

1981 WL 157900 (S.C.A.G.)

Office of the Attorney General

State of South Carolina

August 5, 1981

\*1 Honorable Archibald H. Buchan  
Member  
South Carolina House of Representatives  
Post Office Box 11867  
Columbia, South Carolina 29211

Dear Representative Buchan:

You have recently requested an opinion from this office as to whether a person may serve as County Magistrate and also be appointed to the County Board of Education. Enclosed please find opinions issued by this office dated October 16, 1980 and October 23, 1967, indicating that each of these positions constitutes an office. Accordingly, one could not hold both positions simultaneously without violating [Section 2 of Article 2 of the South Carolina Constitution](#), prohibiting dual office holding.

I trust this answers your question. Please do not hesitate to contact me if you need further assistance.

Very truly yours,

James W. Johnson, Jr.  
Assistant Attorney General

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