

1978 WL 35047 (S.C.A.G.)

Office of the Attorney General

State of South Carolina

August 16, 1978

*1 Mr. Forest Kirby
P. O. Box 725
Aiken, SC 29801

Dear Mr. Kirby:

This letter is to confirm the conversation that we had at the Association of Counties meeting. You had asked if South Carolina Code of Laws, 1976, Section 4-9-100, of the home rule would prohibit a person from holding the position of county auditor and chairman of the local Republican Party.

[Section 7-9-100 of the 1976 Code of Laws of South Carolina](#) states in part that, 'No member of council, including supervisors, shall hold any other office of honor or profit in government, except military commissions and commissions as notaries public, during his elected term.' This statutory prohibition does not extend to county officers; however, even if it did, it would not prohibit holding a county office and an office in a political party.

Therefore, to confirm our previous conversation, the above-cited statute would not prohibit a person holding the office of auditor and chairman of the Republican Party.

Very truly yours,

Treva G. Ashworth
Assistant Attorney General

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