

1975 WL 29299 (S.C.A.G.)

Office of the Attorney General

State of South Carolina

September 30, 1975

*1 Mr. James P. Sloan
103 West Maple Street
Clinton, South Carolina 29325

Dear Jim:

Thank you for your letter of September 27 concerning your occupancy of certain positions and inquiring if any of these constitute a violation of the dual officeholding provisions of the State Constitution.

As Chairman of the Laurens County Election Commission, you undoubtedly hold an office and you cannot occupy that office while at the same time occupying the membership upon the Board of Trustees of John de la Howe School, which also constitutes an office. The remaining positions will require further study which I will undertake.

If a person is holding an office and occupies another office, this has the effect of vacating the first office. At the same time, an individual is required to continue until his successor in the first office has been elected and has qualified, and the acts which he performs while in a dual officeholding capacity are valid.

Please let me know the dates on which you took each of the positions you mention and, from that, I will have a better method of judging it.

I would also like to have you contact the City Attorney and ask him if he can give me the basis for the creation of the Clinton City Employee Appeal Board and the Clinton City American Revolution Bicentennial Committee.

With best wishes,
Cordially,

Daniel R. McLeod
Attorney General

1975 WL 29299 (S.C.A.G.)

End of Document

© 2018 Thomson Reuters. No claim to original U.S. Government Works.