

## Session 113 - (1999-2000)

**H\*4751 (Rat #0465, Act #0392 of 2000) General Bill, By Fleming, Allison, Altman, Cooper, Davenport, Keegan, Kelley, Koon, Lanford, Martin and Riser**

**Summary:** Elections, local commissions; campaign participation, Ethics; Voting machines, Poll managers, Voter, Ballots, Candidates

A BILL TO AMEND SECTION 7-13-75, CODE OF LAWS OF SOUTH CAROLINA, 1976, RELATING TO POLITICAL ACTIVITY OF MEMBERS OF LOCAL ELECTION COMMISSIONS, SO AS TO CLARIFY THAT A PERSON MAY PARTICIPATE ONLY IN THE POLITICAL MANAGEMENT OR IN A POLITICAL CAMPAIGN OVER WHICH THE PERSON HAS NO JURISDICTION; TO AMEND SECTION 7-5-440, AS AMENDED, RELATING TO THE PROCEDURE FOR VOTING WHEN A QUALIFIED ELECTOR MOVES AND DOES NOT NOTIFY THE COUNTY BOARD OF VOTER REGISTRATION OF THE CHANGE OF ADDRESS BEFORE THE ELECTION, SO AS TO INCLUDE A PERSON WHO MOVES FROM ONE COUNTY TO ANOTHER AND DOES NOT NOTIFY THE BOARD WITHIN THE THIRTY-DAY PERIOD BEFORE THE ELECTION; TO AMEND SECTION 7-13-350, AS AMENDED, RELATING TO CERTIFIED CANDIDATES NOMINATED BY PETITION, PRIMARY, OR CONVENTION, SO AS TO PROVIDE THAT CANDIDATES FOR PRESIDENT AND VICE PRESIDENT MUST BE CERTIFIED NOT LATER THAN TWELVE O'CLOCK NOON ON AUGUST THIRTIETH TO THE STATE ELECTION COMMISSION, OR IF AUGUST THIRTIETH FALLS ON SUNDAY, NOT LATER THAN TWELVE O'CLOCK NOON ON THE FOLLOWING MONDAY; TO AMEND SECTION 7-13-430, AS AMENDED, RELATING TO THE USE OF BALLOTS WHEN VOTING MACHINES ARE NOT USED, SO AS TO REVISE LANGUAGE RELATING TO THE NUMBER OF BALLOTS TO BE PROVIDED WHEN VOTING MACHINES ARE NOT USED AND TO PROVIDE FOR FAILSAFE BALLOTS, OR BALLOTS CONTAINING ONLY THE RACES FOR FEDERAL, STATEWIDE, COUNTYWIDE, AND MUNICIPALWIDE OFFICES, NOT TO EXCEED FIVE PERCENT OF THE REGISTERED QUALIFIED VOTERS AT EACH VOTING PLACE; TO AMEND SECTION 7-13-1680, RELATING TO THE NUMBER, TYPE, USE, REPAIR, AND CUSTODY OF VOTING MACHINES, SO AS TO CHANGE THE REQUIREMENT FOR ONE VOTING MACHINE FOR EACH THREE HUNDRED FIFTY VOTERS TO TWO HUNDRED FIFTY VOTERS; TO AMEND SECTION 7-13-1750, AS AMENDED, RELATING TO PREPARATION AND EXAMINATION OF VOTING MACHINES FOR AN ELECTION, SO AS TO REQUIRE NOTICE AS TO THE TIME AND PLACE WHERE VOTING MACHINES WILL BE PREPARED FOR AN ELECTION BE MAILED TO EACH POLITICAL PARTY HAVING CERTIFIED CANDIDATES, RATHER THAN TO THE TWO POLITICAL PARTIES WHICH CAST THE HIGHEST AND NEXT HIGHEST NUMBER OF VOTES AT THE PRECEDING GENERAL ELECTION, BEFORE THE MACHINES ARE PREPARED FOR AN ELECTION, AND TO PROVIDE THAT A VOTING MACHINE MAY BE LOCKED OR SEALED; TO AMEND SECTION 7-13-1770, RELATING TO THE DUTIES OF MANAGERS PRIOR TO OPENING POLLS SO AS TO DELETE A PROVISION WHICH PROVIDES THAT THE MANAGERS OF ELECTION SHALL HAVE THE VOTING MACHINES, BALLOTS, AND STATIONERY DELIVERED TO THEM FOR ELECTIONS, AND TO DELETE OBSOLETE LANGUAGE; TO AMEND SECTION 7-13-1880, RELATING TO THE LOCKING AND SEALING OF VOTING MACHINES WHEN THE POLLS OF ELECTION ARE CLOSED, SO AS TO PROVIDE FOR LOCKING OR SEALING OF VOTING MACHINES, AND FOR VIEWING AND CERTIFYING THE RESULTS OF ELECTIONS, AND TO PROVIDE FOR THE RETURN OF PROVISIONAL AND FAILSAFE BALLOTS WITH MACHINE RESULTS; TO AMEND SECTION 7-13-1890, RELATING TO KEYS AND LOCKING VOTING MACHINES AFTER AN ELECTION, SO AS TO PROVIDE THAT MACHINES MAY BE OPENED AND ALL DATA EXAMINED BY THE AUTHORITY RESPONSIBLE FOR CONDUCTING THE ELECTION IN ORDER TO ASCERTAIN THE MACHINE RESULTS AS LONG AS ALL CANDIDATES ARE NOTIFIED AND GIVEN AN OPPORTUNITY TO BE PRESENT OR UPON THE ORDER OF A COURT OF COMPETENT JURISDICTION; TO AMEND SECTION 7-15-310, RELATING TO DEFINITIONS USED IN CONNECTION WITH ABSENTEE VOTING, SO AS TO REDEFINE "IMMEDIATE FAMILY" TO INCLUDE GRANDPARENTS, GRANDCHILDREN, AND MOTHERS-IN-LAW, FATHERS-IN-LAW, BROTHERS-IN-LAW, SISTERS-IN-LAW, SONS-IN-LAW, AND DAUGHTERS-IN-LAW AS WELL AS A PERSON'S SPOUSE, PARENTS, CHILDREN, BROTHERS, AND SISTERS; AND TO REPEAL SECTION 7-13-620, RELATING TO THE NUMBER OF BALLOTS WHEN VOTING MACHINES ARE NOT USED.-AMENDED TITLE

03/08/00	House	Introduced and read first time HJ-70
03/08/00	House	Referred to Committee on Judiciary HJ-70
03/09/00	House	Recalled from Committee on Judiciary HJ-20
03/23/00	House	Debate adjourned HJ-25
03/28/00	House	Read second time HJ-239
03/29/00	House	Read third time and sent to Senate HJ-19
03/30/00	Senate	Introduced and read first time SJ-5

03/30/00	Senate	Referred to Committee on Judiciary SJ-5
05/17/00	Senate	Recalled from Committee on Judiciary SJ-3
05/18/00	Senate	Read second time SJ-17
05/18/00	Senate	Ordered to third reading with notice of amendments SJ-17
05/31/00	Senate	Amended SJ-78
05/31/00	Senate	Read third time and returned to House with amendments SJ-78
06/20/00	House	Concurred in Senate amendment and enrolled HJ-24
06/22/00		Ratified R 465
08/01/00		Signed By Governor
08/22/00		Effective date 08/01/00
08/22/00		Copies available
08/22/00		Act No. 392