

1975 WL 29428 (S.C.A.G.)

Office of the Attorney General

State of South Carolina

January 27, 1975

*1 Mr. Theodore B. Guerard
Attorney
The College of Charleston Foundation
Charleston, South Carolina 29401

Dear Mr. Guerard:

You have requested an opinion from this office as to whether or not The College of Charleston Foundation is subject to housing relocating payments pursuant to Sections 25-181, et seq., of the South Carolina Code of Laws, 1962, as amended.

Briefly, Section 25-181 of the Code places the obligations imposed by Public Law 91-646 (the Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970, providing for, inter alia, the payment of various expenses of persons displaced from their homes, businesses or farms by federal and federally assisted programs) upon: State agencies and instrumentalities and political subdivisions and local government agencies and instrumentalities involved in such programs . . .

You have related that The College of Charleston Foundation is a private, eleemosynary corporation chartered under the laws of South Carolina. As such, it does not come within the purview of the relocation assistance act and, therefore, is not responsible for any housing relocation payments.

With kindest regards,

Karen LeCraft Henderson
Assistant Attorney General

P. S. Teddy,

I am enclosing a copy of a previous opinion written to Mr. Friar concerning the College's responsibility for relocation payments.

KLR

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