

1974 WL 27619 (S.C.A.G.)

Office of the Attorney General

State of South Carolina

January 31, 1974

\*1 Mr. R. Markley Dennis  
County Attorney  
Messrs. Dennis & Dennis  
Attorneys at Law  
337 E. Main Street  
Moncks Corner, South Carolina 29461

Dear Markley:

In confirmation of our recent telephone conversation, I advise that, in my opinion, conservation officers occupy the status of constables pursuant to the provisions of Section 28-140, Code of Laws, 1962. As such, they most probably come within the scope of Section 43-318, which specifies that constables 'shall be officers of the court.' The constable referred to in Section 43-318 is probably also a magistrate's constable, but I do not think that it is necessarily the exclusive meaning of 'constable' as used in the statute. I doubt very seriously, therefore, if a game warden can serve as bond in a criminal case.

With best wishes,  
Very truly yours,

Daniel R. McLeod  
Attorney General

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