

1980 WL 120591 (S.C.A.G.)

Office of the Attorney General

State of South Carolina

January 9, 1980

*1 Mr. J. Norman Phillips
Chairman
Belton Municipal Election Commission
208 Woodland Drive
Belton, SC 29627

Dear Mr. Phillips:

Mr. Ellisor has referred your recent letter to this Office. You have inquired if the municipal election commission can appoint less than three managers for each precinct.

South Carolina Code of Laws, 1976, Section 7-13-70 states in part that
[t]he commissioners of election shall appoint three managers of election for each polling place in the county for which they shall respectively be appointed for each five hundred electors, or portion thereof, registered to vote . . .

Section 5-15-100 states that the municipal election commission has the
. . . functions, powers and duties of commissioners of election, as set forth in § 7-13-70 and other provisions of Title 7. The municipal election commission shall . . . appoint managers of election for each polling place . . .

Read together, these statutes require the municipal election commission to appoint three (3) managers for each precinct. Absent a change in the existing statutory law, three managers would have to be appointed for each precinct.

Very truly yours,

Treva G. Ashworth
Senior Assistant Attorney General

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