

1981 WL 157956 (S.C.A.G.)

Office of the Attorney General

State of South Carolina

September 8, 1981

*1 Honorable John T. Campbell
Secretary of State
Post Office Box 11350
Columbia, South Carolina 29211

Dear Mr. Campbell:

Mr. Evans has referred your recent letter to me for reply. You have forwarded to our Office a letter addressed to you from Mr. Woods and have requested our assistance in answering the questions he has raised.

Mr. Woods' letter states that he has a business called Handyman Exchange, Inc. This business seeks to place primarily part-time workers; however, he states that they will also place individuals in full time jobs if they apply. Handyman charges a two dollar registration fee and the employer pays Handyman if an agreement is reached. Mr. Woods has inquired if his business falls within the provisions of the recently enacted Employment Agency Act.

I have talked to Bill Simpson of this Office who works with personnel matters and he agrees that if Mr. Woods places people in permanent positions, he would come under the provisions of this Act. The Act specifically does not apply to temporary help services, of which his business appears primarily to consist; however, since he will place some permanent positions his business would not be exempt from this Act.

It may be that his business could be divided into two parts, one for part-time, temporary help which would be exempt from this Act and another that is permanent placement and would be covered by this Act.

I believe it would be advisable for him to consult his own attorney concerning the applicability of this Act to his company.
Sincerely,

Treva G. Ashworth
Senior Assistant Attorney General

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