

1978 WL 34738 (S.C.A.G.)

Office of the Attorney General

State of South Carolina

March 3, 1978

\*1 Mr. Farris Highsmith  
Chairman  
Jasper County General Hospital Commission  
Post Office Drawer 400  
Ridgeland, South Carolina 29936

Dear Mr. Highsmith:

A question has arisen as to the authority of the Jasper County Council to set the salary of its members. The provisions of Act No. 283 of 1975, the 'home rule' legislation, empower a county council to set the salary of its members by ordinance and that initial salary determination is effective immediately upon enactment of the ordinance. Any subsequent alteration of that salary becomes effective only after the council members elected at the next general election take office. See, [§ 4-9-100, CODE OF LAWS OF SOUTH CAROLINA](#), 1976. The Jasper County Council which existed before the 'home rule' powers became effective in Jasper County was not empowered to set its own salary and, therefore, could not by ordinance effect a salary increase. See, 55 STAT. 2371 and 2713 (1968).

With kind regards,

Karen LeCraft Henderson  
Assistant Attorney General

1978 WL 34738 (S.C.A.G.)

---

End of Document

© 2017 Thomson Reuters. No claim to original U.S. Government Works.