

1976 WL 30888 (S.C.A.G.)

Office of the Attorney General

State of South Carolina

December 6, 1976

\*1 Honorable Thomas E. Smith, Jr.  
Senator  
Florence, Marion, Horry & Williamsburg Counties  
100 Walnut Street  
Pamplico, South Carolina 29583

Dear Senator Smith:

You have requested an opinion from this Office as to whether or not the Florence County Legislative Delegation can introduce and enact local legislation amending the Act which created the Florence County Fire District and certain sub-districts. In my opinion, the General Assembly has vested the power to alter the service areas of, as well as the taxing and bonding authority of special purpose districts in the county governing body wherein the district is located. Act No. 926 of 1974 [58 STAT. 2018 (1974)] authorizes the governing bodies of all counties wherein exist special purpose districts created on or before March 7, 1973, to, inter alia, alter the boundaries thereof. The Florence County Fire District was created in 1972 [57 STAT. 3613 (1972)] so it falls within the purview of Act No. 926. See also, 58 STAT. 2787 (1974). Act No. 926 also authorizes county governing bodies to empower special purpose district boards and commissions to issue general obligation bonds and to pledge the taxing power of the district for the payment thereof.

With kind regards,

Karen LeCraft Henderson  
Assistant Attorney General

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