**South Carolina General Assembly**

118th Session, 2009-2010

**H. 3410**

**STATUS INFORMATION**

Joint Resolution

Sponsors: Reps. J.E. Smith, Hutto and Jennings

Document Path: l:\council\bills\dka\3083dw09.docx

Companion/Similar bill(s): 3339

Introduced in the House on February 3, 2009

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

Summary: General Assembly

**HISTORY OF LEGISLATIVE ACTIONS**

Date Body Action Description with journal page number

2/3/2009 House Introduced and read first time [HJ](file:///h:\HJ%20Archive\2009\02-03-09.docx)‑7

2/3/2009 House Referred to Committee on **Judiciary** [HJ](file:///h:\HJ%20Archive\2009\02-03-09.docx)‑7

**VERSIONS OF THIS BILL**

[2/3/2009](file:///p:\pprever\2009-10\3410_20090203.docx)

**A** **JOINT RESOLUTION**

PROPOSING AN AMENDMENT TO SECTION 11, ARTICLE III OF THE CONSTITUTION OF SOUTH CAROLINA, 1895, RELATING TO EACH HOUSE OF THE GENERAL ASSEMBLY BEING THE JUDGE OF THE ELECTION RETURNS AND QUALIFICATIONS OF ITS MEMBERS, SO AS TO DELETE THE AUTHORITY OF EACH HOUSE TO BE THE JUDGE OF THE ELECTION RETURNS OF ITS MEMBERS.

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

SECTION 1. It is proposed that Section 11, Article III of the Constitution of this State be amended to read:

“Section 11. Each house shall judge of the election ~~returns and~~ qualifications of its own members, and a majority of each house shall constitute a quorum to do business; but a smaller number may adjourn from day to day, and may compel the attendance of absent members, in such manner and under such penalties as may be provided by law or rule.”

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 or written on the ballot:

“Must Section 11, Article III of the Constitution of this State be amended so as to delete the authority of each house of the General Assembly to be the judge of the election returns of its members?

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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