

1980 WL 120772 (S.C.A.G.)

Office of the Attorney General

State of South Carolina

July 16, 1980

\*1 The Honorable Lois Eargle  
Representative  
House District No. 105  
Route 1  
Conway, South Carolina

Dear Representative Eargle:

You have requested an opinion concerning the procedure for determining the number of staff personnel to be employed in the County Legislative Delegation Office. The Home Rule Act provides that 'county councils shall provide office space and appropriations for the operation of the county legislative delegation office including compensation for staff personnel and necessary office supplies and office equipment. The amount of such appropriations shall be determined by the legislative delegation and included in the annual county budget by the council. The delegation shall be responsible for the employment, supervision and discharge of all personnel employed in the delegation office.' § 3, Act No. 283, S.C. ACTS AND JOINT RESOLUTIONS, 1975.

This question has not been decided by the State Supreme Court. Most probably, however, the decision as to the number of staff personnel should be made by a vote of the majority of the legislative delegation, since the statute provides that the determination be made 'by the legislative delegation.'

Sincerely yours,

David C. Eckstrom  
Assistant Attorney General

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