

1972 WL 25201 (S.C.A.G.)

Office of the Attorney General

State of South Carolina

February 7, 1972

*1 Mrs. Vivian Bryant
514 Brooks Street
Abbeville, South Carolina 29620

Dear Mrs. Bryant:

Thank you for your letter of January 17, which I have just now had an opportunity to answer.

In reply thereto, I advise that the dual officeholding provisions of the State Constitution preclude a person from serving as an officer in a dual capacity. Whether the individual involved is an officer or employee is a matter which must be determined in each case. I suggest that you contact the City Attorney with respect to determining whether an individual holding office on that board is or is not an officer. I might point out that whether the individual is serving in a dual capacity or not does not affect the validity of his acts and doings while serving in such dual capacity.

Very truly yours,

Deniel R. McLeod
Attorney General

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