

1973 WL 27052 (S.C.A.G.)

Office of the Attorney General

State of South Carolina

June 25, 1973

***1 re: S.649—To Provide for Furloughs for Certain Prisoners Serving on the Dorchester County Public Works and to Provide Penalties.**

The Honorable John C. West
Governor of South Carolina
State House
Columbia, South Carolina 29201

Dear Governor West:

You have inquired as to the validity of S.649 which would have the effect of permitting the release of prisoners in Dorchester County under certain conditions. These conditions include release for the purpose of obtaining medical services, for participating in training programs, to visit or attend funerals of designated relations, and for the purpose of obtaining employment or to secure living quarters when released by discharge or parole.

Irrespective of the worthwhile intent of this type of legislation, it is my opinion that it is violative of the prohibition of the local government amendment of the State Constitution which prohibits the enactment of special laws for any county. In my opinion, it is similarly violative of Article 3, Section 34, which prohibits the enactment of a special law when a general law can be made applicable.

Very truly yours,

Daniel R. McLeod
Attorney General

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