

Library 6/65/674



The State of South Carolina
OFFICE OF THE ATTORNEY GENERAL

CHARLIE CONDON
ATTORNEY GENERAL

August 5, 1999

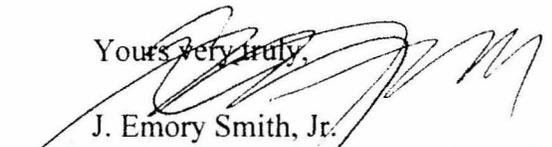
Mr. Roger D. Meek
Chairman, Board of Trustees of
School District of Greenville County
6 South Valley Lane
Greenville, SC 29611

Dear Mr. Meek:

You have asked whether you, as Chairman, the Superintendent of Education of Greenville County and an executive officer of the Greenville Higher Education Center Advisory Council serve ex officio as members of the Greenville County Commission for Technical Education. Under Act No. 599, 1992 S.C. Acts 3631, these positions are expressly deemed ex officio. Under prior opinions of this Office ex officio positions such as these do count toward a quorum and carry the right to vote unless the pertinent statute states otherwise. *Ops. Atty. Gen. (March 10, 1995)*. Act 599 contains no limitation on such matters. Therefore, the presence of the Chairman of the Board and Superintendent of the School District and the Council officer should count toward a quorum, and they should have the right to vote.

This letter is an informal opinion. It has been written by the designated Assistant Deputy Attorney General and represents the opinion of the undersigned attorney as to the specific questions asked. It has not, however, been personally reviewed by the Attorney General nor officially published in the manner of a formal opinion.

If you have further questions, please let me know.

Yours very truly,

J. Emory Smith, Jr.
Assistant Deputy Attorney General