

1974 WL 28023 (S.C.A.G.)

Office of the Attorney General

State of South Carolina

December 10, 1974

*1 Honorable M. E. McDonald
Chairman
Anderson County Delegation
Member
South Carolina State Senate
Route 2
Box 9
Iva, South Carolina 29655

Dear Senator McDonald:

Your letter of December 5, 1974, requests the opinion of this Office as to the number of Members that constitutes a majority of the Anderson County Delegation.

By letter dated December 21, 1972, and directed to you, this Office expressed the opinion that such a majority was fixed by Section 30-203.1 of the Code of Laws, as amended. That conclusion was correct on that date, as Anderson County then had only five Members of the House. Now, however, Anderson County has six House Members and the section referred to is not applicable to counties having more than five Members of the House.

It is my opinion that the number necessary to constitute a majority of the Anderson County Delegation is now to be determined by a majority of the aggregate Members, including House and Senate Members, unless a particular statute should require that the County Legislative Delegation shall include Senators as a part of a majority of such Delegation.

I therefore advise that a majority of the Anderson County Legislative Delegation consists of six of its ten Members unless some statute should specifically provide otherwise. This majority may be composed of either House or Senate Members.

With best wishes,
Very truly yours,

Daniel R. McLeod
Attorney General

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