

1976 WL 30668 (S.C.A.G.)

Office of the Attorney General

State of South Carolina

February 17, 1976

*1 The Honorable John T. Wood
Member
House of Representatives
Greenville County
Tigerville, South Carolina 29688

Dear Mr. Wood:

You have inquired as to whether the Greenville County Commissioners of Election have authority to divide the precincts of Greenville County so as to place voters in realigned precincts.

I advise that I am aware of no statute which would authorize such action.

A statute provides that the State Election Commission shall notify the General Assembly in each alternate year of those precincts which may have more than 1500 registered electors. The statute further provides that if the General Assembly fails to alter the precincts so as to insure that not more than 1500 electors shall reside in any one precinct, that the county registration boards shall then have the authority to make such alterations as necessary to conform all precincts to such limitations.

This appears to be the only authority for alteration of precinct lines and it is vested in the board of registration. That board has the additional power to redefine precinct lines when needed to more particularly describe the area comprising such voting precincts. No such authority appears to be vested in the Commissioners of Election.

Very truly yours,

Daniel R. McLeod
Attorney General

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