

1981 S.C. Op. Atty. Gen. 113 (S.C.A.G.), 1981 S.C. Op. Atty. Gen. No. 81-88, 1981 WL 96614

Office of the Attorney General

State of South Carolina

Opinion No. 81-88

October 27, 1981

\*1 The Honorable Richard W. Riley  
Governor  
Post Office Box 11450  
Columbia, South Carolina 29211

Dear Governor Riley:

Your letter of October 26, 1981, forwards a copy of the indictment charging Walter B. Wall, Jr., a member of the Dorchester County Council, with the offense of Assault and Battery with Intent to Kill and Carrying a Pistol. You inquire if these offenses involve moral turpitude.

I advise that the offense of Assault and Battery with Intent to Kill is an offense involving moral turpitude within the meaning of [Article VI, Section 8, of the Constitution of this State](#), which authorizes the Governor to suspend an officer of the State or its political subdivisions who has been indicted for a crime involving moral turpitude.

The basis upon which this conclusion rests is [State v. Spinks](#), in which the Court impliedly recognized this offense as moral turpitude, and the dissenting opinion of which specifically so held. The dissenting opinion is in accordance with the majority of the jurisdictions throughout the country.

Very truly yours,

Daniel R. McLeod  
Attorney General

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