

1976 WL 30747 (S.C.A.G.)

Office of the Attorney General

State of South Carolina

March 26, 1976

*1 Mr. Russell B. Shetterly
S. C. Association of Counties
1227 Main Street
Columbia, South Carolina 29201

Dear Mr. Shetterly:

Enclosed is a copy of this Office's opinion regarding the required contents of a petition submitted to the county election commission for its certification pursuant to Section 47-27 of Act No. 283 of 1975, the 'home rule' legislation. Inasmuch as Part II of the Act, entitled 'Municipal Government,' expressly requires that municipal elections are to be conducted pursuant to Title 20 of the Code except as otherwise specifically provided for therein [§ 47-90], and Part I of the Act, entitled 'County Government,' does not, I do not think that all of the requirements of Section 23-400.16.1 of the Code need be met in the case of the petition described in Section 14-3701(a) of the Act. Nevertheless, a petition which calls for a referendum as to a form of county government or a method of election, or both, pursuant to Section 14-3701(a) of the Act, must be able to be reasonable and easily certified by the county election commission and, consequently, should contain the name and address or the name and voter registration number, or ideally, both, of each signatory.

With kind regards,

Karen LeCraft Henderson
Assistant Attorney General

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