

1981 WL 157995 (S.C.A.G.)

Office of the Attorney General

State of South Carolina

September 30, 1981

*1 The Honorable Francis K. Sullivan
Executive Secretary
Office of the Charleston County Legislative Delegation
Post Office Box 487
Charleston, South Carolina

Dear Mr. Sullivan:

On behalf of Representative D. N. Holt, Jr., you have requested the opinion of this office as to whether a member of one of the constituent school boards of trustees for the Charleston County School District may continue to serve in that position if he is elected to a city council. Our previous opinions concerning positions on city councils and boards of school trustees make clear that a person's simultaneously serving in both of those capacities would constitute dual office-holding in violation of Articles VI § 3 and XVII § 1A of the Constitution of South Carolina (1895). See 1976 Ops. Att'y Gen., No's. 4293 and 4490.

If we may be of further assistance to you, please let us know.

Yours very truly,

J. Emory Smith, Jr.
Assistant Attorney General

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