

1977 WL 36974 (S.C.A.G.)

Office of the Attorney General

State of South Carolina

November 23, 1977

*1 Jack Mullins

Director

State Personnel Division

Suite 326

Edgar Brown Building

Columbia, South Carolina 29211

Dear Dr. Mullins:

You have requested advise as to whether the Budget and Control Board has the authority to promulgate regulations concerning administrative leave. After reviewing the proposed regulations (§ 3.10 of Proposed Regulations of the Budget and Control Board), and the State Personnel Act (Act 190 § 4, ¶6 of 1975), it is the opinion of this office that the Board does have authority to issue these regulations. Section 4 of that Act states that ‘The Budget and Control Board is authorized and directed to . . . (6) . . . develop policies and programs concerning leave with or without pay . . .’.

I would like to suggest that these regulations, although they do not have to be filed with the Legislative Council and approved by the General Assembly, be filed with the Council so that they can be published in the State Register, in final form, for informational purposes.

Sincerely, yours,

Richard D. Bybee

Staff Attorney

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