

1975 WL 29217 (S.C.A.G.)

Office of the Attorney General

State of South Carolina

January 7, 1975

*1 Mr. George W. Flynn
Chairman
James Island Public Service District
P. O. Box 12140
Charleston, South Carolina 29412

Dear Mr. Flynn:

This letter is to confirm our telephone conversation of January 7, 1975, concerning election procedures to be followed in an election to be held for Commissioners for the James Island Public Service District. It is my understanding that due to certain election irregularities that occurred during the election procedure, this election is going to be rerun in early 1975.

You have inquired if it is necessary for old candidates to file new petitions for this election and if new candidates can file petitions for inclusion in this election. Old candidates who ran in the first election would not have to refile and new candidates would not be permitted to file in this election.

Additionally you have inquired when the commissioners who will be elected at this election will take office. A 1974 act (act bearing ratification number 943) states in part

The members shall be elected in the general election preceding the year in which their terms expires. The terms of members of the commission shall be for four years and until their successors are elected and qualify and shall commence on January first following their election.

As new commissioners have, as yet, not been elected the January first date for the commencement of terms cannot be met. Therefore, following the election and qualification of the new commissioners, these commissioners will take office.
Sincerely,

Treva Ashworth
Assistant Attorney General

1975 WL 29217 (S.C.A.G.)

End of Document

© 2017 Thomson Reuters. No claim to original U.S. Government Works.