**South Carolina General Assembly**

118th Session, 2009-2010

**A295, R157, H3305**

**STATUS INFORMATION**

Joint Resolution

Sponsors: Reps. Bedingfield, Merrill, Bingham, Duncan, Loftis, G.R. Smith, Cato, Owens, Crawford, A.D. Young, Nanney, Bannister, Daning, Harrison, Horne, Kirsh, Lowe, Lucas, E.H. Pitts, Stringer, Thompson, Toole, Wylie, T.R. Young, Long, Rice, Parker, Allison, Littlejohn, Cole, Hiott, Edge, Whitmire, Hearn, Hardwick, D.C. Smith, Pinson, J.R. Smith, Simrill, Brantley, Willis, Hamilton, Erickson, Sottile, Scott, Harrell, Delleney, Gullick, Frye, Clemmons, G.M. Smith, Battle, Sandifer, Millwood, Haley, Ballentine, M.A. Pitts, Cooper, White, Gambrell, Bowen, Umphlett, Forrester, Barfield, Chalk, Herbkersman, Viers, Spires, Huggins, Limehouse, Stewart, Kelly, Brady and D.C. Moss

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Companion/Similar bill(s): 316

Introduced in the House on January 15, 2009

Introduced in the Senate on March 26, 2009

Last Amended on February 25, 2010

Passed by the General Assembly on March 10, 2010

Governor's Action: No signature required

Summary: Secret ballots

**HISTORY OF LEGISLATIVE ACTIONS**

 Date Body Action Description with journal page number

 1/15/2009 House Introduced and read first time [HJ](file:///h%3A%5CHJ%20Archive%5C2009%5C01-15-09.docx)‑440

 1/15/2009 House Referred to Committee on **Judiciary** [HJ](file:///h%3A%5CHJ%20Archive%5C2009%5C01-15-09.docx)‑440

 1/27/2009 House Member(s) request name added as sponsor: T.R.Young

 1/28/2009 House Member(s) request name added as sponsor: Long

 2/10/2009 House Member(s) request name added as sponsor: Rice, Parker, Allison, Littlejohn, Cole, Hiott, Edge, Whitmire, Hearn, Hardwick

 2/10/2009 House Member(s) request name removed as sponsor: McLeod

 2/10/2009 House Member(s) request name added as sponsor: D.C.Smith, Pinson, J.R.Smith, Simrill, Brantley, Willis, Hamilton, Erickson, Sottile, Scott

 2/11/2009 House Member(s) request name added as sponsor: Harrell, Delleney, Gullick

 2/18/2009 House Committee report: Favorable **Judiciary** [HJ](file:///h%3A%5CHJ%20Archive%5C2009%5C02-18-09.docx)‑3

 2/19/2009 House Member(s) request name added as sponsor: Frye, Clemmons

 2/19/2009 Scrivener's error corrected

 2/24/2009 House Member(s) request name added as sponsor: G.M.Smith, Battle

 2/24/2009 House Objection by Rep. Cobb‑Hunter and RL Brown [HJ](file:///h%3A%5CHJ%20Archive%5C2009%5C02-24-09.docx)‑26

 2/24/2009 House Requests for debate‑Rep(s). Bedingfield, Cato, Bannister, JE Smith, Owens, Nanney, GR Smith, King, Skelton, Hiott, Crawford, Lowe, Daning, Sellers, Duncan, Jefferson, and Hart [HJ](file:///h%3A%5CHJ%20Archive%5C2009%5C02-24-09.docx)‑26

 2/26/2009 House Member(s) request name added as sponsor: Sandifer, Millwood, Haley, Ballentine, M.A.Pitts, Cooper, White, Gambrell, Bowen, Umphlett

 2/26/2009 House Debate adjourned until Tuesday, March 10, 2009 [HJ](file:///h%3A%5CHJ%20Archive%5C2009%5C02-26-09.docx)‑100

 3/4/2009 House Member(s) request name added as sponsor: Forrester

 3/5/2009 House Member(s) request name added as sponsor: Barfield

 3/10/2009 House Member(s) request name added as sponsor: Chalk, Herbkersman, Viers, Spires, Huggins, Limehouse, Stewart, Kelly, Brady

 3/24/2009 House Member(s) request name added as sponsor: D.C.Moss

 3/25/2009 House Read second time [HJ](file:///h%3A%5CHJ%20Archive%5C2009%5C03-25-09.docx)‑47

 3/25/2009 House Roll call Yeas‑88 Nays‑25 [HJ](file:///h%3A%5CHJ%20Archive%5C2009%5C03-25-09.docx)‑47

 3/26/2009 House Read third time and sent to Senate [HJ](file:///h%3A%5CHJ%20Archive%5C2009%5C03-26-09.docx)‑28

