

1980 WL 120683 (S.C.A.G.)

Office of the Attorney General

State of South Carolina

February 26, 1980

*1 Honorable Alex Harvin, III
Member
House of Representatives
432-C Blatt Building
Columbia, South Carolina 29211

Dear Representative Harvin:

Your letter of February 20 to Mr. McLeod has been referred to me for reply. You have asked whether County hospitals are required by law to purchase malpractice or property insurance through the State Sinking Fund. This question appears to be governed by [§ 1-11-140 of the 1976 Code](#) of Laws, as amended in 1979. That section provides only that such insurance may be procured for County hospitals through the Budget and Control Board.

Nothing in the statute or elsewhere in the Code makes the purchase of such insurance through the State Budget and Control Board mandatory.

Sincerely yours,

Kenneth P. Woodington
Assistant Attorney General

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