

1976 WL 30883 (S.C.A.G.)

Office of the Attorney General

State of South Carolina

December 3, 1976

*1 Mr. Purvis W. Collins
Director
South Carolina Retirement System
Post Office Box 11960
Columbia, SC 29211

Dear Mr. Collins:

You have requested an opinion as to the legal status of the Broad Creek Public Service District and whether it is an 'employer' within the meaning of South Carolina Code of Laws, Section 61-1(5).

The Commission was created by the General Assembly in Act No. 1739 of 1972 which was amended by Act No. 575 of 1973. Its members are appointed by the Governor and its function is the acquisition, construction and operation of water and sewer services within the District. The District has been vested with the powers to enter into contracts, make binding agreements, and generally take such actions in its name as are necessary to accomplish the purposes described in Section 1 of the Act.

On the basis of the foregoing, it is the opinion of this Office that the Broad Creek Public Service District is a political subdivision of the State and an 'employer' within the meaning of Code Section 61-1(5).

Sincerely yours,

Kenneth P. Woodington
Assistant Attorney General

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