

1976 WL 30665 (S.C.A.G.)

Office of the Attorney General

State of South Carolina

February 13, 1976

\*1 Mr. James Swan  
Director  
Pickens County Library  
110 West First Avenue  
Easley, South Carolina 29640

Dear Mr. Swan:

You have inquired of this Office as to the legality of a member of the Pickens County Council being employed as the principal of a local junior high school.

Article XVII, Section 1A of the CONSTITUTION OF THE STATE OF SOUTH CAROLINA, 1895, as amended, provides in part:

[N]o person shall hold two offices of honor or profit at the same time.

Although membership on a county governing body is clearly an office, the position of principal of a school would be employment rather than office holding and would not invoke the prohibition against dual office holding found in Article XVII, Section 1A.

Neither would the holding of these two positions by a single individual give rise to a conflict of interest since school teachers and principals are employees of the school district rather than employees of the county.

See Op. Att'y. Gen. April 23, 1966; February 23, 1972; and February 29, 1972.

With warm regards, I am,  
Yours truly,

Karen LeCraft Henderson  
Assistant Attorney General

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