

1980 WL 120757 (S.C.A.G.)

Office of the Attorney General

State of South Carolina

June 30, 1980

*1 Mr. Dennis L. Gilstrap
Chairman
Greenville County Fire Districts
Commissioners Association
Post Office Box 1088
Taylors, South Carolina 29787

Dear Mr. Gilstrap:

With reference to my June 17, 1980, letter to you concerning the adoption of the National Fire Prevention Code, I erroneously thought that it is synonymous with the Standard Fire Prevention Code and, for that reason, I cited [Section 6-9-60, CODE OF LAWS OF SOUTH CAROLINA](#), 1976, as amended, which expressly authorizes counties to adopt the Standard Fire Prevention Code. My understanding now, however, is that the National Fire Prevention Code is different from the Standard Fire Prevention Code; nevertheless, in my opinion, the Greenville County Council is also authorized to adopt the National Fire Prevention Code pursuant to [Section 4-9-130, CODE OF LAWS OF SOUTH CAROLINA](#), 1976, as amended, as follows:

The [county] council may adopt any standard code or technical regulations by reference thereto in the adopting ordinance. [Emphasis added.]

[Section 4-9-130](#) also provides that a public hearing be held upon 'not less than fifteen days' notice of the time and place of such hearings . . . published in at least one newspaper of general circulation in the county' before the adoption of standard codes or technical regulations. Finally, [Section 4-9-130](#) also requires that copies of any adopted code 'be made available by the clerk of council for distribution or for purchase at a reasonable price.'

With kind regards,

Karen LeCraft Henderson
Senior Assistant Attorney General

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