

1972 WL 25273 (S.C.A.G.)

Office of the Attorney General

State of South Carolina

April 14, 1972

**\*1 Re: No. 256—Schools**

Mr. William F. Quinby  
Executive Vice President  
Eagle Aviation, Inc.  
Columbia Metropolitan Airport  
West Columbia, South Carolina 29169

Mr. Fred C. Begy  
Chief of Operations  
Eagle Aviation, Inc.  
Aiken Municipal Airport  
Aiken, South Carolina 29801

Gentlemen:

The Department of Education has taken the position that Eagle Aviation, Inc., which operates flight schools and offers courses of instruction leading to commercial pilot's licenses, is subject to the proprietary school act. See 57 STAT. Act No. 405 at 539 (1971). In South Carolina, a proprietary school may not be operated unless a license has been obtained from the State Superintendent of Education. Id. § 4 at 541. Any person who operates a proprietary school in violation of § 4 is guilty of a misdemeanor and upon conviction shall be fined not more than \$100.00 or imprisoned for not more than thirty days; each day's violation shall constitute a separate offense. Id. § 5 at 543. We suggest that Eagle Aviation, Inc., obtain the necessary license.

Sincerely,

C. Tolbert Goolsby, Jr.  
Deputy Attorney General

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