

The State of South Carolina



Office of the Attorney General

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ATTORNEY GENERAL

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July 25, 1988

Dr. Floride M. Martin
Educational Consultant
Clarendon School District One
P. O. Box 36
Summerton, South Carolina 29148-0038

Dear Dr. Martin:

You have requested the advice of this Office as to the transfer of students from the school district in which they reside to an adjacent school district without a release from their school district of residence. Enclosed is a copy of §§59-63-490 through 59-63-520 concerning the transfer of students to adjacent school districts. Section 59-63-500 addresses transfers without the consent of the school district of residence.

I believe that these statutes will provide the information that you need; however, I express no opinion as to the application of these statutes to particular students in your area as this Office cannot address factual questions within the scope of opinions. Ops. Atty Gen., (December 12, 1983). In addition, I have not seen a copy of the Federal Court order concerning school attendance in Clarendon County that was referenced in correspondence attached to your letter, and therefore, do not know what impact, if any, that order would have on this matter.

If you need additional information, please let me know.

Yours very truly,

J. Emory Smith, Jr.
Assistant Attorney General

JESJR/srcj
Enclosure

REVIEWED AND APPROVED BY:

Robert D. Cook
Executive Assistant for Opinions