

1977 WL 36975 (S.C.A.G.)

Office of the Attorney General

State of South Carolina

November 23, 1977

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

Dear Mr. Jones:

In response to your request for an opinion as to whether or not the Jasper County Council can enact an ordinance which would contain the same provisions as those found in No. 345 of 1977 [60 STAT. 980 (1977)], my opinion is that it cannot.

Pursuant to Section 3 of Act No. 283 of 1975 [59 STAT. 691 (1975)], a county council cannot enact an ordinance in conflict with a special act pertaining to that county until either that act is repealed by the General Assembly or January 1, 1980, whichever first occurs. Inasmuch as an ordinance containing the provisions of Act No. 345 of 1977 would be in conflict with the provisions of Act No. 784 of 1971 [57 STAT. 1553 (1971)] (which latter legislation is amended by Act No. 345 of 1977), the Jasper County Council cannot presently enact such an ordinance.

With kind regards,

Karen LeCraft Henderson
Assistant Attorney General

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