

1979 WL 43535 (S.C.A.G.)

Office of the Attorney General

State of South Carolina

August 22, 1979

*1 Honorable Richard W. Riley
Governor
State of South Carolina
State House
Columbia, South Carolina 29211

Dear Governor Riley:

In response to your request for an opinion from this Office regarding the constitutionality of an act of the General Assembly which amends Act No. 1602 of 1972, as amended, relating to the operating expenses of certain political subdivisions, agencies and commissions in Charleston County, my opinion is that such legislation is most probably unconstitutional as violative of the 'no laws for a specific county' of [Article VIII, Section 7 of the South Carolina Constitution](#) as interpreted by the South Carolina Supreme Court in [Torgerson v. Craver, 230 S.E.2d 228 \(1976\)](#), and in [Kleckley v. Pulliam, 217 S.E.2d 217 \(1975\)](#). After January 1, 1980, the Charleston County Council will be authorized to enact an ordinance in conflict with Act No. 1602 of 1972, as amended, at least to the extent that it relates to the Cooper River Parks and Playgrounds Commission, West St. Andrews and the St. Andrews Parks and Playgrounds Commission. See, Act No. 283 of 1975, SECTION 3 [59 STAT. 690 at 716 (1975)].

With kind regards,

Karen LeCraft Henderson
Senior Assistant Attorney General

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