

Executive Order 2000-12

(February 16, 2000)

WHEREAS, on February 15, 2000, I received a letter from the Town Council of Carlisle, South Carolina, stating that the Executive Director of the State Election Commission has advised the Town Council that their previously- scheduled election date would violate state law; and

WHEREAS, the Town Council's letter requests me to set a new date for the municipal election; and

WHEREAS, Section 7-13-1170 of the South Carolina Code of Laws (1976), as amended, provides "when any election official of any political subdivision of this State charged with ordering, providing for, or holding an election has neglected, failed, or refused to order, provide for, or hold the election at the time appointed, or if for any reason the election is declared void by competent authority, and these facts are made to appear to the satisfaction of the Governor, he shall, should the law not otherwise provide for this contingency, order an election or a new election to be held at the time and place, and upon the notice being given which to him appears adequate to ensure the will of the electorate being fairly expressed. To that end, he may designate the existing election official or other person as he may appoint to perform the necessary official duties pertaining to the election, and to declare the result."

NOW, THEREFORE, pursuant to the authority vested in me by the Constitution and Statutes of the State of South Carolina, I hereby:

a. Order that a municipal election be held in Carlisle, South Carolina, for such offices as are due to be filled as provided by law, on July 25, 2000, or at the earliest possible date and time after July 25, 2000, as is permitted by the United States Department of Justice; and

b. Designate the municipal election commission to perform the necessary official duties pertaining to the election, and to declare the result.

This Executive Order shall be effective immediately.