

1980 WL 120715 (S.C.A.G.)

Office of the Attorney General

State of South Carolina

June 13, 1980

\*1 Sheriff Larry D. Smith  
Spartanburg County Sheriff Department  
Spartanburg County Courthouse  
Spartanburg, South Carolina 29301

Dear Sheriff Smith:

In response to your request for an opinion from this Office as to your authority to continue to pay one of your deputies who has been temporarily suspended upon having been indicted, my opinion is that you are authorized to continue to pay that deputy. If, however, Spartanburg County has adopted personnel policies and procedures pursuant to [Section 4-9-30\(7\), CODE OF LAWS OF SOUTH CAROLINA](#), 1976, as amended, which provide that a county employee who is temporarily suspended from county employment upon indictment is not to receive his regular salary, then those policies and procedures are expressly applicable to 'all county employees,' including your deputies.

With kind regards,

Karen LeCraft Henderson  
Senior Assistant Attorney General

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