

## Session 105 - (1983-1984)

### H\*2330 (Rat #0160, Act #0152 of 1983) Joint Resolution, By House Judiciary

#### Similar (H 2155)

A Joint Resolution proposing an amendment to Article V of the Constitution of South Carolina, 1895, relating to the Judicial Department, so as to provide for the establishment of a Court of Appeals with such jurisdiction as the General Assembly shall prescribe; to provide for the creation of the Judicial Commission as the sole authority to promulgate rules of practice and procedure for the unified Judicial System and for the membership thereof; to provide that the General Assembly may designate by general law certain cases of equity excluding matters of juvenile misconduct the appeal from which shall be on matters of law only; to provide that the Court of Appeals shall consist of a Chief Judge and at least five Associate Judges with the number to be determined by law; to provide that the Chief Judge shall preside and in his absence the Senior Associate Judge; to provide that the Court of Appeals shall sit in panels and, as provided by the General Assembly, may sit en banc; to provide that the members of the Court of Appeals shall be elected by a joint public vote of the General Assembly for a term of six years, except in the first election when staggered terms shall be provided for; to provide that in any contested election for a position on the Court of Appeals, the vote of each member of the General Assembly present and voting shall be recorded; to provide that the jurisdiction of the Court of Appeals shall be as the General Assembly shall provide; to provide that the Court of Appeals shall be bound by the decisions of the Supreme Court; to provide that the Judges of the Court of Appeals shall appoint a Clerk of Court for the Court of Appeals; to provide that the Judges of the Court of Appeals shall receive compensation to be determined by law; to provide for the filling of vacancies on the Court of Appeals by election or, if the unexpired term does not exceed one year, by appointment of the Governor; to provide that the Judges of the Court of Appeals shall have the same power to issue prerogative writs at chambers as when in open court and such other powers at chambers as the General Assembly may provide; to provide that the decisions of the Court of Appeals shall be published as provided by the General Assembly; and to delete obsolete language which permits existing Courts to be continued until Article V is implemented.-amended title

01/27/83	House	Introduced, read first time, placed on calendar without reference HJ-535
02/03/83	House	Objection by Rep. Koon, McTeer & P. Bradley HJ-649
02/03/83	House	Special order, set for imm. foll. disposition of H2002 & H2194 (under H-2430) HJ-666
02/23/83	House	Read second time HJ-1167
03/01/83	House	Read third time and sent to Senate HJ-1225
03/02/83	Senate	Introduced and read first time SJ-580
03/02/83	Senate	Referred to Committee on Judiciary SJ-582
05/18/83	Senate	Committee report: Favorable with amendment Judiciary SJ-1387
05/19/83	Senate	Read second time SJ-1408
05/19/83	Senate	Ordered to third reading with notice of amendments SJ-1408
05/19/83	Senate	Special order, set for Wednesday, May 25 at 12:00 SJ-1408
05/25/83	Senate	Amended SJ-1477
05/25/83	Senate	Read third time SJ-1487
05/25/83	Senate	Returned SJ-1487
06/01/83	House	Concurred in Senate amendment and enrolled HJ-3389
06/02/83		Ratified R 160
06/02/83		No signature required
06/02/83		Act No. 152
06/02/83		Copies available