

1977 WL 37203 (S.C.A.G.)

Office of the Attorney General

State of South Carolina

September 30, 1977

*1 Honorable Ralph H. Ellis
Senator
District No. 11
P.O. Box 235
Little River, SC 29556

Dear Senator Ellis:

This letter is to confirm our telephone conversation of September 27, 1977. You have informed me that Horry County previously had a five member election commission. Five persons were recommended for appointment but the Governor only appointed four. The fifth member of the old board, who was not reappointed, takes the position that he is still a valid member of the commission as no successor was appointed for his position.

There is, at the most, an implied two year term for commissioners of election. This term would be shortened if there is an intervening special election. The commissioners serve on the board until a new board is appointed. South Carolina Code of Laws, 1976, Section 7-13-70.

Therefore, in Horry County a new four member board has been appointed and only these four members are the valid commissioners of election for Horry County.

Very truly yours,

Treva G. Ashworth
Assistant Attorney General

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