

1973 WL 26996 (S.C.A.G.)

Office of the Attorney General

State of South Carolina

December 7, 1973

**\*1 re: Bill No. S. 311-A Bill to Regulate the Private Detective and Private Security Business**

Mr. Donnie B. Stowe  
Industrial Security Detective Agency, Inc.  
312 Church Court  
Greensboro, North Carolina

Dear Mr. Stowe:

You have requested that this Office advise you as to whether any provision of the above-captioned act would apply to an out-of-state agency that enters South Carolina on a temporary basis for the purpose of conducting an investigation for a North Carolina firm or for the purpose of conducting an investigation for a South Carolina firm at their invitation.

It is the opinion of this Office that the provisions of this act would apply to a North Carolina Agency which engages in the 'private detective business' as outlined in Section 2 of the Bill. I call your attention to Section 5 et. seq., of the Bill which outlines the application procedure to be followed in obtaining the license required before engaging in a private detective business within this state. Lt. William C. Barnes of the State Law Enforcement Division is in charge of this application procedure and may be contacted for the necessary forms.

You have further inquired as to whether any provision of this act would apply to a duly licensed polygraph examiner from North Carolina who entered South Carolina for the purpose of administering tests on behalf of a North Carolina firm. Although no provision of the above-captioned legislation would apply to a polygraph examiner, Section 56-1543.51, et. seq., Code of Laws of South Carolina (1972 supp.) a copy of which is enclosed for your convenience, applies to the regulation in licensing requirements of polygraph examiners who engage in such examinations in this State. Particular attention is called to Sections 56-1543.60 and 56-1543.61 dealing with non-resident applicants and the licensing of persons licensed under laws of another state. Desired information concerning application forms for this required license may be also obtained by contacting the South Carolina Law Enforcement Division.

For your convenience I have enclosed a copy of Bill No. S. 311 along with a copy of the pertinent law in regard to polygraph examiners. I trust that this will be sufficient answer to your inquiry. If we can be of further assistance, please do not hesitate to call or write.

Very truly yours,

H. Brent Fortson  
Staff Attorney

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