

1973 WL 27681 (S.C.A.G.)

Office of the Attorney General

State of South Carolina

April 2, 1973

**\*1 Re: No. 267—Schools—Teachers No. 269—Schools—Trustees**

Carl L. Holloway, Jr.  
Office of Research  
Legal Affairs  
S. C. Dept. of Education  
1202 Rutledge Building  
Columbia, South Carolina

Dear Mr. Holloway:

You requested an opinion on the following question, 'Can the teacher be denied the right to offer himself for election to the position of district trustee on the basis that his employment was that of a teacher in the district?' My reply is that being a teacher does not disqualify a person for offering for nomination or even being elected to the position of trustee. Section 21-240 specifically states: 'It shall be unlawful for a school trustee to receive pay as a teacher of a free public school.' This Section certainly implies that a teacher can even continue to teach after elected, provided he receives no pay as a teacher.

Please contact me if I can provide any further assistance.

Sincerely,

Hardwick Stuart, Jr.  
Assistant Attorney General

1973 WL 27681 (S.C.A.G.)

---

End of Document

© 2020 Thomson Reuters. No claim to original U.S. Government Works.