

1977 WL 37178 (S.C.A.G.)

Office of the Attorney General

State of South Carolina

January 7, 1977

*1 Cole L. Strickland
Chairman
Municipal Election Commission
Town of Calhoun Falls
425 Pecan Drive
Calhoun Falls, SC 29628

Dear Mr. Strickland:

Your recent letter addressed to Mrs. Karen Henderson raised various election questions and has, therefore, been referred to me for reply. As I understand your question, you are concerned with determining what conditions would necessitate a run-off election if the election requires a plurality of the votes in order to win. When a person receives a plurality of the votes he has received the highest number of votes cast. Therefore, a run-off would not be necessary in an election with a plurality requirement. If there is a tie vote in the election, and no other law concerning your municipal election provides otherwise, the Governor would have the power to order a new election. South Carolina Code of Laws, as amended, § 23-400.97.

Very truly yours,

Treva G. Ashworth
Assistant Attorney General

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