

1973 WL 26863 (S.C.A.G.)

Office of the Attorney General

State of South Carolina

August 28, 1973

\*1 Dr. Cyril B. Busbee  
State Superintendent of Education  
Rutledge Building  
Columbia, South Carolina

Dear Dr. Busbee:

In answer to your request for advice on the status of Hollywood School District established pursuant to a resolution as authorized by Section 21-112, Code of Laws of South Carolina, and ratified by An Order from Judge Hemphill (dated August 20, 1973), the Voting Rights Act may still preclude the implementation of this district since said Act also covers administrative actions affecting voting rights, including changes in electoral units.

After your inquiry, I contacted Barry Weinberg at the Justice Department, who indicated that the Department is currently examining this administrative action on a preliminary basis insofar as coverage under the Voting Rights Act is concerned, even though it has not been formally submitted to Washington for approval. In light of this question of coverage, it is my opinion that you as State Superintendent and the State Department should hold all funds for Hollywood School District in abeyance until such time as this district is approved by the Justice Department or ordered to do so by a court order.

Sincerely,

Hardwick Stuart, Jr.  
Assistant Attorney General

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