

1975 WL 29348 (S.C.A.G.)

Office of the Attorney General

State of South Carolina

January 2, 1975

*1 Mrs. Janct Vandiver
Guidance Department
Abbeville High School
Abbeville, South Carolina 29620

Dear Mrs. Vandiver:

Your letter addressed to the Honorable Charles Powell has been forwarded to this office for reply. You have inquired whether or not the form you have enclosed would be appropriate to authorize an exchange of information among certain listed agencies.

I believe that this form would not be an appropriate form to authorize such exchanges of information. Certain problems exist as to the departments listed being authorized to exchange information. For instance, South Carolina Code of Laws, 1962, as amended, Section 71-285 states:

It shall be unlawful, except for purposes directly connected with the administration of the vocational rehabilitation program, and in accordance with regulations, for any person to solicit, disclose, receive or make use of, or authorize, knowingly permit, participate in or acquiesce in the use of any list of, or names of, or any information concerning, persons applying for or receiving vocational rehabilitation, directly or indirectly derived from the records, papers, files, communications of the State or subdivisions or agencies thereof, or acquired in the course of the performance of official duties without the written consent of each such applicant and recipient. The records, papers, files and communications shall be regarded as confidential information and privileged.

If further assistance is required in this matter, you may wish to contact your county attorney.

Very truly yours,

Treva G. Ashworth
Assistant Attorney General

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