

1974 WL 28110 (S.C.A.G.)

Office of the Attorney General

State of South Carolina

June 18, 1974

*1 Mr. Luther M. Hurd

612 U.S. 29 By-Pass

Anderson, South Carolina 29621

Dear Mr. Hurd:

Thank you for your letter of June 17, 1974, in which you inquired as to whether or not a person who is physically unable to go to the polls to vote in an election can vote by absentee ballot.

South Carolina Code of Laws, 1962, as amended, Section 23-449.41 states that any qualified elector who is physically unable to go to the polls to vote may vote by absentee ballot. And Section 23-440.42 states Such elector shall make application to the absentee voting precinct in the county of his residence not earlier than fifteen days prior to nor later than noon three days before the election. Upon satisfying an election official of such precinct that he is a qualified elector he shall be furnished such ballots and other material and instructions furnished members of the armed forces who vote by absentee ballot.

Therefore, if you cannot physically present yourself at the polls to vote and you are a qualified elector, you may vote by absentee ballot.

Sincerely,

Treva Ashworth

Assistant Attorney General

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