Session 120 - (2013-2014)

S*0002 (Rat #0074, Act #0061 of 2013) General Bill, By Campsen, L. Martin, Cromer, Hayes and Grooms

Summary: Equal Access to the Ballot Act

AN ACT TO AMEND SECTION 7-11-10, CODE OF LAWS OF SOUTH CAROLINA, 1976, RELATING TO METHODS OF NOMINATING CANDIDATES, SO AS TO PROHIBIT A PERSON WHO WAS DEFEATED AS A CANDIDATE IN A PARTY PRIMARY OR BY PARTY CONVENTION FROM HAVING HIS NAME PLACED ON THE BALLOT FOR THE ENSUING GENERAL OR SPECIAL ELECTION EXCEPT WHEN THE PARTY'S NOMINEE DIES, RESIGNS, IS DISQUALIFIED, OR OTHERWISE CEASES TO BECOME THE PARTY'S NOMINEE FOR THAT OFFICE; TO AMEND SECTION 7-11-15, AS AMENDED, RELATING TO QUALIFICATIONS TO RUN AS A CANDIDATE IN GENERAL ELECTIONS, SO AS TO PROVIDE STREAMLINED GUIDELINES AND PROCEDURES FOR THE FILING OF STATEMENTS OF INTENTION OF CANDIDACY AND PARTY PLEDGE AND ANY FILING FEES TO THE STATE ELECTION COMMISSION OR THE COUNTY BOARD OF REGISTRATION AND ELECTIONS, AS APPROPRIATE; TO AMEND SECTION 7-11-30, RELATING TO PARTY CONVENTION NOMINATION OF CANDIDATES, SO AS TO PROVIDE A PROCEDURE FOR THE NOMINATION OF CANDIDATES BY PARTY CONVENTION BY A THREE-FOURTHS VOTE AT THE CONVENTION TO USE THE CONVENTION NOMINATION PROCESS WITH A MAJORITY VOTE IN THE PARTY'S NEXT PRIMARY ELECTION TO APPROVE THIS PROCESS; TO AMEND SECTION 7-11-210, AS AMENDED, RELATING TO NOTICE OF CANDIDACY AND PLEDGE, SO AS TO REFERENCE 7-11-15, DELETE PROVISIONS RELATING TO NOTICE, AND MAKE CONFORMING CHANGES TO THE PARTY PLEDGE; TO AMEND SECTION 7-13-40, AS AMENDED, RELATING TO THE TIME OF THE PARTY PRIMARY, CERTIFICATION OF NAMES, VERIFICATION OF CANDIDATES' QUALIFICATIONS, AND THE FILING FEE, SO AS TO PROVIDE CERTIFICATION OF CANDIDATES NOT LATER THAN NOON ON APRIL FIFTH OR NOON ON THE FOLLOWING MONDAY IF THE FIFTH FALLS ON THE WEEKEND; TO AMEND SECTION 7-13-45, AS AMENDED, RELATING TO FILING AS A CANDIDATE, SO AS TO REFERENCE THE REQUIREMENTS OF SECTION 7-11-15 AND MAKE CONFORMING CHANGES; TO AMEND SECTION 8-13-365, AS AMENDED, RELATING TO ELECTRONIC FILING FOR DISCLOSURES AND REPORTS, SO AS TO EXEMPT FORMS AND REPORTS REQUIRED PURSUANT TO ARTICLE 9, CHAPTER 13, TITLE 8 FROM THE STATE ETHICS COMMISSION'S DIRECTIVE TO ESTABLISH AN ELECTRONIC FILING SYSTEM AND TO DELETE OBSOLETE LANGUAGE; TO AMEND SECTION 8-13-1140, RELATING TO FILING OF AN UPDATED STATEMENT OF ECONOMIC INTERESTS, SO AS TO REFERENCE SECTION 8-13-365 AND TO CHANGE THE FILING DEADLINE FROM APRIL FIFTEENTH TO NOON ON MARCH THIRTIETH; TO AMEND SECTION 8-13-1356, AS AMENDED, RELATING TO THE FILING OF STATEMENTS OF ECONOMIC INTERESTS BY CANDIDATES, SO AS TO PROVIDE THAT A CANDIDATE WHO FILES A STATEMENT OF INTENTION OF CANDIDACY SEEKING NOMINATION BY POLITICAL PARTY PRIMARY OR CONVENTION MUST ELECTRONICALLY FILE A STATEMENT OF ECONOMIC INTERESTS PRIOR TO THE CLOSE OF FILING FOR THAT PARTICULAR OFFICE, A CANDIDATE WHO FILES A PETITION FOR NOMINATION MUST FILE A STATEMENT OF ECONOMIC INTERESTS WITHIN FIFTEEN DAYS OF SUBMITTING THE PETITION, AND A PERSON WHO BECOMES A WRITE-IN CANDIDATE MUST ELECTRONICALLY FILE A STATEMENT OF ELECTRONIC INTERESTS WITHIN TWENTY-FOUR HOURS OF FILING AN INITIAL CAMPAIGN FINANCE REPORT OR BEFORE TAKING THE OATH OF OFFICE, WHICHEVER OCCURS EARLIER; TO REPEAL SECTION 7-11-220 RELATING TO NOTICE OR PLEDGE BY CANDIDATES FOR THE STATE SENATE; AND TO REQUIRE THE STATE ELECTION COMMISSION TO NOTIFY EACH COUNTY ELECTION COMMISSION OF THE PROVISIONS OF THIS ACT, TO POST THE PROVISIONS OF THIS ACT ON ITS WEBSITE, AND TO REQUIRE EACH STATE PARTY EXECUTIVE COMMITTEE TO NOTIFY THE COUNTY EXECUTIVE PARTIES OF THE PROVISIONS OF THIS ACT. - ratified title

