

1982 WL 189435 (S.C.A.G.)

Office of the Attorney General

State of South Carolina

September 23, 1982

*1 Edgar A. Vaughn, Jr
State Auditor
407 Wade Hampton Office Building
Post Office Box 11333
Columbia, South Carolina 29211

Dear Mr. Vaughn:

You have requested the opinion of this Office as to interpretation of Section 166, Part I, 1982-83 Appropriations Act which provides:

The Public Service Authority, the Ports Authority, and the Railways Commission shall submit their proposed itemized budgets to the Budget and Control Board and the House Ways and Means Committee during the period of budget preparation for the next fiscal year. The provisions of this section shall be effective beginning April 1, 1983.

In accordance with the standard rules of statutory interpretation, when an act provides a specific effective date it does not apply until that date. § 33.07, Sutherland, Statutory Constitution. The inclusion of an effective date has the same effect as though the statute were not enacted until that date.

Accordingly, it is the opinion of this Office that the Public Service Authority, the Ports Authority, and the Railways Commission are required to 'submit their proposed itemized budgets' for the 'next fiscal year' following April 1, 1983. That is, they must submit proposed budgets for fiscal year 1984-85 at the appropriate submission dates after April 1, 1983.

Sincerely,

Frank K. Sloan
Deputy Attorney General

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