

1975 WL 29537 (S.C.A.G.)

Office of the Attorney General

State of South Carolina

February 26, 1975

*1 Mrs. G. D. Tuggle
Route 4 Box 189-C
Sumter, SC 29150

Dear Mrs. Tuggle:

Your letter of February 13, 1975, has been referred to me for reply. It is the policy of many banks in this State to make service charges on accounts which have been inactive for a period of 12 months. Section 57-240.33, South Carolina Code of Laws (1962), provides:

All service charges on accounts in banks must be uniform within classes for all accounts, including those which would be deemed inactive pursuant to this chapter. No service charges in excess of one dollar and fifty cents annually may be made on accounts which have been determined to be inactive for a period of twelve months.

Any withdrawal or deposit, including the posting of interest earned during a twelve-month period would be considered 'activity' within the meaning of this provision. You did not state in your letter the amount that your account was charged; however, the statute limits the service charge to \$1.50 during a period of 12 months.

With cordial best wishes, I remain
Very truly yours,

Richard B. Kale, Jr.
Assistant Attorney General

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