 3/26/2009 Senate Introduced and read first time [SJ](file:///h%3A%5CSJ%20Archive%5C2009%5C03-26-09.docx)‑6

 3/26/2009 Senate Referred to Committee on **Judiciary** [SJ](file:///h%3A%5CSJ%20Archive%5C2009%5C03-26-09.docx)‑6

 4/16/2009 Senate Referred to Subcommittee: L.Martin (ch), Rankin, Hutto, Bright, Davis

 5/6/2009 Senate Committee report: Favorable **Judiciary** [SJ](file:///h%3A%5CSJ%20Archive%5C2009%5C05-06-09.docx)‑14

 2/11/2010 Senate Special order, set for February 11, 2010 [SJ](file:///h%3A%5CSJ%20Archive%5C2010%5C02-11-10.docx)‑18

 2/25/2010 Senate Amended [SJ](file:///h%3A%5CSJ%20Archive%5C2010%5C02-25-10.docx)‑153

 2/25/2010 Senate Debate interrupted [SJ](file:///h%3A%5CSJ%20Archive%5C2010%5C02-25-10.docx)‑153

 2/26/2010 Scrivener's error corrected

 3/3/2010 Senate Debate interrupted [SJ](file:///h%3A%5CSJ%20Archive%5C2010%5C03-03-10.docx)‑28

 3/4/2010 Senate Read second time [SJ](file:///h%3A%5CSJ%20Archive%5C2010%5C03-04-10.docx)‑42

 3/9/2010 Senate Debate interrupted [SJ](file:///h%3A%5CSJ%20Archive%5C2010%5C03-09-10.docx)‑41

 3/10/2010 Senate Read third time and returned to House with amendments [SJ](file:///h%3A%5CSJ%20Archive%5C2010%5C03-10-10.docx)‑39

 3/10/2010 House Concurred in Senate amendment and enrolled [HJ](file:///h%3A%5CHJ%20Archive%5C2010%5C03-10-10.docx)‑158

 3/10/2010 House Roll call Yeas‑106 Nays‑12 [HJ](file:///h%3A%5CHJ%20Archive%5C2010%5C03-10-10.docx)‑160

 3/25/2010 Ratified R 157

 3/29/2010 No signature required

 4/1/2010 Effective date 03/25/10

 9/9/2010 Act No. 295

**VERSIONS OF THIS BILL**

[1/15/2009](file:///p%3A%5Cpprever%5C2009-10%5C3305_20090115.docx)

[2/18/2009](file:///p%3A%5Cpprever%5C2009-10%5C3305_20090218.docx)

[2/19/2009](file:///p%3A%5Cpprever%5C2009-10%5C3305_20090219.docx)

[5/6/2009](file:///p%3A%5Cpprever%5C2009-10%5C3305_20090506.docx)

[2/25/2010](file:///p%3A%5Cpprever%5C2009-10%5C3305_20100225.docx)

[2/25/2010-A](file:///p%3A%5Cpprever%5C2009-10%5C3305_20100225A.docx)

[2/26/2010](file:///p%3A%5Cpprever%5C2009-10%5C3305_20100226.docx)

(A295, R157, H3305)

**A JOINT RESOLUTION TO PROPOSE AN AMENDMENT TO ARTICLE II OF THE CONSTITUTION OF SOUTH CAROLINA, 1895, RELATING TO THE RIGHT OF SUFFRAGE, BY ADDING SECTION 12 SO AS TO GUARANTEE THE RIGHT OF AN INDIVIDUAL TO VOTE BY SECRET BALLOT FOR A DESIGNATION, A SELECTION, OR AN AUTHORIZATION FOR EMPLOYEE REPRESENTATION BY A LABOR ORGANIZATION.**

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

**Amendment proposed**

SECTION 1. It is proposed that Article II of the Constitution of this State be amended by adding:

 “Section 12. The fundamental right of an individual to vote by secret ballot is guaranteed for a designation, a selection, or an authorization for employee representation by a labor organization.”

**Submission of amendment to qualified electors**

SECTION 2. The proposed amendment in Section 1 must be submitted to the qualified electors at the next general election for representatives. Ballots must be provided at the various voting precincts with the following words printed or written on the ballot:

 “Must Article II of the Constitution of this State, relating to the right of suffrage, be amended by adding Section 12 so as to provide that the fundamental right of an individual to vote by secret ballot is guaranteed for a designation, a selection, or an authorization for employee representation by a labor organization?

Yes 

No 

 Those voting in favor of the question shall deposit a ballot with a check or cross mark in the square after the word ‘Yes’, and those voting against the question shall deposit a ballot with a check or cross mark in the square after the word ‘No’.”

Ratified the 25th day of March, 2010.

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