**South Carolina General Assembly**

118th Session, 2009-2010

**H. 3279**

**STATUS INFORMATION**

Joint Resolution

Sponsors: Reps. T.R. Young, D.C. Smith, G.R. Smith, J.R. Smith, Stewart, Millwood, Daning, Horne, Funderburk, Wylie, Bedingfield, Hart, Harrell, A.D. Young, Viers and Gunn

Document Path: l:\council\bills\swb\5667sd09.docx

Companion/Similar bill(s): 3275, 3614, 4475

Introduced in the House on January 14, 2009

Last Amended on May 19, 2009

Rejected by the House on January 27, 2010

Summary: Secretary of State

**HISTORY OF LEGISLATIVE ACTIONS**

Date Body Action Description with journal page number

1/14/2009 House Introduced and read first time [HJ](file:///h:\HJ%20Archive\2009\01-14-09.docx)‑20

1/14/2009 House Referred to Committee on **Judiciary** [HJ](file:///h:\HJ%20Archive\2009\01-14-09.docx)‑21

1/28/2009 House Member(s) request name added as sponsor: Millwood

2/5/2009 House Member(s) request name added as sponsor: Daning

2/17/2009 House Member(s) request name added as sponsor: Horne

3/31/2009 House Member(s) request name added as sponsor: Funderburk

4/22/2009 House Committee report: Favorable with amendment **Judiciary** [HJ](file:///h:\HJ%20Archive\2009\04-22-09.docx)‑9

4/28/2009 House Debate adjourned until Wednesday, April 29, 2009 [HJ](file:///h:\HJ%20Archive\2009\04-28-09.docx)‑29

4/29/2009 House Member(s) request name added as sponsor: Wylie, Bedingfield, Hart

4/29/2009 House Requests for debate‑Rep(s). Ott, Kennedy, JH Neal, Hodges, McEachern, JE Smith, Jefferson, Cobb‑Hunter, Vick, Hosey, Sellers, Mack, White, Lowe, Long, Cato, Crawford, Govan, Umphlett, Jennings, Erickson, RL Brown, Brantley, Hutto, King, Pinson, Parks, and Harvin [HJ](file:///h:\HJ%20Archive\2009\04-29-09.docx)‑164

5/12/2009 House Member(s) request name added as sponsor: Harrell, A.D.Young

5/12/2009 House Debate adjourned until Wednesday, May 13, 2009 [HJ](file:///h:\HJ%20Archive\2009\05-12-09.docx)‑50

5/13/2009 House Debate adjourned until Thursday, May 14, 2009 [HJ](file:///h:\HJ%20Archive\2009\05-13-09.docx)‑52

5/14/2009 House Debate adjourned until Tuesday, May 19, 2009 [HJ](file:///h:\HJ%20Archive\2009\05-14-09.docx)‑67

5/19/2009 House Amended [HJ](file:///h:\HJ%20Archive\2009\05-19-09.docx)‑49

5/19/2009 House Debate adjourned until Wednesday, May 20, 2009 [HJ](file:///h:\HJ%20Archive\2009\05-19-09.docx)‑64

5/20/2009 House Member(s) request name added as sponsor: Viers

5/20/2009 House Debate adjourned until Thursday, May 21, 2009 [HJ](file:///h:\HJ%20Archive\2009\05-20-09.docx)‑56

1/13/2010 House Member(s) request name added as sponsor: Gunn

1/13/2010 House Read second time [HJ](file:///h:\HJ%20Archive\2010\01-13-10.docx)‑31

1/13/2010 House Roll call Yeas‑77 Nays‑41 [HJ](file:///h:\HJ%20Archive\2010\01-13-10.docx)‑32

1/14/2010 House Rejected [HJ](file:///h:\HJ%20Archive\2010\01-14-10.docx)‑543

1/14/2010 House Roll call Yeas‑72 Nays‑38 [HJ](file:///h:\HJ%20Archive\2010\01-14-10.docx)‑543

1/14/2010 House Motion noted‑ Rep. Sellers noted the motion to reconsider the vote whereby H. 3279 was rejected [HJ](file:///h:\HJ%20Archive\2010\01-14-10.docx)‑555