12/13/12	**Senate**	**Prefiled**
12/13/12	**Senate**	**Referred to Committee on Judiciary**
12/21/12	**Senate**	**Referred to Subcommittee: Campsen (ch), Sheheen, Scott, Thurmond, Shealy**
01/08/13	**Senate**	**Introduced and read first time (Senate Journal-page 17)**
01/08/13	**Senate**	**Referred to Committee on Judiciary (Senate Journal-page 17)**
01/09/13	**Senate**	**Committee report: Favorable with amendment Judiciary (Senate Journal-page 14)**
01/10/13		**Scrivener's error corrected**
01/17/13	**Senate**	**Amended (Senate Journal-page 15)**
01/17/13	**Senate**	**Committee Amendment Withdrawn (Senate Journal-page 15)**
01/17/13	**Senate**	**Read second time (Senate Journal-page 15)**
01/17/13	**Senate**	**Roll call Ayes-43 Nays-0 (Senate Journal-page 15)**
01/18/13		**Scrivener's error corrected**

01/23/13	Senate	Amended (Senate Journal-page 18)
01/23/13	Senate	Roll call Ayes-18 Nays-25 (Senate Journal-page 18)
01/23/13	Senate	Read third time and sent to House (Senate Journal-page 18)
01/23/13	Senate	Roll call Ayes-43 Nays-0 (Senate Journal-page 18)
01/24/13		Scrivener's error corrected
01/24/13	House	Introduced and read first time (House Journal-page 3)
01/24/13	House	Referred to Committee on Judiciary (House Journal-page 3)
01/25/13		Scrivener's error corrected
03/21/13	House	Committee report: Favorable with amendment Judiciary (House Journal-page 5)
03/22/13		Scrivener's error corrected
04/10/13	House	Requests for debate-Rep(s). ott, JE Smith, Jefferson, Williams, Cobb-Hunter, Vick, Funderburk, KR Crawford, Sabb, Crosby, Merrill, Herbkersman, Mitchell, Neal, Howard, King, Bowen, Forrester, Allison, RL Brown, Anderson, Hosey,Clyburn, Gilliard, Brannon, Ryhal, Whipper, Wood, Clemmons, Goldfinch, Hardwick, Bedingfield, Dillard, Robinson-Simpson, Skelton, George (House Journal-page 39)
04/17/13	House	Amended (House Journal-page 96)
04/17/13	House	Read second time (House Journal-page 96)
04/17/13	House	Roll call Yeas-86 Nays-25 (House Journal-page 151)
04/18/13	House	Read third time and returned to Senate with amendments (House Journal-page 55)
04/18/13		Scrivener's error corrected
04/24/13	Senate	House amendment amended (Senate Journal-page 54)
04/24/13	Senate	Returned to House with amendments (Senate Journal-page 54)
04/24/13	Senate	Roll call Ayes-38 Nays-4 (Senate Journal-page 54)
05/01/13	House	Non-concurrence in Senate amendment (House Journal-page 143)
05/01/13	House	Roll call Yeas-0 Nays-108 (House Journal-page 144)
05/02/13	Senate	Senate insists upon amendment and conference committee appointed Campsen, Scott, and Thurmond (Senate Journal-page 25)
05/02/13	House	Conference committee appointed Delleney, Weeks, Clemmons (House Journal-page 37)
06/05/13	Senate	Conference report received and adopted (Senate Journal-page 65)
06/05/13	Senate	Roll call Ayes-40 Nays-0 (Senate Journal-page 66)
06/06/13	House	Conference report received and adopted (House Journal-page 51)
06/06/13	House	Roll call Yeas-107 Nays-5 (House Journal-page 61)
06/06/13	House	Ordered enrolled for ratification (House Journal-page 62)
06/11/13		Ratified R 74
06/13/13		Signed By Governor
06/20/13		Effective date See Act for Effective Date
06/24/13		Act No. 61