

1976 WL 30669 (S.C.A.G.)

Office of the Attorney General

State of South Carolina

February 17, 1976

*1 Representative Paul Gelegotis
State House
Columbia, South Carolina 29201

Dear Representative Gelegotis:

You have requested my opinion as to whether the language of a proposed ballot to be used in the upcoming election to determine if Folly Beach's municipal form of government will be changed from the council-manager form to the council form or the mayor-council form complies with Section 47-29 of Act No. 283 of 1975, the 'home rule' legislation.

The proposed ballot reads as follows:

SHALL THE MUNICIPALITY OF FOLLY BEACH CHANGE ITS FORM OF GOVERNMENT FROM COUNCIL-MANAGER TO:

COUNCIL YES NO

MAYOR-COUNCIL YES NO

My understanding is that the language hereinabove quoted is the only language that will appear on the face of the ballot and that, while voting instructions will appear in a conspicuous place on the voting machine, those instructions will not appear on the ballot itself.

Based upon that understanding and upon a review of the language of the ballot as hereinabove quoted, my opinion is that that ballot complies with Section 47-29 of Act No. 283 of 1975.

Very truly yours,

Daniel R. McLeod
Attorney General

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