

Office of the Attorney General

State of South Carolina

June 4, 1981

*1 Honorable Norma C. Russell
Member
South Carolina Senate
Route 6
Box 338 K-5
Columbia, South Carolina 29210

Dear Senator Russell:

In response to your request concerning the use of leased vehicles at State-owned facilities, I have reviewed the statutes and regulations pertaining to this and submit the following information.

The provisions of Sections 1-11-220, 330, relate to the procurement and control of State-owned and operated motor vehicles by the Budget and Control Board through its Division of Motor, Vehicle Management. The substance of these statutes, as well as the regulations issued thereunder, provide that only those vehicles that are titled to and registered to the State of South Carolina and which comply with existing regulations are eligible to purchase gasoline and utilize State-owned maintenance facilities.

Some of those vehicles which are leased, donated or otherwise made available to State agencies or institutions through athletic associations, alumni groups, foundations, gifts or otherwise are not eligible to use State gasoline and maintenance facilities unless title to the vehicles is in the State and appropriate license tags are affixed to them. A previous opinion of this Office dated September 7, 1979, is to the same effect. The principal and governing indicia are that the vehicle be registered to the State before it is eligible to receive gasoline and maintenance at State-owned facilities.

Very truly yours,

Daniel R. McLeod
Attorney General

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