

1972 WL 25324 (S.C.A.G.)

Office of the Attorney General

State of South Carolina

May 24, 1972

***1 Re: Magistrate's Constable and State Constable**

The Honorable J. P. Strom
Chief
South Carolina Law Enforcement Division
Post Office Box 1166
Columbia, South Carolina 29202

Dear Chief Strom:

Your letter of May 22, 1972, inquires whether a magistrate's constable may be commissioned as a State constable without compensation without violating the dual officeholding provision of the State Constitution.

While the matter is somewhat unclear, it is my opinion that each of these positions is an office and that they may not be held at the same time by the same person without violating the constitutional provision referred to.

Very truly yours,

Daniel R. McLeod
Attorney General

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