

1973 WL 26664 (S.C.A.G.)

Office of the Attorney General

State of South Carolina

March 15, 1973

***1 Re: 242—Public Service Authority**

Mr. Wallace S. Murphy
General Counsel
South Carolina Public Service Authority
P. O. Box 398
Moncks Corner, South Carolina 29461

Dear Mr. Murphy:

As General Counsel for the South Carolina Public Service Authority, you have requested that we advise you ‘as to the right of a member of the South Carolina General Assembly, by virtue of such membership, to enter upon and into Authority-owned lands and buildings.’

While there are certain privileges and exemptions granted to members of the General Assembly [see, 49 Am. Jur. States, Territories, and Dependencies § 45 at 261; see also, S.C. CONST. Art. III, § 14], the latter have not been extended the privileges either by constitutional provision or by statute to enter at will upon and into all lands and buildings that are owned by the Authority. Except while bona fide engaged in activities directly related to legitimate subjects of legislation concerning the Authority, therefore, a legislator, in our view, occupies a position which is no different from that of anyone else who has no direct business with the Authority. He is subject to the same reasonable restriction regarding the use of and entry upon and into Authority-owned lands and buildings.

Sincerely,

C. Tolbert Goolsby, Jr.
Deputy Attorney General

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