

1973 WL 26822 (S.C.A.G.)

Office of the Attorney General

State of South Carolina

July 20, 1973

*1 Mr. Lewis E. Hill
Town Clerk
Town of Ravenel
Post Office Box 125
Ravenel, South Carolina 29470

Dear Mr. Hill:

You have inquired whether one who has been appointed to the position of Town Clerk may also be a magistrate's constable without violating the dual officeholding provisions of the State Constitution.

This Office has long held that a magistrate's constable holds an 'office' within the meaning of the State's dual officeholding provision. Whether or not a town clerk is an officer depends upon the duties of the position as set forth in the town ordinances. We cannot give you an opinion without this information.

Yours very truly,

Joseph C. Coleman
Deputy Attorney General

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