

1974 WL 28121 (S.C.A.G.)

Office of the Attorney General

State of South Carolina

November 20, 1974

*1 Mr. J. Allen Martin
Research Director
S. C. Republican Party
P. O. Box 5247
Columbia, South Carolina 29250

Dear Mr. Martin:

We are in receipt of your letter of November 14, 1974, in which you request an opinion from this office as to whether or not the decision reached at the Republican State Convention to nominate candidates by primary would be binding in regard to the special election to be held for State Senator. South Carolina Code of Laws, 1962, as amended, Section 23-264 states in part No convention shall make nominations for one or more offices at the convention and order primaries for other offices to be filled during the same election year. (emphasis added)

Following the reasoning of this statute once a political party chooses a method of nomination for the election, they must use this method for the entire election year. Therefore, it would be the opinion of this office that the primary method should be utilized for nominating candidates for State Senator.

Sincerely,

Treva Ashworth
Assistant Attorney General

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