**South Carolina General Assembly**

124th Session, 2021-2022

**H. 5038**

**STATUS INFORMATION**

Joint Resolution

Sponsors: Reps. Bryant, Pope, B. Newton, McGarry, Felder, Long, Oremus, Blackwell, Caskey, Rutherford, Hixon, D.C. Moss, V.S. Moss, Sandifer and Whitmire

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Introduced in the House on February 24, 2022

Introduced in the Senate on March 9, 2022

Last Amended on March 8, 2022

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

Summary: Constitutional amendment, Qualifications of officers

**HISTORY OF LEGISLATIVE ACTIONS**

Date Body Action Description with journal page number

2/24/2022 House Introduced, read first time, placed on calendar without reference ([House Journal‑page 37](file:///h:\hj\20220224.docx))

2/28/2022 Scrivener's error corrected

3/1/2022 House Debate adjourned until Tues., 3‑8‑22 ([House Journal‑page 52](file:///h:\hj\20220301.docx))

3/8/2022 House Amended

3/8/2022 House Read second time

3/8/2022 House Roll call Yeas‑106 Nays‑0 ([House Journal‑page 9](file:///h:\hj\20220308.docx))

3/9/2022 House Read third time and sent to Senate ([House Journal‑page 7](file:///h:\hj\20220309.docx))

3/9/2022 Senate Introduced and read first time ([Senate Journal‑page 10](file:///h:\sj\20220309.docx))

3/9/2022 Senate Referred to Committee on **Judiciary** ([Senate Journal‑page 10](file:///h:\sj\20220309.docx))

3/30/2022 Senate Referred to Subcommittee: Campsen (ch), Hutto, Massey, Sabb

View the latest [legislative information](http://www.scstatehouse.gov/billsearch.php?billnumbers=5038&session=124&summary=B) at the website

**VERSIONS OF THIS BILL**

[2/24/2022](file:///p:\pprever\2021-22\5038_20220224.docx)

[2/24/2022-A](file:///p:\pprever\2021-22\5038_20220224A.docx)

[2/28/2022](file:///p:\pprever\2021-22\5038_20220228.docx)

[3/8/2022](file:///p:\pprever\2021-22\5038_20220308.docx)

~~Indicates Matter Stricken~~

Indicates New Matter

AMENDED

March 8, 2022

**H. 5038**

Introduced by Reps. Bryant, Pope, B. Newton, McGarry, Felder, Long, Oremus, Blackwell, Caskey, Rutherford, Hixon, D.C. Moss, V.S. Moss, Sandifer and Whitmire

S. Printed 3/8/22--H.

Read the first time February 24, 2022.

**A** **JOINT RESOLUTION**

PROPOSING AN AMENDMENT TO SECTION 1, ARTICLE XVII OF THE CONSTITUTION OF SOUTH CAROLINA, 1895, RELATING TO THE QUALIFICATIONS OF OFFICERS, SO AS TO EXEMPT DEPUTY SHERIFFS FROM THE REQUIREMENT THAT THEY POSSESS THE QUALIFICATIONS OF AN ELECTOR, AND TO REMOVE ARCHAIC REFERENCES.

Amend Title To Conform

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

SECTION 1. It is proposed that Section 1, Article XVII of the Constitution of this State be amended to read:

“Section 1. No person shall be elected ~~or appointed~~ to any office in this State unless he ~~possess~~ possesses the qualifications of an elector~~:~~. ~~Provided, The provisions of this Section shall not apply to the offices of State Librarian and Departmental Clerks, to either of which offices any woman, a resident of the State two years, who has attained the age of twenty‑one years, shall be eligible.~~”

SECTION 2. The proposed amendment 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 on the ballot:

“Must Section 1, Article XVII of the Constitution of this State be amended so as to make its provisions applicable only to elected offices and to remove archaic language?

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’.”

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