

1982 WL 189361 (S.C.A.G.)

Office of the Attorney General

State of South Carolina

July 12, 1982

*1 The Honorable Tobias Gadson, Sr.
Member
House of Representatives
162 Spring Street
Charleston, South Carolina 29403

Dear Representative Gadson:

You have requested the opinion of this Office on the question of whether it is permissible for a teacher residing in Charleston County, but teaching in Berkeley County, to serve on the Charleston County School Board. The only prohibition of which I am aware regarding teachers serving as school trustees is found in [§ 59-19-300 of the Code of Laws of South Carolina \(1976\)](#), as amended. That statute makes it unlawful for a school trustee to receive pay as a teacher in a public school located in the same school district in which he or she serves as a trustee. The apparent rationale behind such a provision is to avoid conflict of interest problems from arising in the Board's decisions that affect teachers in its district. This problem would not occur if the teacher taught in a different district from the one in which he or she served as a trustee.

Therefore, it is the opinion of this Office that a teacher residing in Charleston County but teaching in Berkeley County may serve on the Charleston County School Board.

Very truly yours,

Helen T. Zeigler
State Attorney

1982 WL 189361 (S.C.A.G.)

End of Document

© 2015 Thomson Reuters. No claim to original U.S. Government Works.