

1977 WL 37328 (S.C.A.G.)

Office of the Attorney General

State of South Carolina

May 3, 1977

*1 Neal Forney
Assistant Director
South Carolina Court Administration
South Carolina Supreme Court
Post Office Box 11788
Columbia, South Carolina 29211

Dear Mr. Forney:

Your request for an opinion on dual office holding has been referred to me for reply. You have asked whether a Magistrate can also be the Executive Director of the Edgefield County Senior Citizens Council without violating the dual office holding prohibition of the South Carolina Constitution. The Secretary of State's Office has informed me that the Council is an eleemosynary corporation organized under South Carolina Code of Laws, Section 67-91, et seq., (Cum. Supp. 1975). This Office, in a previous opinion, has ruled that the status of an office of such a corporation would not conflict with the dual office holding prohibition of the State Constitution. 1961 Op. Att'y. Gen. 281 (No. 1194).

If I can be of any further assistance in this matter, please let me know.

Sincerely yours,

Richard D. Bybee
Legal Assistant

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