

1977 S.C. Op. Atty. Gen. 171 (S.C.A.G.), 1977 S.C. Op. Atty. Gen. No. 77-222, 1977 WL 24564

Office of the Attorney General

State of South Carolina

Opinion No. 77-222

July 15, 1977

\*1 Honorable Norma C. Russell  
Representative  
District No. 90  
92 Nob Hill Road  
Columbia, South Carolina 29210

Dear Mrs. Russell:

In response to your request for an opinion from this Office as to whether or not the Lexington County Council can alter the salary of the Lexington County Legislative Delegation's secretary once the Delegation has set it, my opinion is that the provisions of Act No. 283 of 1975, the 'home rule' legislation, do not so empower county councils.

Section 3 of Act No. 283 of 1975 provides in part as follows:

Under all forms of county government except the board of commissioners form, 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 equipment. The amount of such appropriations shall be determined by the legislative delegation and included in the annual budget by the council. The delegation shall be responsible for the employment, supervision and discharge of all personnel employed in the delegation office. [Emphasis added.]

The above-quoted language makes clear that the delegation is to specify the amount of appropriations for the operation of its office and the county council is to provide the same.

With kind regards,

Karen LeCraft Henderson  
Assistant Attorney General

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