

1979 WL 43526 (S.C.A.G.)

Office of the Attorney General

State of South Carolina

August 16, 1979

***1 RE: Opinion Request**

Ms. Dorothy A. Manigault
Executive Assistant for Legal Affairs
Office of the Governor
P. O. Box 11450
Columbia, South Carolina 29211

Dear Ms. Manigault:

You recently asked what the effect would be if a member of the Basic Skills Advisory Commission appointed from one Congressional District moved to another Congressional District.

As you know, the Basic Skills Advisory Commission was created by Act No. 631 of 1978. The Commission is composed of fifteen members, including the Chairman of the Senate Education Committee and the House Education and Public Works Committee. Additionally, the State Superintendent of Education appoints six members, one from each Congressional District, and the Governor appoints seven members, one from each Congressional District and one at large.

Since the Act specifically states that the Superintendent of Education and the Governor shall both appoint one member from each Congressional District, this in effect becomes a residency requirement. If a member of the Commission appointed from one Congressional District moves into another Congressional District, he would no longer meet the residency requirement, and would become ineligible to serve on the Commission.

If you have any questions, please do not hesitate to contact me.

With kind regards, I am
Sincerely,

James W. Johnson, Jr.
Assistant Attorney General

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