

1977 WL 37446 (S.C.A.G.)

Office of the Attorney General

State of South Carolina

October 17, 1977

*1 Mr. E. R. Jones
Jasper County General Hospital
P. O. Drawer 400
Ridgeland, South Carolina 29936

Dear Mr. Jones:

You have requested an opinion from this Office as to the validity of an act of the 1977 South Carolina General Assembly (R280) which amends a 1971 act creating the Jasper County Hospital Commission. Inasmuch as the 1977 legislation has been enacted, our Office must presume the constitutionality of it until and unless a court of competent jurisdiction declares otherwise. If, however, an action were brought pursuant to the Uniform Declaratory Judgments Act [§§ 15-53-10 *et seq.*, CODE OF LAWS OF SOUTH CAROLINA, 1976], in my opinion, the 1977 legislation would be declared unconstitutional as violative of Article VIII, Section 7 of the South Carolina Constitution of 1895, as amended, which prohibits the enactment of laws for a specific county. See, e.g., [Knight v. Salisbury](#), 206 S.E.2d 875 (1974).

With kind regards,

Karen LeCraft Henderson
Assistant Attorney General

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