**South Carolina General Assembly**

120th Session, 2013-2014

**H. 4068**

**STATUS INFORMATION**

General Bill

Sponsors: Reps. Henderson, Atwater, Ballentine, Long, Southard, K.R. Crawford, Finlay, Huggins, G.R. Smith, Erickson, Taylor, Allison, Bowen, J.R. Smith, Limehouse, Bedingfield, Burns, Chumley, Crosby, Daning, Felder, Forrester, Hamilton, Hardee, Hiott, Hixon, Loftis, Nanney, Norman, Owens, Patrick, Ryhal, Sottile, Spires, Stringer, Thayer, Toole, Wells, Willis and Wood

Document Path: l:\council\bills\ms\7164ab13.docx

Companion/Similar bill(s): 3849

Introduced in the House on April 30, 2013

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

Summary: General Assembly

**HISTORY OF LEGISLATIVE ACTIONS**

Date Body Action Description with journal page number

4/30/2013 House Introduced and read first time ([House Journal‑page 21](file:///h:\HJ%20Archive\2013\04-30-13.docx))

4/30/2013 House Referred to Committee on **Judiciary** ([House Journal‑page 21](file:///h:\HJ%20Archive\2013\04-30-13.docx))

**VERSIONS OF THIS BILL**

[4/30/2013](file:///p:\pprever\2013-14\4068_20130430.docx)

**A** **BILL**

TO AMEND THE CODE OF LAWS OF SOUTH CAROLINA, 1976, BY ADDING SECTION 2‑1‑105 SO AS TO PROHIBIT A MEMBER OF THE GENERAL ASSEMBLY OR AN IMMEDIATE FAMILY MEMBER OF HIS FROM BEING ELECTED OR APPOINTED BY THE GENERAL ASSEMBLY TO THE GOVERNING BOARD OF A PUBLIC COLLEGE OR UNIVERSITY IN SOUTH CAROLINA WHILE THE MEMBER SERVES IN THE GENERAL ASSEMBLY AND FOR A PERIOD OF ONE YEAR AFTER THE MEMBER CEASES THIS SERVICE OR FAILS TO FILE FOR ELECTION TO THE GENERAL ASSEMBLY, AND TO PROVIDE A NECESSARY DEFINITION; AND TO AMEND SECTION 2‑19‑70, RELATING TO THE PROHIBITION OF A MEMBER OF THE GENERAL ASSEMBLY FROM BEING ELECTED TO JUDICIAL OFFICE WHILE SERVING IN THE GENERAL ASSEMBLY OR FOR ONE YEAR AFTER HE CEASES THIS SERVICE OR FAILS TO FILE FOR ELECTION TO THE GENERAL ASSEMBLY, SO AS TO EXTEND THE PROHIBITION TO AN IMMEDIATE FAMILY MEMBER OF A MEMBER OF THE GENERAL ASSEMBLY, AND TO PROVIDE A NECESSARY DEFINITION.

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

SECTION 1. Chapter 1, Title 2 of the 1976 Code is amended by adding:

“Section 2‑1‑105. (A) No member of the General Assembly or his immediate family member may be elected or appointed by the General Assembly to the governing board of a public college or university in this State while the member serves in the General Assembly and for a period of one year after the member either:

(1) ceases to be a member of the General Assembly; or

(2) fails to file for election to the General Assembly in accordance with Section 7‑11‑15.

(B) For the purposes of this section, ‘immediate family member’ means a spouse, child, stepchild, sibling, stepsibling, parent, stepparent, grandparent, stepgrandparent, grandchild, or stepgrandchild, including such relationships created by adoption.”

SECTION 2. Section 2‑19‑70(A) of the 1976 Code is amended to read:

“(A)(1) No member of the General Assembly or his immediate family member may be elected to a judicial office while ~~he is serving~~ the member serves in the General Assembly ~~nor shall that person be elected to a judicial office~~ and for a period of one year after ~~he~~ the member either:

~~(1)~~(a) ceases to be a member of the General Assembly; or

~~(2)~~(b) fails to file for election to the General Assembly in accordance with Section 7‑11‑15.

(2) For the purposes of this section, ‘immediate family member’ means a spouse, child, stepchild, sibling, stepsibling, parent, stepparent, grandparent, stepgrandparent, grandchild, or stepgrandchild, including such relationships created by adoption.”

SECTION 3. This act takes effect upon approval by the Governor.

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