

1980 WL 121238 (S.C.A.G.)

Office of the Attorney General

State of South Carolina

May 22, 1980

*1 The Honorable Richard W. Riley
Governor of South Carolina
Post Office Box 11450
Columbia, South Carolina 29211

Dear Governor Riley:

You requested an opinion as to the constitutionality of House Bill 3683 (R-503) which would increase the membership of the governing commission of the Hilton Head Public Medical Clinic District from five to six. It is my opinion that such legislation would violate [Article VIII, Section 7, of the South Carolina Constitution](#) insofar as it is a law for a specific county. [Cooper River Park and Playground Commission v. City of North Charleston](#), 273 S.C. 639, 259 S.E.2d 107 (1979); [Torgerson v. Craver](#), 267 S.C. 558, 230 S.E.2d 228 (1976). It should be noted that the membership of the governing bodies of public service districts may be enlarged by the county councils upon a proper resolution of the public service district governing body. [§ 4-9-80, Code of Laws of South Carolina](#), 1976 (as amended).

Very truly yours,

Daniel R. McLeod
Attorney General

ATTACHMENT

A BILL

TO AMEND ACT 1346 OF 1970, RELATING TO THE HILTON HEAD PUBLIC MEDICAL CLINIC DISTRICT, SO AS TO INCREASE THE MEMBERSHIP OF THE GOVERNING COMMISSION FROM FIVE TO SIX.

Be it enacted by the General Assembly of the State of South Carolina: SECTION 1. Section 3 of Act 1346 of 1970 is amended by adding at the end of the section:

‘Notwithstanding the provisions of this section, beginning April 1, 1980, and thereafter the commission shall consist of six members with the additional member assuming office on the date of his appointment for a term of three years and until his successor is appointed and qualifies.’

SECTION 2. This act shall take effect upon approval by the Governor.

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