

1980 WL 120790 (S.C.A.G.)

Office of the Attorney General

State of South Carolina

July 24, 1980

*1 Felix L. Finley, Jr., Esquire
Pickens County Attorney
Post Office Box 543
Pickens, South Carolina 29671

Dear Mr. Finley:

With apologies for the delay in responding to your request for an opinion from this Office as to the authority of the Pickens County Council to hire and fire the Pickens County Tax Assessor, my opinion is that it is so authorized if it has enacted an ordinance to that effect. That is, inasmuch as the office of the Pickens County Tax Assessor was created by Act No. 1172 of 1970 [56 STAT. 2547 (1970)], which is special legislation, and inasmuch as county councils have been empowered since January 1, 1980, to enact ordinances in conflict with special laws relating to their respective counties, the Pickens County Council can hire and fire the Tax Assessor by repealing or amending Act No. 1172 of 1970 and vesting those powers in itself. Cf., 59 STAT. Act No. 208, SECTION 4 at 253 (1975).

With kind regards,

Karen LeCraft Henderson
Senior Assistant Attorney General

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