

The State of South Carolina



Office of the Attorney General

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July 24, 1991

Barry N. Hickman, County Administrator
Lee County
Court House Square
Bishopville, South Carolina 29010

Dear Mr. Hickman:

In a letter to this Office you questioned whether the dual office prohibitions of the State Constitution would be violated if an individual served simultaneously as a member of city council and the Lee County Tax Appeals Committee.

This office has repeatedly advised that a member of city council would hold an office for dual office holding purposes. See: Opins. Atty. Gen. dated January 8, 1991, December 11, 1990 and August 6, 1990.

I am enclosing a copy of an opinion of this Office, Op. No. 85-121 dated October 21, 1985, which indicated that one who serves as a member of the Lee County Tax Appeals Board would hold an office for dual office holding purposes. I assume that such position is the same as that identified in your letter, the Lee County Tax Appeals Committee.

Therefore, an individual who would concurrently serve as a member of the Lee County Tax Appeals Board and as a member of city council would contravene the dual office holding prohibition of the State Constitution.

Mr. Hickman
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With kind regards, I am

Very truly yours,



Charles H. Richardson
Assistant Attorney General

CHR/an
Enclosure

REVIEWED AND APPROVED BY:



Robert D. Cook
Executive Assistant for Opinions