

NOTICE OF STATE CONSTABLE INELIGIBILITY

Please be advised that you **will not** be eligible to hold a State Constable's Commission if any of the following applies to you:

1. Law Enforcement Officers who presently are be commissioned under other existing State Statutes, such as Police Officers, Correction or Detention Officers, Jailers and Reserve Officers.
2. Employees of a county or municipality that have a need for law enforcement authority in their job. These persons should be commissioned through their respective county or municipality. Examples: litter officers, animal control officers, city or county security officers, solicitor investigators, etc.
3. Private Security and Detectives – owners and personnel. A State Constable's Commission cannot be used for private security work.
4. Bail bondsmen – (Prohibited by Section 38-53-190)
5. A State Constable's Commission cannot be used in any private endeavor to make a profit or collect debts. Therefore, any person engaging in the business of serving civil process, legal documents, etc., repossessing automobiles and/or collecting for finance companies, etc., must submit a statement along with their application certifying that they will not utilize the Commission in any way in connection with that business.
6. If you have a record during the past five (5) years for suspension of your driver's license as a result of driving under the influence of alcoholic beverages or dangerous drugs, or leaving the scene of an accident.
7. If you have a criminal record.
8. If you have any outstanding judgments against you.
9. Invalid reasons or insufficient need.
10. Renewal of commission may also be denied if valid complaints have been received against a State Constable.

FEE REQUIREMENT AND EXEMPTION

SECTION 1: Subsections (A) and (B) of Section 23-1-65 of the 1976 Code as added by Section 6, Part II, Permanent Provisions of Act 466 of 1982, are amended to read:

“(A) When making application for appointment, a non refundable fee of fifty dollars (\$50.00) is required of all state constables appointed pursuant to the provisions of Section 23-1-60. A fee of fifty dollars (\$50.00) must be paid with each renewal application. No fees are required of employees of the State or any political subdivision appointed in the line of duty, and no fees are required on initial or renewal applications of law enforcement officers who have retired honorably from service as a law enforcement officer. “Honorably” means that the officer was not under investigation or subject to any disciplinary proceedings at the time of retirement.”

“(B) The fee must be paid to the South Carolina Law Enforcement Division. The division shall remit quarterly these fees to the State Treasurer to be credited to the general fund of the State.”