**South Carolina General Assembly**

121st Session, 2015-2016

**A253, R270, H4877**

**STATUS INFORMATION**

General Bill

Sponsors: Reps. Delleney, Pitts, Lucas, Bannister and Whipper

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Introduced in the House on February 10, 2016

Introduced in the Senate on March 17, 2016

Passed by the General Assembly on June 2, 2016

Governor's Action: June 7, 2016, Signed

Summary: Family court judges

**HISTORY OF LEGISLATIVE ACTIONS**

 Date Body Action Description with journal page number

 2/10/2016 House Introduced and read first time ([House Journal‑page 46](file:///h%3A%5CHJ%20Archive%5C2016%5C02-10-16.docx))

 2/10/2016 House Referred to Committee on **Judiciary** ([House Journal‑page 46](file:///h%3A%5CHJ%20Archive%5C2016%5C02-10-16.docx))

 3/10/2016 House Committee report: Favorable **Judiciary** ([House Journal‑page 30](file:///h%3A%5CHJ%20Archive%5C2016%5C03-10-16.docx))

 3/15/2016 House Member(s) request name added as sponsor: Whipper

 3/16/2016 House Read second time ([House Journal‑page 62](file:///h%3A%5CHJ%20Archive%5C2016%5C03-16-16.docx))

 3/16/2016 House Roll call Yeas‑112 Nays‑0 ([House Journal‑page 63](file:///h%3A%5CHJ%20Archive%5C2016%5C03-16-16.docx))

 3/17/2016 House Read third time and sent to Senate ([House Journal‑page 18](file:///h%3A%5CHJ%20Archive%5C2016%5C03-17-16.docx))

 3/17/2016 Senate Introduced and read first time ([Senate Journal‑page 15](file:///h%3A%5CSJ%20Archive%5C2016%5C03-17-16.docx))

 3/17/2016 Senate Referred to Committee on **Judiciary** ([Senate Journal‑page 15](file:///h%3A%5CSJ%20Archive%5C2016%5C03-17-16.docx))

 3/18/2016 Senate Referred to Subcommittee: Campsen (ch), Malloy, Massey

 4/20/2016 Senate Committee report: Favorable **Judiciary** ([Senate Journal‑page 9](file:///h%3A%5CSJ%20Archive%5C2016%5C04-20-16.docx))

 5/11/2016 Senate Second Reading Failed ([Senate Journal‑page 53](file:///h%3A%5CSJ%20Archive%5C2016%5C05-11-16.docx))

 5/11/2016 Senate Roll call Ayes‑6 Nays‑35 ([Senate Journal‑page 53](file:///h%3A%5CSJ%20Archive%5C2016%5C05-11-16.docx))

 5/17/2016 Senate Reconsider vote whereby read second time ([Senate Journal‑page 46](file:///h%3A%5CSJ%20Archive%5C2016%5C05-17-16.docx))

 5/26/2016 Senate Second Reading Failed ([Senate Journal‑page 22](file:///h%3A%5CSJ%20Archive%5C2016%5C05-26-16.docx))

 5/26/2016 Senate Roll call Ayes‑15 Nays‑24 ([Senate Journal‑page 22](file:///h%3A%5CSJ%20Archive%5C2016%5C05-26-16.docx))

 6/1/2016 Senate Reconsidered ([Senate Journal‑page 49](file:///h%3A%5CSJ%20Archive%5C2016%5C06-01-16.docx))

 6/1/2016 Senate Read second time ([Senate Journal‑page 49](file:///h%3A%5CSJ%20Archive%5C2016%5C06-01-16.docx))

 6/1/2016 Senate Roll call Ayes‑21 Nays‑18 ([Senate Journal‑page 49](file:///h%3A%5CSJ%20Archive%5C2016%5C06-01-16.docx))

 6/2/2016 Senate Read third time and enrolled ([Senate Journal‑page 50](file:///h%3A%5CSJ%20Archive%5C2016%5C06-02-16.docx))

 6/2/2016 Ratified R 270

 6/7/2016 Signed By Governor

 6/14/2016 Effective date 06/07/16

 6/14/2016 Act No. 253

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**VERSIONS OF THIS BILL**

[2/10/2016](file:///p%3A%5Cpprever%5C2015-16%5C4877_20160210.docx)

[3/10/2016](file:///p%3A%5Cpprever%5C2015-16%5C4877_20160310.docx)

[4/20/2016](file:///p%3A%5Cpprever%5C2015-16%5C4877_20160420.docx)

(A253, R270, H4877)

**AN ACT TO AMEND SECTION 63‑3‑40, AS AMENDED, CODE OF LAWS OF SOUTH CAROLINA, 1976, RELATING TO FAMILY COURT JUDGES ELECTED FROM EACH JUDICIAL CIRCUIT, SO AS TO ADD TWO ADDITIONAL FAMILY COURT JUDGES WHO SHALL BE AT LARGE AND MUST BE ELECTED WITHOUT REGARD TO THEIR COUNTY OR CIRCUIT OF RESIDENCE.**

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

**Family Court judges, two additional at‑large judgeships created**

SECTION 1. Section 63‑3‑40 of the 1976 Code, as last amended by Act 241 of 2012, is further amended to read:

 “Section 63‑3‑40. (A) The General Assembly shall elect a number of family court judges from each judicial circuit as follows:

 First Circuit Three Judges

 Second Circuit Two Judges

 Third Circuit Three Judges

 Fourth Circuit Three Judges

 Fifth Circuit Four Judges

 Sixth Circuit Two Judges

 Seventh Circuit Three Judges

 Eighth Circuit Three Judges

 Ninth Circuit Six Judges

 Tenth Circuit Three Judges

 Eleventh Circuit Three Judges

 Twelfth Circuit Three Judges

 Thirteenth Circuit Six Judges

 Fourteenth Circuit Three Judges

 Fifteenth Circuit Three Judges

 Sixteenth Circuit Two Judges

 (B) In the following judicial circuits at least one family court judge must be a resident of each county in the circuit: fifth, seventh, tenth, twelfth, thirteenth, fifteenth, and sixteenth. In those judicial circuits made up of three or more counties, at least one family court judge must be a resident of one of the counties which does not have the largest population in the circuit. In the ninth circuit, both counties in the circuit must have at least two resident family court judges.

 (C) No county in the sixth circuit shall have more than one resident family court judge.

 (D) In addition to the judges authorized by this section, there must be eight additional family court judges elected by the General Assembly from the State at large for terms of office of six years. These additional judges must be elected without regard to county or circuit of residence. Each office of the at‑large judges is a separate office and is assigned numerical designations of Seat No. 1 through Seat No. 8, respectively.”

**Judicial Merit Selection Commission to begin screening**

SECTION 2. The Judicial Merit Selection Commission shall begin the process of nominating candidates for the judicial offices authorized by the provisions of SECTION 1, and the General Assembly then shall elect these judges from the nominees of the commission.

**Time effective**

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

Ratified the 2nd day of June, 2016.

Approved the 7th day of June, 2016.

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