**South Carolina General Assembly**

119th Session, 2011-2012

**R3, H3321**

**STATUS INFORMATION**

General Bill

Sponsors: Rep. J.R. Smith

Document Path: l:\council\bills\dka\3175sd11.docx

Introduced in the House on January 13, 2011

Introduced in the Senate on January 19, 2011

Passed by the General Assembly on January 25, 2011

Governor's Action: February 2, 2011, Vetoed

Legislative veto action(s): Veto sustained

Summary: Bath Water and Sewer District

**HISTORY OF LEGISLATIVE ACTIONS**

Date Body Action Description with journal page number

1/13/2011 House Introduced, read first time, placed on calendar without reference ([House Journal‑page 219](file:///h:\hj%20archive\2011\01-13-11.docx))

1/18/2011 House Read second time ([House Journal‑page 15](file:///h:\hj%20archive\2011\01-18-11.docx))

1/19/2011 House Read third time and sent to Senate ([House Journal‑page 28](file:///h:\hj%20archive\2011\01-19-11.docx))

1/19/2011 Senate Introduced, read first time, placed on local & uncontested calendar ([Senate Journal‑page 10](file:///h:\sj%20archive\2011\01-19-11.docx))

1/20/2011 Senate Read second time ([Senate Journal‑page 13](file:///h:\sj%20archive\2011\01-20-11.docx))

1/20/2011 Senate Roll call Ayes‑3 Nays‑0 ([Senate Journal‑page 13](file:///h:\sj%20archive\2011\01-20-11.docx))

1/25/2011 Senate Read third time and enrolled ([Senate Journal‑page 16](file:///h:\sj%20archive\2011\01-25-11.docx))

1/25/2011 Senate Roll call Ayes‑3 Nays‑0 ([Senate Journal‑page 16](file:///h:\sj%20archive\2011\01-25-11.docx))

1/27/2011 Ratified R 3

2/2/2011 Vetoed by Governor

2/8/2011 House Veto sustained Yeas‑0 Nays‑112 ([House Journal‑page 79](file:///h:\hj%20archive\2011\02-08-11.docx))

**VERSIONS OF THIS BILL**

[1/13/2011](file:///p:\pprever\2011-12\3321_20110113.docx)

[1/13/2011-A](file:///p:\pprever\2011-12\3321_20110113A.docx)

[1/19/2011](file:///p:\pprever\2011-12\3321_20110119.docx)

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(R3, H3321)

**AN ACT TO AMEND ACT 1006 OF 1958, RELATING TO THE BATH WATER AND SEWER DISTRICT, THE CLEARWATER WATER AND SEWER DISTRICT, AND THE LANGLEY WATER AND SEWER DISTRICT IN AIKEN COUNTY AND THE ELECTION OF COMMISSIONERS FOR THESE DISTRICTS, SO AS TO PROVIDE THAT NO PERSON MAY SERVE AS A COMMISSIONER OF THESE DISTRICTS AND ALSO SERVE AS AN OFFICER OR EMPLOYEE OF THE SAME DISTRICT, AND TO REQUIRE PRESENT COMMISSIONERS IN VIOLATION OF THIS PROVISION TO MAKE A WRITTEN ELECTION AS TO WHICH POSITION WILL BE RETAINED AND WHICH POSITION BY THAT ELECTION IS BEING RESIGNED.**

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

**Prohibited service**

SECTION 1. Section 3 of Act 1006 of 1958 is amended by adding a new paragraph at the end to read:

“A person may not serve as a commissioner of the Bath Water and Sewer District, the Clearwater Water and Sewer District, or the Langley Water and Sewer District in Aiken County and also be an officer or employee of the water and sewer district of which they are a commissioner. Any person on the effective date of this paragraph serving as a water and sewer district commissioner and as an officer or employee of the same district in violation of the provisions of this paragraph, within thirty days, shall elect to serve in only one of these capacities and for this purpose shall file a written election with the district and the Secretary of State as to the position which will be retained and which position by that election is being resigned. A person required to file this written election within thirty days who fails to do so is deemed to have vacated the office of water and sewer district commissioner which vacancy then must be filled as provided by law.”

**Time effective**

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

Ratified the 27th day of January, 2011.

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*President of the Senate*

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*Speaker of the House of Representatives*

Approved the \_\_\_\_\_\_\_\_\_\_\_\_ day of \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_2011.

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*Governor*

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