

1974 WL 28099 (S.C.A.G.)

Office of the Attorney General

State of South Carolina

May 9, 1974

***1 Re: Waiver of Fees and Cost in Divorce Action**

Honorable Nildred R. Harmon
Clerk of Court
Newberry County Courthouse
Newberry, South Carolina

Dear Ms. Harmon:

You have requested information in your letter of April 23, 1974, as to the Circuit Judge's authority to waive payment of the recording fee in a divorce suit and the Sheriff's fee for service. I am enclosing a copy of Act Number 1476 of 1972 which permits waiver of costs and fees in a divorce action in York County. Absent statutory authority, there does not appear to be any decisional authority in South Carolina for waiving fees and costs set by statute.

Please do not hesitate to contact us, if we can be of further assistance.

Yours sincerely,

Raymond G. Halford
Assistant Attorney General

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