**South Carolina General Assembly**

122nd Session, 2017-2018

**S. 138**

**STATUS INFORMATION**

Joint Resolution

Sponsors: Senator Campsen

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Introduced in the Senate on January 10, 2017

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

Summary: Continuity of representation

**HISTORY OF LEGISLATIVE ACTIONS**

Date Body Action Description with journal page number

12/13/2016 Senate Prefiled

12/13/2016 Senate Referred to Committee on **Judiciary**

1/10/2017 Senate Introduced and read first time ([Senate Journal‑page 80](file:///h:\sj\20170110.docx))

1/10/2017 Senate Referred to Committee on **Judiciary** ([Senate Journal‑page 80](file:///h:\sj\20170110.docx))

View the latest [legislative information](http://www.scstatehouse.gov/billsearch.php?billnumbers=138&session=122&summary=B) at the website

**VERSIONS OF THIS BILL**

[12/13/2016](file:///p:\pprever\2017-18\138_20161213.docx)

**A** **JOINT RESOLUTION**

TO AMEND THE CODE OF LAWS OF SOUTH CAROLINA, 1976, BY ADDING SECTION 6‑1‑180 SO AS TO PROVIDE PROCEDURES FOR CONTINUITY OF REPRESENTATION WHEN REAPPORTIONMENT LOCATES TWO OR MORE ELECTED MEMBERS IN THE SAME ELECTION DISTRICT.

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

SECTION 1. Chapter 1, Title 7 of the 1976 Code is amended by adding:

“Section 7‑1‑110. (A) A popularly elected board, commission, or council member who is serving in a district that has been reapportioned must be allowed to continue to serve the balance of his unexpired term representing the people in the new reapportioned district if he is an elector in the reapportioned district.

(B) In the event that two or more popularly elected members of a political subdivision’s governing board, commission, or council, elected by single‑member districts or residency requirements, because of reapportionment, become electors in the same district if there are:

(1) two or more years remaining on two or more of the affected members’ terms after the reapportionment becomes effective, their terms expire by the next general election and an election must be held to fill the remaining term for the seat with two or more members and for the seat for the district with the vacancy, if applicable; or

(2) two or more years remaining on only one affected member’s term, that member may continue to serve the balance of his unexpired term representing the people in the newly reapportioned district.

(C) If a seat becomes vacant after election districts have been reapportioned, but prior to the expiration of the incumbent’s term of office due to death, resignation, removal, or another cause, the resulting vacancy must be filled under the new reapportionment plan in the manner provided by law for the district that has the same district number as the district from which the council member whose office is vacant was elected.”

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

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