

1979 WL 42704 (S.C.A.G.)

Office of the Attorney General

State of South Carolina

August 29, 1979

***1 Re: Opinion Request Dated July 25, 1979**

The Honorable Coleman G. Poag
Senator
Senatorial District No. 6
Post Office Box 10067
Rock Hill, South Carolina 29730

Dear Senator Poag:

This correspondence is in reference to your letter dated July 25, 1979 requesting an opinion from this Office on whether an Assistant Superintendent of Schools could run for elective office and retain his position if elected to such office. More specifically, you asked if such circumstances would create a conflict of interest or be dual office holding.

With regard to the dual office holding issue, it will be necessary for you to inform me by which county and school district the Assistant Superintendent is employed. The information is important in that the answer to this particular question will depend largely on whether there are any local acts dealing with the Assistant Superintendent's position. Therefore, I would appreciate your forwarding me this information.

This Office is not in a position to respond to your question concerning a possible conflict of interest. Pursuant to [§ 8-13-120\(g\) of the Code](#), inquiries of this nature should be directed to Executive Director Gary Baker of the State Ethics Commission.

As soon as I receive the information requested herein, I will research the matter and issue an opinion as soon as possible.
Sincerely,

James M. Holly
State Attorney

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