**South Carolina General Assembly**

119th Session, 2011-2012

**H. 3186**

**STATUS INFORMATION**

General Bill

Sponsors: Reps. J.R. Smith, Bowen, Clyburn, Hixon, Spires, Taylor, Young, G.R. Smith, Simrill, Thayer, Harrison, Toole and G.M. Smith

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Introduced in the House on January 11, 2011

Currently residing in the House Committee on **Judiciary**

Summary: School bond election

**HISTORY OF LEGISLATIVE ACTIONS**

Date Body Action Description with journal page number

12/14/2010 House Prefiled

12/14/2010 House Referred to Committee on **Education and Public Works**

1/11/2011 House Introduced and read first time ([House Journal‑page 75](file:///h:\hj%20archive\2011\01-11-11.docx))

1/11/2011 House Referred to Committee on **Education and Public Works** ([House Journal‑page 76](file:///h:\hj%20archive\2011\01-11-11.docx))

1/13/2011 House Recalled from Committee on **Education and Public Works** ([House Journal‑page 229](file:///h:\hj%20archive\2011\01-13-11.docx))

1/13/2011 House Referred to Committee on **Judiciary** ([House Journal‑page 229](file:///h:\hj%20archive\2011\01-13-11.docx))

**VERSIONS OF THIS BILL**

[12/14/2010](file:///p:\pprever\2011-12\3186_20101214.docx)

**A** **BILL**

TO AMEND SECTIONS 59‑71‑40 AND 59‑71‑50, CODE OF LAWS OF SOUTH CAROLINA, 1976, BOTH RELATING TO A SCHOOL BOND ELECTION, SO AS TO PROVIDE THAT THE ELECTION MUST BE HELD ON THE DATE OF A GENERAL ELECTION OR ON THE DATE OF A PRIMARY ELECTION.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Section 59‑71‑40 of the 1976 Code is amended to read:

“Section 59‑71‑40. The election ~~hereby~~ required ~~shall~~ by the provisions of this chapter must be ordered by the authorities, who shall ~~fix the date thereof and~~ prescribe the form of the notice of the holding of the election. ~~Advices of the action thus taken by the authorities shall be transmitted to~~ The election must be held on the date of a general election or on the date of a primary election. The authorities shall notify the commissioners of election for the county~~, or counties, wherein~~ in which the election is to be held. ~~It shall thereupon become the duty of~~ The commissioners of election ~~to~~ shall conduct the election ~~so ordered. To that end, the commissioners of election~~ and shall prescribe the form of ballot, arrange for voting places in each precinct, or any part of a precinct, constituting all or a portion of the operating school unit, appoint managers, and receive the returns of the election. ~~After duly canvassing the returns,~~ The commissioners of election shall declare the results ~~thereof~~ of the election and certify ~~such~~ those results to the authorities.”

SECTION 2. Section 59‑71‑50 of the 1976 Code is amended to read:

“Section 59‑71‑50. Notice of the holding of ~~such an~~ the election ~~shall~~ must be given by publication ~~thereof,~~ in ~~some~~ a newspaper published in the county ~~wherein~~ in which the operating school unit is located, at least once not less than fifteen days ~~prior to~~ before the ~~occasion set for the holding of such~~ election. If the operating school unit lies partly in one county and partly in another, the publication required by this section ~~shall~~ must be made in both counties. ~~Such~~ The notice ~~shall state~~ must include:

(1) ~~The occasion of the holding~~ the date of the election;

(2) ~~The location~~ the locations of the ~~several~~ polling places;

(3) ~~The~~ the voting qualifications ~~imposed upon persons desirous of voting~~;

(4) ~~The~~ the amount of bonds to be issued; and

(5) ~~A~~ a brief description of the purpose for which the proceeds of the bonds ~~shall~~ must be applied.”

SECTION 3. This act takes effect upon approval by the Governor.

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