

1973 WL 26969 (S.C.A.G.)

Office of the Attorney General

State of South Carolina

November 14, 1973

*1 Mr. L. Maurice Bessinger
Chairman
South Carolina Independent Party
P. O. Box 847
West Columbia, South Carolina 29169

Dear Mr. Bessinger:

Thank you for your letter of October 24, 1973, concerning whether or not the State Chairman may appoint temporary county chairmen and if so if these temporary county chairmen may then serve and vote on the State Executive Committee. South Carolina Code of Laws, 1962, Section 23-258 states in part,

. . . the committee, when elected, shall appoint its own officers (except the Chairman, who shall be elected by the county convention) . . . if the office of the county chairman shall become vacant by death, resignation or otherwise, the committee may fill the vacancy by electing a chairman to serve until the organization of the next county convention.

No provisions are made in the code for a temporary chairman to be appointed until a vote can be taken; therefore, apparently the above cited statutory procedure must be implemented whenever a vacancy occurs.

I hope this information is helpful and if I can be of any further assistance please do not hesitate to contact me. If you would send this office a copy of the rules and regulations as established by the South Carolina Independent Party so we may have these for our files, it would be most appreciated.

Sincerely,

Treva Ashworth
Staff Attorney

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