

1978 WL 35096 (S.C.A.G.)

Office of the Attorney General

State of South Carolina

September 5, 1978

*1 Honorable Harriet H. Keyserling
Member
House of Representatives
Beaufort County
Box 1108
Beaufort, South Carolina 29902

Dear Mrs. Keyserling:

I am enclosing herewith an opinion dated December 29 and issued by this Office (1969 Attorney General's Opinions 289). It deals with an act identified as Act No. 487 of 1967, which is now codified as [Section 6-7-140, Code of Laws, 1976](#). In this opinion, the view is expressed that membership upon the regional councils of government is not subject to the provisions of the dual officeholding article of the State Constitution.

The same organic Act of 1967 authorized the creation of local planning commissions. These planning commissions, just as the regional councils of government, serve as advisory and recommending bodies only and, in my view, membership upon such bodies will not preclude an individual from serving as an officer in another capacity.

My purpose in writing you is to apprise you of the position adopted in prior similar circumstances and to acquaint you with the opinion of this Office should the body to which you referred in your telephone conversation be created under the provisions of [Sections 6-7-320, et seq., of the 1976 Code of Laws](#). Should it be such a body, the dual officeholding provision, in my opinion, would not be effective.

Very truly yours,

Daniel R. McLeod
Attorney General

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