

1975 WL 29799 (S.C.A.G.)

Office of the Attorney General

State of South Carolina

May 12, 1975

\*1 Mr. Bobby M. Bowers  
Demographer  
Division of Research and Statistical Services  
Post Office Box 11038  
Columbia, South Carolina

Dear Mr. Bowers:

In response to your request concerning your occupancy of the position of member of a school district board of trustees and your position as Demographer in the office of the Budget and Control Board of South Carolina, I advise that your holding both of these positions will not violate the dual officeholding provisions of the State Constitution. As a Demographer, you act as an employee of the State of South Carolina, and not as an officer. You serve no fixed term, are not required to post bond, and your duties are not prescribed by law. In this capacity, you therefore serve as an employee only and there is no reason in law to prevent you from occupying an office at the same time, such as that of a member of a school district board of trustees.

With respect to the conflict of interest between the two, I am aware of no basis on which such a conclusion can be reached.

Very truly yours,

Daniel R. McLeod  
Attorney General

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