

1981 WL 158036 (S.C.A.G.)

Office of the Attorney General

State of South Carolina

November 4, 1981

***1 Re: New Charitable Deductions Law, Act 149 of 1981**

Dr. William S. Hall
State Commissioner of Mental Health
South Carolina Department of Mental Health
P. O. Box 485
2414 Bull Street
Columbia, South Carolina 29202

Dear Dr. Hall:

You have inquired as to whether the Department of Mental Health must treat each United Way organization that has been certified by the Secretary of State for payroll deductions as separate organizations for purposes of meeting the ten (10%) percent of employees or two hundred (200) employees requirement of Section 8-11-93. It is the opinion of this office that each individual organization that is separately certified by the Secretary of State must meet this requirement. Therefore, in this instance, each United Way organization will have to obtain written authorizations to deduct contributions from ten (10%) percent of the employees of the Department of Mental Health or two hundred (200) employees, which ever shall be the lesser.

Very truly yours,

Richard B. Kale, Jr.
Senior Assistant Attorney General

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