







36       (e) A county commission may appoint a temporary successor  
37 to the office of clerk of the county commission until the require-  
38 ments of this section have been met. The temporary successor  
39 shall be of the same political party as the officeholder vacating  
40 the office and may serve no more than sixty days from the date  
41 of the vacancy: *Provided*, That nothing in this subsection shall  
42 preclude the county commission from appointing a temporary  
43 successor to fill a vacancy in the office of clerk of the county  
44 commission pursuant to subsection (a).

**§3-10-8. Vacancies in offices of prosecuting attorney, sheriff, assessor and surveyor.**

1       (a) Any vacancy occurring in the office of prosecuting  
2 attorney, sheriff, assessor or county surveyor shall be filled by  
3 the county commission by appointment of a person of the same  
4 political party as the officeholder vacating the office. The  
5 appointed person shall hold the office until the next general  
6 election is certified, or until the completion of the term if the  
7 term ends on December 31, following the next general election.  
8 Notice of an election to fill a vacancy in any of the offices  
9 named in this section shall be given by the county commission,  
10 or by the president thereof in vacation, and published or posted

11 in the manner prescribed in section six of this article. Nomina-  
12 tion of candidates to fill any vacancy shall be made in the  
13 manner prescribed in section six of this article for nominating  
14 candidates to fill a vacancy in the office of the clerk of the  
15 circuit court.

16 (b) A county commission may appoint a temporary succes-  
17 sor in the office of prosecuting attorney, sheriff, assessor or  
18 county surveyor until the requirements of this section have been  
19 met. The temporary successor shall be of the same political party  
20 as the officeholder vacating the office and may serve no more  
21 than sixty days from the date of the vacancy: *Provided, That*  
22 nothing in this subsection shall preclude the county commission  
23 from appointing a temporary successor to fill a vacancy in the  
24 offices of prosecuting attorney, sheriff, assessor or county  
25 surveyor pursuant to subsection (a).