

1976 S.C. Op. Atty. Gen. 316 (S.C.A.G.), 1976 S.C. Op. Atty. Gen. No. 4457, 1976 WL 23074

Office of the Attorney General

State of South Carolina

Opinion No. 4457

September 20, 1976

***1 RE: Chester County Commission on Alcohol and Drug Abuse**

Purvis W. Collins, Director
Director
South Carolina Retirement System
Bankers Trust Tower
P. O. Box 11960
Columbia, South Carolina 29211

Dear Mr. Collins:

You have inquired as to whether the Chester County Commission on Alcohol and Drug Abuse should be considered a political subdivision of the State for purposes of social security coverage by the Retirement System.

The Chester County Commission on Alcohol and Drug Abuse was created by 1974 Acts 3238, No. 1382. The Act provides for the appointment of five commissioners with specified terms. It goes on to designate the Commission a body corporate and politic which may exercise and enjoy all rights and privileges as such. The Commission is given the power to acquire lands or other interests, prescribe rules and regulations, and employ such personnel as may be required. As such, it would be my opinion that the Commission is a political subdivision as that term is used at Section 61-221 subsection 6. The Commission is a political subdivision created by act of the General Assembly and as such is legally separate and distinct from any other subdivision. Additionally, its employees are employees of the Commission and not of another subdivision.

It appears that the Chester County Commission on Alcohol and Drug Abuse is entitled to social security coverage through the South Carolina Retirement System.

With kindest regards, I am
Very truly yours,

Cameron B. Littlejohn, Jr.
Staff Attorney

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