**South Carolina General Assembly**

119th Session, 2011-2012

**A85, R10, H3243**

**STATUS INFORMATION**

General Bill

Sponsors: Reps. Pinson, Pitts and Parks

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Companion/Similar bill(s): 321

Introduced in the House on January 11, 2011

Introduced in the Senate on January 27, 2011

Passed by the General Assembly on February 10, 2011

Governor's Action: March 16, 2011, Signed

Summary: Greenwood County Board of Trustees

**HISTORY OF LEGISLATIVE ACTIONS**

Date Body Action Description with journal page number

12/14/2010 House Prefiled

12/14/2010 House Referred to **Greenwood Delegatio**n

1/11/2011 House Introduced and read first time ([House Journal‑page 98](file:///h:\hj%20archive\2011\01-11-11.docx))

1/11/2011 House Referred to Committee on Greenwood Delegation ([House Journal‑page 98](file:///h:\hj%20archive\2011\01-11-11.docx))

1/25/2011 House Delegation report: Favorable **Greenwood Delegatio**n ([House Journal‑page 44](file:///h:\hj%20archive\2011\01-25-11.docx))

1/26/2011 House Read second time ([House Journal‑page 23](file:///h:\hj%20archive\2011\01-26-11.docx))

1/27/2011 House Read third time and sent to Senate ([House Journal‑page 25](file:///h:\hj%20archive\2011\01-27-11.docx))

1/27/2011 Senate Introduced, read first time, placed on local & uncontested calendar ([Senate Journal‑page 19](file:///h:\sj%20archive\2011\01-27-11.docx))

2/9/2011 Senate Read second time ([Senate Journal‑page 13](file:///h:\sj%20archive\2011\02-09-11.docx))

2/9/2011 Senate Roll call Ayes‑2 Nays‑0 ([Senate Journal‑page 13](file:///h:\sj%20archive\2011\02-09-11.docx))

2/10/2011 Senate Read third time and enrolled ([Senate Journal‑page 9](file:///h:\sj%20archive\2011\02-10-11.docx))

2/10/2011 Senate Roll call Ayes‑2 Nays‑0 ([Senate Journal‑page 9](file:///h:\sj%20archive\2011\02-10-11.docx))

3/10/2011 Ratified R 10

3/16/2011 Signed By Governor

3/22/2011 Effective date 03/16/11

8/23/2011 Act No. 85

**VERSIONS OF THIS BILL**

[12/14/2010](file:///p:\pprever\2011-12\3243_20101214.docx)

[1/25/2011](file:///p:\pprever\2011-12\3243_20110125.docx)

[1/27/2011](file:///p:\pprever\2011-12\3243_20110127.docx)

(A85, R10, H3243)

**AN ACT TO AMEND ACT 595 OF 1994, AS AMENDED, RELATING TO THE ELECTION OF MEMBERS OF THE BOARD OF TRUSTEES OF GREENWOOD SCHOOL DISTRICT 50 IN GREENWOOD COUNTY, SO AS TO PROVIDE THAT IF THE NUMBER OF CANDIDATES FOR THE BOARD OF TRUSTEES IS EQUAL TO OR LESS THAN THE NUMBER OF POSITIONS TO BE FILLED, THE COUNTY ELECTION COMMISSION SHALL DECLARE THOSE CANDIDATES ELECTED.**

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

**Greenwood School District 50 Board of Trustees election**

SECTION 1. Section 1(A) of Act 595 of 1994, as last amended by Act 140 of 2007, is further amended to read:

“Section 1. (A) Notwithstanding another provision of law, the Board of Trustees of Greenwood School District 50 consists of nine members who must be elected in nonpartisan elections to be held beginning in 1994 at the same time as the general election in the year specified or required in the manner provided in this section. Based on the implementation schedule provided in subsection (B), one member of the board must be a resident of and elected from each of the nine defined single‑member election districts established in Section 2 of this act. Except for initial terms otherwise provided in subsection (B), members of the board must be elected for four‑year terms and until their successors are elected and qualify. In the event of a vacancy on the board occurring for any reason other than expiration of a term, the Greenwood County Election Commission shall call a special election to fill the unexpired term, so long as the vacancy does not occur within ten months of a regular trustee election. In this case, the vacancy must be filled for the unexpired term or for a full term as appropriate at the next regular election.

Each member of the board must be elected by the qualified electors of the respective district from which the candidate seeks election. A person who desires to qualify as a candidate shall file a written statement of candidacy with the county election commission on forms furnished by the election commission. This statement of candidacy must include information the county election commission requires. The filing period opens on the first Tuesday in August at noon to run for two weeks.

The county election commission shall conduct and supervise the elections for members of the board in the manner governed by the election laws of this State, mutatis mutandis. The county election commission shall prepare the necessary ballots, appoint managers for the voting precincts, and do all things necessary to carry out the elections, including the counting of ballots and declaring the results. The county election commission shall give at least thirty days’ notice of an election by publishing a notice of it in a newspaper of general circulation in the district once a week for two consecutive weeks all of which notices must be run at least thirty days before the scheduled election. The notices must include, but may not be limited to, the date and time of the election, the polling places of the election, and the place where candidates may file for election. If the number of candidates who offer for the position of trustee is less than or equal to the number of positions to be filled, the county election commission shall declare those who filed as elected to the position. If no candidate files for the office of trustee or if the number of candidates who file is less than the number to complete the board, the provisions of Section 7‑13‑1120 of the 1976 Code relating to write‑in ballots apply. The results of the elections must be determined by the nonpartisan plurality method as contained in Section 5‑15‑61 of the 1976 Code. The costs of the elections must be borne by the school district and be determined by the county election commission.

A person aggrieved by the election of a trustee pursuant to this act, within fifteen days after the election, shall file with the county election commission a written petition stating his grievance and the grounds for it. The county election commission shall rule upon the petition within sixty days after its filing.

The members of the board elected in these nonpartisan elections shall take office one week following certification of their election as provided in Section 59‑19‑315 of the 1976 Code.”

**Time effective**

SECTION 2. This act takes effect upon approval by the Governor.

Ratified the 10th day of March, 2011.

Approved the 16th day of March, 2011.

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