

1979 WL 42783 (S.C.A.G.)

Office of the Attorney General

State of South Carolina

January 29, 1979

*1 Honorable William A. Reel, Jr.
Member
House of Representatives
Post Office Box 11867
Columbia, South Carolina 29211

Dear Representative Reel:

With reference to your inquiries concerning the terms of office of the Edgefield County Treasurer and the Edgefield County Auditor, I am enclosing copies of earlier opinions which address those questions.

[Section 12-45-20, CODE OF LAWS OF SOUTH CAROLINA](#), 1976, provides that the term of office of the county treasurer ‘shall commence on the first day of July following his appointment or election.’ There is no analogous Code Section which deals specifically with the commencement of the term of office of the county auditor and, therefore, in the absence of special legislation to the contrary, [Section 4-11-10, CODE OF LAWS OF SOUTH CAROLINA](#), 1976, applies, to wit:

The time for the commencement of the terms of office of the various county officers shall be the first Tuesday in January next after their election; . . .

There is no special legislation of which I am aware that sets the commencement of the terms of office of the Edgefield County Auditor. Act No. 1008 of 1968 [55 STAT. 2421 (1968)], as amended by Act No. 1317 of 1968 [55 STAT. 3099 (1968)], provides for the election of the Edgefield County Treasurer and the Edgefield County Auditor beginning with the 1970 general election but that legislation does not provide for the commencement date of their respective terms of office.

With kind regards,

Karen LeCraft Henderson
Senior Assistant Attorney General

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