

1973 WL 26914 (S.C.A.G.)

Office of the Attorney General

State of South Carolina

October 5, 1973

*1 The Honorable James M. Condon
Member
House of Representatives
Charleston County
606 Peoples Building
Charleston, South Carolina 29401

Dear Mr. Condon:

Thank you for your letter of September 26 concerning recommendations to the Governor to replace vacancies on the Folly Island Township Commission. The question presented is whether only one Senator may concur in making such a recommendation when the statute requires that a vacancy be filled by the Governor 'upon the recommendation of a majority of the County Legislative Delegation and the Senator.'

I am enclosing herewith a letter addressed to the Honorable Allen, R. Carter, State Senator, dated January 23, 1973, concerning the same problem, but in a different context. The conclusions expressed in this letter, as well as the letter to former Senator Scarborough dated January 29, 1968, are applicable to the question raised by you.

It is my opinion that a majority of the Senators must concur in the recommendation to be made to the Governor.

Very truly yours,

Daniel R. McLeod
Attorney General

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