

## Session 105 - (1983-1984)

### H\*2330 (Rat #0160, Act #0152 of 1983) Joint Resolution, By House Judiciary

#### Similar (H 2155)

A Joint Resolution proposing an amendment to Article V of the Constitution of South Carolina, 1895, relating to the Judicial Department, so as to provide for the establishment of a Court of Appeals with such jurisdiction as the General Assembly shall prescribe; to provide for the creation of the Judicial Commission as the sole authority to promulgate rules of practice and procedure for the unified Judicial System and for the membership thereof; to provide that the General Assembly may designate by general law certain cases of equity excluding matters of juvenile misconduct the appeal from which shall be on matters of law only; to provide that the Court of Appeals shall consist of a Chief Judge and at least five Associate Judges with the number to be determined by law; to provide that the Chief Judge shall preside and in his absence the Senior Associate Judge; to provide that the Court of Appeals shall sit in panels and, as provided by the General Assembly, may sit en banc; to provide that the members of the Court of Appeals shall be elected by a joint public vote of the General Assembly for a term of six years, except in the first election when staggered terms shall be provided for; to provide that in any contested election for a position on the Court of Appeals, the vote of each member of the General Assembly present and voting shall be recorded; to provide that the jurisdiction of the Court of Appeals shall be as the General Assembly shall provide; to provide that the Court of Appeals shall be bound by the decisions of the Supreme Court; to provide that the Judges of the Court of Appeals shall appoint a Clerk of Court for the Court of Appeals; to provide that the Judges of the Court of Appeals shall receive compensation to be determined by law; to provide for the filling of vacancies on the Court of Appeals by election or, if the unexpired term does not exceed one year, by appointment of the Governor; to provide that the Judges of the Court of Appeals shall have the same power to issue prerogative writs at chambers as when in open court and such other powers at chambers as the General Assembly may provide; to provide that the decisions of the Court of Appeals shall be published as provided by the General Assembly; and to delete obsolete language which permits existing Courts to be continued until Article V is implemented.-amended title

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| 01/27/83 | House  | Introduced, read first time, placed on calendar without reference HJ-535             |
| 02/03/83 | House  | Objection by Rep. Koon, McTeer & P. Bradley HJ-649                                   |
| 02/03/83 | House  | Special order, set for imm. foll. disposition of H2002 & H2194 (under H-2430) HJ-666 |
| 02/23/83 | House  | Read second time HJ-1167   |
| 03/01/83 | House  | Read third time and sent to Senate HJ-1225   |
| 03/02/83 | Senate | Introduced and read first time SJ-580  |
| 03/02/83 | Senate | Referred to Committee on Judiciary SJ-582  |
| 05/18/83 | Senate | Committee report: Favorable with amendment Judiciary SJ-1387                         |
| 05/19/83 | Senate | Read second time SJ-1408   |
| 05/19/83 | Senate | Ordered to third reading with notice of amendments SJ-1408                           |
| 05/19/83 | Senate | Special order, set for Wednesday, May 25 at 12:00 SJ-1408                            |
| 05/25/83 | Senate | Amended SJ-1477  |
| 05/25/83 | Senate | Read third time SJ-1487  |
| 05/25/83 | Senate | Returned SJ-1487   |
| 06/01/83 | House  | Concurred in Senate amendment and enrolled HJ-3389                                   |
| 06/02/83 |        | Ratified R 160   |
| 06/02/83 |        | No signature required  |
| 06/02/83 |        | Act No. 152  |
| 06/02/83 |        | Copies available   |