

1980 WL 121084 (S.C.A.G.)

Office of the Attorney General

State of South Carolina

March 10, 1980

*1 Costa M. Pleicones, Esquire
Richland County Attorney
Post Office Box 4069
Columbia, South Carolina 29240

Dear Mr. Pleicones:

You have requested an opinion from this Office as to whether or not the Richland County Council is authorized to effect a change in its parliamentary procedure so as to require a two-thirds (#) vote instead of a majority plus one vote in order to propose a once-defeated motion within a period of one year from its rejection. In my opinion, it is so authorized. According to [Section 4-9-110, CODE OF LAWS OF SOUTH CAROLINA](#), 1976, as amended, '[T]he council shall determine its own rules and order of business.' Rules of order are not ordinances, but are merely the forms of procedure for enacting ordinances, and hence are not subject to stringent requirements of reasonableness. See, 5 McQUILLAN MUNICIPAL CORPORATIONS § 15.09 (3rd ed.).

With kind regards,

Karen LeCraft Henderson
Senior Assistant Attorney General

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