

1977 WL 37310 (S.C.A.G.)

Office of the Attorney General

State of South Carolina

April 14, 1977

*1 Honorable Lee S. Bowers
Hampton County Magistrate
P. O. Box 95
Estill, SC 29918

Dear Magistrate Bowers:

Your request for an opinion on dual office holding has been referred to me for reply. The positions of Mayor, Councilman, and Policeman have consistently been considered offices by this Office as that term is used in the South Carolina Constitution and defined in [Sanders v. Belue](#), 78 S.C. 171, 58 S.E. 762. Therefore, a Councilman or a Mayor may not hold the position of a Policeman without violating the dual office holding prohibition. Enclosed are two opinions of this Office on this question.

Sincerely yours,

Richard D. Bybee
Legal Assistant

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