**South Carolina General Assembly**

120th Session, 2013-2014

**H. 3172**

**STATUS INFORMATION**

General Bill

Sponsors: Reps. Quinn and M.S. McLeod

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Introduced in the House on January 8, 2013

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

Summary: Vacancies in certain offices in the executive branch

**HISTORY OF LEGISLATIVE ACTIONS**

Date Body Action Description with journal page number

12/18/2012 House Prefiled

12/18/2012 House Referred to Committee on **Judiciary**

1/8/2013 House Introduced and read first time ([House Journal‑page 113](file:///h:\HJ%20Archive\2013\01-08-13.docx))

1/8/2013 House Referred to Committee on **Judiciary** ([House Journal‑page 113](file:///h:\HJ%20Archive\2013\01-08-13.docx))

1/10/2013 House Member(s) request name added as sponsor: M.S.McLeod

**VERSIONS OF THIS BILL**

[12/18/2012](file:///p:\pprever\2013-14\3172_20121218.docx)

**A** **BILL**

TO AMEND SECTION 1‑1‑120, CODE OF LAWS OF SOUTH CAROLINA, 1976, RELATING TO FILLING VACANCIES IN CERTAIN OFFICES IN THE EXECUTIVE BRANCH, SO AS TO PROVIDE THAT IN THE CASE OF A VACANCY IN ONE OF THESE OFFICES, A SPECIAL ELECTION MUST BE HELD PURSUANT TO SECTION 7‑13‑190(B), AND THAT THE GOVERNOR MAY FILL THE VACANCY WITH AN INTERIM APPOINTEE UNTIL THE WINNER OF THE SPECIAL ELECTION TAKES OFFICE.

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

SECTION 1. Section 1‑1‑120 of the 1976 Code is amended to read:

“Section 1‑1‑120. ~~In case any~~ If a vacancy ~~shall occur~~ occurs in the Office of Secretary of State, State Treasurer, Comptroller General, Attorney General, or Adjutant General, ~~such~~ the vacancy ~~shall~~ must be filled ~~by election by the General Assembly, a majority of the votes cast being necessary to a choice. If such vacancy occur during the recess of the General Assembly, the Governor shall fill the vacancy by appointment until an election by the General Assembly at the session next ensuing such vacancy~~ pursuant to the provisions of Section 7‑13‑190(B). The Governor may fill a vacancy in one of these offices by appointment for the period of time intervening between the date of the vacancy and the date the winner of the special election takes office.”

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

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