1/19/2010 House Debate adjourned on motion to reconsider until Tuesday, January 26, 2010 [HJ](file:///h:\HJ%20Archive\2010\01-19-10.docx)‑19

1/26/2010 House Debate adjourned on motion to reconsider until Wednesday, January 27, 2010 [HJ](file:///h:\HJ%20Archive\2010\01-26-10.docx)‑10

1/27/2010 House Reconsidered [HJ](file:///h:\HJ%20Archive\2010\01-27-10.docx)‑23

1/27/2010 House Debate adjourned [HJ](file:///h:\HJ%20Archive\2010\01-27-10.docx)‑23

1/27/2010 House Rejected [HJ](file:///h:\HJ%20Archive\2010\01-27-10.docx)‑25

1/27/2010 House Roll call Yeas‑82 Nays‑34 [HJ](file:///h:\HJ%20Archive\2010\01-27-10.docx)‑26

**VERSIONS OF THIS BILL**

[1/14/2009](file:///p:\pprever\2009-10\3279_20090114.docx)

[4/22/2009](file:///p:\pprever\2009-10\3279_20090422.docx)

[5/19/2009](file:///p:\pprever\2009-10\3279_20090519.docx)

AMENDED--NOT PRINTED IN THE HOUSE

Amt. No. 1 (Doc. Path council\gjk\20299sd09)

May 19, 2009

**H. 3279**

Introduced by Reps. T.R. Young, D.C. Smith, G.R. Smith, J.R. Smith, Stewart, Millwood, Daning, Horne and Funderburk

S. Printed 4/22/09--H.

Read the first time January 14, 2009.

**A** **JOINT RESOLUTION**

PROPOSING AN AMENDMENT TO SECTION 7, ARTICLE VI OF THE CONSTITUTION OF SOUTH CAROLINA, 1895, RELATING TO THE CONSTITUTIONAL OFFICERS OF THIS STATE, SO AS TO DELETE THE SECRETARY OF STATE FROM THE LIST OF STATE OFFICERS WHICH THE CONSTITUTION REQUIRES TO BE ELECTED AND PROVIDE THAT THE SECRETARY OF STATE MUST BE APPOINTED BY THE GOVERNOR UPON THE ADVICE AND CONSENT OF THE GENERAL ASSEMBLY FOR A TERM COTERMINOUS WITH THE GOVERNOR UPON THE EXPIRATION OF THE TERM OF THE SECRETARY OF STATE SERVING IN OFFICE ON THE DATE OF THE RATIFICATION OF THIS PROVISION, AND TO PROVIDE THAT THE GENERAL ASSEMBLY SHALL PROVIDE BY LAW FOR THE DUTIES, COMPENSATION, AND QUALIFICATIONS FOR OFFICE, THE PROCEDURES BY WHICH THE APPOINTMENT IS MADE, AND THE PROCEDURES BY WHICH THE SECRETARY OF STATE MAY BE REMOVED FROM OFFICE.

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

SECTION 1. It is proposed that Section 7, Article VI of the Constitution of this State be amended by adding the following new paragraph at the end:

“Beginning upon the expiration of the term of the Secretary of State serving in office on the date of the ratification of the provisions of this paragraph, the Secretary of State must be appointed by the Governor, upon the advice and consent of the General Assembly. The term of office must be for four years, coterminous with that of the Governor. The General Assembly shall provide by law for the duties, compensation, and qualifications for office, the procedures by which the appointment is made, and the procedures by which the Secretary of State may be removed from office.”

SECTION 2. The proposed amendment in Section 1 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 or written on the ballot:

“Must Section 7, Article VI of the Constitution of this State relating to state constitutional officers be amended so as to delete the Secretary of State from the list of state officers which the Constitution requires to be elected; provide that upon the expiration of the term of the Secretary of State serving in office on the date of the ratification of this provision, the Secretary of State must be appointed by the Governor, upon the advice and consent of the General Assembly; and require the General Assembly to provide by law for the duties, compensation, and qualifications for office, the procedures by which the appointment is made, and the procedures by which the Secretary of State may be removed from office?

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 or written on the ballot:

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’.”

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’.”

‑‑‑‑XX‑‑‑‑