

1980 WL 120740 (S.C.A.G.)

Office of the Attorney General

State of South Carolina

June 24, 1980

*1 The Honorable Nicholas P. Sipe
Executive Director
South Carolina Alcoholic Beverage Control Commission
W05 Pendleton Street
Columbia, South Carolina 29201

Dear Mr. Sipe:

You have recently asked if the Alcoholic Beverage Control Commission can waive the requirements of § 61-9-30 of the Code of Laws of South Carolina (1976), as amended, and thus authorize beer and wine wholesalers to sell on credit to holders of retail licenses which are government accounts.

It is clear from a reading of this statute and related statutes that there is no exception provided for wholesalers to sell on credit to holders of retail licenses merely because they happen to be associated with some governmental entity. Thus, I would advise that the type of practice you described would violate § 61-9-30.

Very truly yours,

Edwin E. Evans
Assistant Attorney General

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