**South Carolina General Assembly**

119th Session, 2011-2012

**A303, R148, S321**

**STATUS INFORMATION**

General Bill

Sponsors: Senators O'Dell and Nicholson

Document Path: l:\council\bills\agm\18281bh11.docx

Companion/Similar bill(s): 3243

Introduced in the Senate on January 11, 2011

Introduced in the House on January 20, 2011

Last Amended on March 22, 2012

Passed by the General Assembly on March 28, 2012

Governor's Action: April 2, 2012, Signed

Summary: Greenwood County Board of Trustees

**HISTORY OF LEGISLATIVE ACTIONS**

 Date Body Action Description with journal page number

 12/15/2010 Senate Prefiled

 12/15/2010 Senate Placed on Local and Uncontested Calendar

 1/11/2011 Senate Intd. & placed on local & uncontested cal. w/o reference ([Senate Journal‑page 144](file:///h%3A%5Csj%20archive%5C2011%5C01-11-11.docx))

 1/13/2011 Scrivener's error corrected

 1/18/2011 Senate Read second time ([Senate Journal‑page 8](file:///h%3A%5Csj%20archive%5C2011%5C01-18-11.docx))

 1/19/2011 Senate Read third time and sent to House ([Senate Journal‑page 12](file:///h%3A%5Csj%20archive%5C2011%5C01-19-11.docx))

 1/20/2011 House Introduced and read first time ([House Journal‑page 13](file:///h%3A%5Chj%20archive%5C2011%5C01-20-11.docx))

 1/20/2011 House Referred to **Greenwood Delegatio**n ([House Journal‑page 13](file:///h%3A%5Chj%20archive%5C2011%5C01-20-11.docx))

 3/21/2012 House Recalled from **Greenwood Delegatio**n ([House Journal‑page 31](file:///h%3A%5Chj%20archive%5C2012%5C03-21-12.docx))

 3/22/2012 House Amended ([House Journal‑page 20](file:///h%3A%5Chj%20archive%5C2012%5C03-22-12.docx))

 3/22/2012 House Read second time ([House Journal‑page 20](file:///h%3A%5Chj%20archive%5C2012%5C03-22-12.docx))

 3/22/2012 House Roll call Yeas‑100 Nays‑0 ([House Journal‑page 22](file:///h%3A%5Chj%20archive%5C2012%5C03-22-12.docx))

 3/22/2012 House Unanimous consent for third reading on next legislative day ([House Journal‑page 23](file:///h%3A%5Chj%20archive%5C2012%5C03-22-12.docx))

 3/23/2012 Scrivener's error corrected

 3/23/2012 House Read third time and returned to Senate with amendments ([House Journal‑page 2](file:///h%3A%5Chj%20archive%5C2012%5C03-23-12.docx))

 3/28/2012 Senate Concurred in House amendment and enrolled ([Senate Journal‑page 55](file:///h%3A%5Csj%20archive%5C2012%5C03-28-12.docx))

 3/28/2012 Senate Roll call Ayes‑2 Nays‑0 ([Senate Journal‑page 55](file:///h%3A%5Csj%20archive%5C2012%5C03-28-12.docx))

 3/29/2012 Ratified R 148

 4/2/2012 Signed By Governor

 4/4/2012 Effective date 04/02/12

 9/5/2012 Act No. 303

**VERSIONS OF THIS BILL**

[12/15/2010](file:///p%3A%5Cpprever%5C2011-12%5C321_20101215.docx)

[1/12/2011](file:///p%3A%5Cpprever%5C2011-12%5C321_20110112.docx)

[1/13/2011](file:///p%3A%5Cpprever%5C2011-12%5C321_20110113.docx)

[3/21/2012](file:///p%3A%5Cpprever%5C2011-12%5C321_20120321.docx)

[3/22/2012](file:///p%3A%5Cpprever%5C2011-12%5C321_20120322.docx)

[3/23/2012](file:///p%3A%5Cpprever%5C2011-12%5C321_20120323.docx)

(A303, R148, S321)

**AN ACT TO AMEND ACT 595 OF 1994, AS AMENDED, RELATING TO THE ELECTION OF MEMBERS OF THE BOARD OF TRUSTEES OF GREENWOOD SCHOOL DISTRICT 50 IN GREENWOOD COUNTY, SO AS TO FURTHER PROVIDE FOR THE MANNER OF AND DATES FOR FILING NOTICES OF CANDIDACY FOR ELECTION TO THESE OFFICES.**

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

**Filing of notice of candidacy**

SECTION 1. Section 1(A) of Act 595 of 1994, as last amended by Act 85 of 2011, is further amended to read:

 “Section 1. (A) Notwithstanding another provision of law, the Board of Trustees of Greenwood School District 50 consists of nine members who must be elected in nonpartisan elections to be held beginning in 1994 at the same time as the general election in the year specified or required in the manner provided in this section. Based on the implementation schedule provided in subsection (B), one member of the board must be a resident of and elected from each of the nine defined single‑member election districts established in Section 2 of this act. Except for initial terms otherwise provided in subsection (B), members of the board must be elected for four‑year terms and until their successors are elected and qualify. In the event of a vacancy on the board occurring for any reason other than expiration of a term, the Greenwood County Election Commission shall call a special election to fill the unexpired term, so long as the vacancy does not occur within ten months of a regular trustee election. In this case, the vacancy must be filled for the unexpired term or for a full term as appropriate at the next regular election.

 Each member of the board must be elected by the qualified electors of the respective district from which the candidate seeks election. A person who desires to qualify as a candidate shall file a written statement of candidacy with the county election commission on forms furnished by the election commission. This statement of candidacy must include information the county election commission requires. The county election commission shall establish the opening and ending date for the filing of notice of candidacy for election to each board; however, the filing period must end no later than August fifteenth at noon.

 The county election commission shall conduct and supervise the elections for members of the board in the manner governed by the election laws of this State, mutatis mutandis. The county election commission shall prepare the necessary ballots, appoint managers for the voting precincts, and do all things necessary to carry out the elections, including the counting of ballots and declaring the results. The county election commission shall give at least thirty days’ notice of an election by publishing a notice of it in a newspaper of general circulation in the district once a week for two consecutive weeks all of which notices must be run at least thirty days before the scheduled election. The notices must include, but may not be limited to, the date and time of the election, the polling places of the election, and the place where candidates may file for election. If the number of candidates who offer for the position of trustee is less than or equal to the number of positions to be filled, the county election commission shall declare those who filed as elected to the position. If no candidate files for the office of trustee or if the number of candidates who file is less than the number to complete the board, the provisions of Section 7‑13‑1120 of the 1976 Code relating to write‑in ballots apply. The results of the elections must be determined by the nonpartisan plurality method as contained in Section 5‑15‑61 of the 1976 Code. The costs of the elections must be borne by the school district and be determined by the county election commission.

 A person aggrieved by the election of a trustee pursuant to this act, within fifteen days after the election, shall file with the county election commission a written petition stating his grievance and the grounds for it. The county election commission shall rule upon the petition within sixty days after its filing.

 The members of the board elected in these nonpartisan elections shall take office one week following certification of their election as provided in Section 59‑19‑315 of the 1976 Code.”

**Time effective**

SECTION 2. This act takes effect upon approval by the Governor.

Ratified the 29th day of March, 2012.

Approved the 2nd day of April, 2012.

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