

1974 S.C. Op. Atty. Gen. 311 (S.C.A.G.), 1974 S.C. Op. Atty. Gen. No. 3881, 1974 WL 21379

Office of the Attorney General

State of South Carolina

Opinion No. 3881

November 4, 1974

**\*1 Re: Negotiation of Contracts required to be let pursuant to Section 1-466, Code of Laws of South Carolina, 1962**

Mr. William R. Jennings  
Department of Parks, Recreation and Tourism  
P. O. Box 1358  
Columbia, South Carolina 29202

Dear Buddy:

You have requested an opinion from this office as to whether or not you can negotiate with general contractors for the building of four (4) dwellings for park rangers at South Carolina State Parks. On three occasions PRT has invited competitive bidding as required by Section 1-466, Code of Laws of South Carolina, 1962, and none of the instances has any contractor bid on these projects.

In inviting bids on three separate occasions PRT has fulfilled that part of the statute requiring that competitive bids be invited. The statute is silent as to the course to be taken when no contractor bids on the project. As a practical approach, it seems the only thing to do is to negotiate contracts with general contractors. However, since the statute is silent as to what to do when there are no bidders, this office feels that you should seek approval of the State Budget and Control Board for such a course of action.

Yours very truly,

M. Elizabeth Crum  
Assistant Attorney General

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