

1976 WL 30722 (S.C.A.G.)

Office of the Attorney General

State of South Carolina

March 17, 1976

*1 Robert L. Stoddard, Esquire
Attorney at Law
P. O. Box 5178
Spartanburg, South Carolina 29304

Dear Mr. Stoddard:

In response to your request concerning a proposed annexation to the Town of Cowpens, the plat showing the proposed area for annexation, along with a map of the Town of Cowpens and information including voter registration figures by race and population breakdowns both in the Town and in the proposed area, should be submitted to the United States Justice Department for its approval pursuant to Section 5 of the 1965 Voting Rights Act. It may not be necessary to submit the proposed Petition but, in any event, I do not believe that the signatures must appear thereon before submission.

The Justice Department has also notified our Office that every South Carolina municipality and county must submit the form of government and method of election selected pursuant to Act No. 283 of 1975, the 'home rule' legislation, to that Department for approval; accordingly, I advise that the Town of Cowpens must submit its new form of municipal government, including the number of members of the governing body, their terms of office and the method of electing them, to the Justice Department before further implementing the provisions of Act No. 283 of 1975.

With kind regards,

Karen LeCraft Henderson
Assistant Attorney General

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