

1980 WL 121098 (S.C.A.G.)

Office of the Attorney General

State of South Carolina

March 17, 1980

*1 James A. Bell, Esquire
Dorchester County Attorney
Post Office Box 905
St. George, South Carolina 29477

Dear Mr. Bell:

In response to your March 11, 1980, request, [Section 4-9-10\(c\), CODE OF LAWS OF SOUTH CAROLINA, 1976](#), as amended, sets forth the method by which a county can change its form of government by referendum called by ordinance or by petition. The provision is silent as to the requisites for a petition; however, I think that it should contain the name, address and voter registration number of each petitioner so that the names can be easily certified by the board of voter registration. Because the statute does not prescribe the form of the petition (or ballot), I think that you would be free to call for a referendum on a change from the present form to any of the other three forms or from the present form to a specific one of the other three forms. I am enclosing a copy of an order issued by Judge Stoney in Charleston (which was not appealed) which discusses the provisions of [Section 4-9-10\(c\) of the Code](#).

With kind regards,

Karen LeCraft Henderson
Senior Assistant Attorney General

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