

1973 S.C. Op. Atty. Gen. 368 (S.C.A.G.), 1973 S.C. Op. Atty. Gen. No. 3676, 1973 WL 21127

Office of the Attorney General

State of South Carolina

Opinion No. 3676

December 20, 1973

***1 In Re: Calendar No. S311, a Bill to Regulate Private Detectives and Private Security Business**

Julian B. Salley, Jr., Esquire

Attorney at Law

111 Park Avenue, S.W.

Aiken, South Carolina 29801

Dear Mr. Salley:

You have requested that this Office advise you as to whether industrial constables, or industrial deputies, fall within the provisions of the above-captioned Act.

Sections 53–101 and 53–102, Code of Laws of South Carolina (1962), provide for the appointment of a deputy or deputies by the Sheriff where the management of the industrial corporation determines that it is in the best interest of the industrial community to have such special police supervision. Section 53–110, *supra*, further provides that in Aiken County deputies so appointed for industrial communities may also be commissioned by the sheriff of the county as regular deputy sheriffs.

It is the opinion of this Office that deputies appointed in accord with the applicable provisions of Section 53–101, *et seq.*, *supra*, would be excluded from the requirements of the above-captioned legislation dealing with the regulation of private detectives and private security businesses. It is felt that this special category of deputies or industrial constables was not anticipated in the drafting of the above Act and is not encompassed in the provisions thereof.

I trust that this will be sufficient response to your inquiry. If we can be of further assistance, please do not hesitate to call or write.

With best wishes for the Holiday Season, I am

Very truly yours,

H. Brent Fortson

Staff Attorney

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