

1975 WL 29185 (S.C.A.G.)

Office of the Attorney General

State of South Carolina

November 18, 1975

*1 Roy McBee Smith, Esquire
County Attorney
P. O. Box 5306
Spartanburg, South Carolina 29301

Dear Mr. Smith:

You have requested an opinion as to the authority of the Spartanburg County Commission to establish by county ordinance a law enforcement administrative officer who is to have the duties specified in that ordinance. I have reviewed all of the documents you included with your request and based upon that review, it is my opinion that the Spartanburg County Commission does have the authority to appoint such an officer. Moreover, I agree with you that the ordinance does not violate any State constitutional provisions or the provisions of any general or special statute; further, I think that the County Commission may require that law enforcement personnel meet reasonable personnel standards and qualifications and that the ordinance would prohibit the sheriff from discharging law enforcement personnel without affording such personnel the benefit of the County grievance procedures.

I enclose herewith the documents which you included with your letter.

With kindest regards,

Karen LeCraft Henderson
Assistant Attorney General

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