

1978 WL 34633 (S.C.A.G.)

Office of the Attorney General

State of South Carolina

January 3, 1978

\*1 The Honorable Joseph H. Schultz  
Chief of Police  
Town of Williston  
P. O. Box 414  
Williston, SC 29853

Dear Chief Schultz:

Your recent letter to Attorney General McLeod concerning dual office holding has been referred to me for reply. You have asked if the same individual may serve as a State Constable (paid) and a Municipal Recorder at the same time.

I am enclosing two (2) prior Opinions of this Office, Opinion No. 4029, dated May 13, 1975, and Opinion No. 3778, dated May 14, 1974. You will note from these Opinions that this Office has previously determined that both the position of Municipal Recorder and State Constable constitute offices in the constitutional sense. Therefore, the same individual could not simultaneously serve as a State Constable and a Municipal Recorder, without violating the State's constitutional restrictions on dual office holding.

I hope this information will be helpful to you.

Sincerely,

George C. Beighley  
Assistant Attorney General

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