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The State of South Carolina  
OFFICE OF THE ATTORNEY GENERAL

CHARLIE CONDON  
ATTORNEY GENERAL

July 1, 1999

The Honorable Herbert Kirsh  
Member, House of Representatives  
Box 31  
Clover, SC 29710

Dear Representative Kirsh:

You have requested that we advise you as to whether a school district board of trustees may permit the free attendance at its schools of the children of a teacher when the teacher and the children reside out-of state. Enclosed is a previous opinion of this Office which concludes that out-of state children must pay the entire cost of their education. *Ops. Atty. Gen. (December 7, 1982)*. I have located no exception to this conclusion for an out-of-state student on the basis that the student's parent is a teacher.

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

CC: The Honorable Herbert Kirsh  
532-A Blatt Building

REQUEST LETTER