

1980 WL 120785 (S.C.A.G.)

Office of the Attorney General

State of South Carolina

July 24, 1980

*1 Mr. William D. Byars
Administrator
Town of Blacksburg
P. O. Box 487
Blacksburg, SC 29702

Dear Mr. Byars:

You have requested an opinion from this office as to whether an Assistant Solicitor who is also a City Recorder violates the dual office-holding provision of the [South Carolina Constitution, Article VI, Section 3](#) of the South Carolina Constitution provides that 'No person shall hold two offices of honor or profit at the same time . . .'

It has previously been the opinion of this office that the positions of Assistant Solicitor and City Recorder are 'offices' under the meaning of [Article VI, Section 3](#); See Op. Att'y. Gen. June 19, 1975; Op. Att'y. Gen. June 20, 1973; Op. Att'y. Gen. May 5, 1977; and 1956 Op. Att'y. Gen. 100; attached herewith. Accordingly, it is the opinion of this office that a person could not concurrently hold positions as Assistant Solicitor and City Recorder without being in violation of the South Carolina Constitution.

I trust this answers your question. Please do not hesitate to contact me if you need further assistance.

Very truly yours,

James W. Johnson, Jr.
Assistant Attorney General

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