

The State of South Carolina



Office of the Attorney General

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March 5, 1991

James C. McAlpine, M.D., Chairman
Marlboro County Board of Education
Post Office Box 947
Bennettsville, SC 29512

Dear Dr. McAlpine:

You have written this Office concerning the correct legal procedures for filling a vacancy on the Marlboro County Board of Education. Your letter recognizes that local legislation for Marlboro County provides for filling a vacancy on that Board by a majority vote of the Board until the next scheduled election. Act 256, 1981 S.C. Acts 1829. According to the letter, some community members have asked whether any provision exists for a special election.

No provision of law appears to require a special election to fill this vacancy. Therefore, the vacancy on the Marlboro County Board of Education would be filled in accordance with the above provisions from Act 256 of 1981.

Yours very truly,

A handwritten signature in cursive script, appearing to read "J. Emory Smith, Jr.", written over a horizontal line.

J. Emory Smith, Jr.
Assistant Attorney General

JESjr/jps

REVIEWED AND APPROVED BY:

A handwritten signature in cursive script, appearing to read "Joseph D. Shine", written over a horizontal line.
JOSEPH D. SHINE
Chief Deputy Attorney General

A handwritten signature in cursive script, appearing to read "Robert D. Cook", written over a horizontal line.
ROBERT D. COOK
Executive Assistant for Opinions