

1983 WL 181985 (S.C.A.G.)

Office of the Attorney General

State of South Carolina

August 31, 1983

*1 Victor S. Evans, Esquire
Legal Department
South Carolina Department of Highways and Public Transportation
955 Park Street
Columbia, South Carolina 29202

Dear Vic:

You have asked for our interpretation of the meaning of the exemptions set out in the State Consolidated Procurement Code at § 11-35-710, Code of Laws of South Carolina, 1976, (as amended). As I advised you, we have not yet completed our research as to the extent of the exemptions provided. However, it is clear to us that, at a minimum, the exemptions would permit the agency involved to procure the exempted item or items itself without going through the Chief Procurement Officer at General Services. This opinion does not address specifically what items might be included with or excluded from the exemption afforded the Department of Highways and Public Transportation. § 11-35-710(a), *supra*. Nor does it address the question as to whether the exemption applies to the procurement procedures set forth in the Code. Nonetheless, the exempted items may be procured by the agency involved without going through the Chief Procurement Officer.

Sincerely yours,

David C. Eckstrom
Assistant Attorney General

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