

1979 WL 43051 (S.C.A.G.)

Office of the Attorney General

State of South Carolina

June 6, 1979

*1 Honorable Martin Sauls
Member
House of Representatives
Box 162
Ridgeland, South Carolina 29936

Dear Representative Sauls:

In response to your request for an opinion from this Office as to whether or not the provisions of [Section 4-9-1210, CODE OF LAWS OF SOUTH CAROLINA](#), 1976, as amended, authorize an initiative petition which would restrict the taxing power of a county council, I am enclosing a copy of an earlier opinion which is responsive to your inquiry. I did not realize when I discussed the matter with you on the telephone today that the earlier opinion also covers the question of whether or not an initiative petition can propose an ordinance setting a ceiling on county real property taxes without an approving referendum by the county electorate. As you will note, that opinion concludes that it cannot; but, please also note that paragraph two of page two points out that the opinion is not free from doubt.

With kind regards,

Karen LeCraft Henderson
Senior Assistant Attorney General

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