

1976 S.C. Op. Atty. Gen. 168 (S.C.A.G.), 1976 S.C. Op. Atty. Gen. No. 4342, 1976 WL 22961

Office of the Attorney General

State of South Carolina

Opinion No. 4342

April 29, 1976

***1 Re: H-3645**

The Honorable Toney J. Lister
Member
House of Representatives
Box 6291
Spartanburg, South Carolina 29301

Dear Mr. Lister:

You have inquired as to whether the referendum to propose a change in the tax millage of a special purpose district, conducted under the provisions of H-3645, may be conducted at the time of the general election and upon whom the cost of conducting such a referendum shall rest.

The bill provides that any special purpose district authorized to levy taxes may request the commissioners of election of the county in which the district is located to conduct a referendum to propose a change in the tax millage of the district.

It is my opinion that the commissioners of election may provide for the conduct of the referendum in conjunction with the general election to be held in November. The cost of such a referendum must, in my opinion, be borne by the commissioners of election. The only cost which I can envisage in such a procedure would be the amount required to print the ballots, which must be separately provided for. Aside from the funds available in the hands of the commissioners of election, there are no State funds available to underwrite the cost incurred.

Very truly yours,

Daniel R. McLeod
Attorney General

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