

1972 WL 25220 (S.C.A.G.)

Office of the Attorney General

State of South Carolina

February 23, 1972

\*1 Mr. William D. Leeke

Director

South Carolina Department of Corrections

Post Office Box 766

Columbia, South Carolina 29202

Dear Mr. Leeke:

I have received a copy of your letter of February 16, 1972, but do not have any record of the receipt of the original thereof. I am, therefore, responding to the copy in lieu of the original.

You inquire as to whether an employee of the Department is prohibited from being a candidate for the House of Representatives if he is paid through grants from the Law Enforcement Assistance administration of the Department of Justice.

In my opinion, this individual is thereby made subject to the Hatch Act and is prohibited from engaging in political activity.

So far as his constitutional right to be a candidate for a public office is concerned, I would refrain from expressing an opinion, in view of this individual's status with respect to the Hatch Act.

Very truly yours,

Daniel R. McLeod

Attorney General

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