POLLED OUT OF COMMITTEE

MAJORITY FAVORABLE

June 15, 2011

**S. 962**

Introduced by Senators McConnell, Hayes, L. Martin, Alexander, Ryberg, Campsen, Courson, Bright, Bryant, Rose, S. Martin, Thomas, Leatherman and Peeler

S. Printed 6/15/11--S.

Read the first time June 14, 2011.

**THE COMMITTEE ON JUDICIARY**

To whom was referred a Concurrent Resolution (S. 962) to provide that pursuant to Section 9, Article III, of the Constitution of this State, 1895, each house agrees, by the vote required by this constitutional provision , etc., respectfully

**REPORT:**

Has polled the Concurrent Resolution out majority favorable.

**A** **CONCURRENT RESOLUTION**

TO PROVIDE THAT PURSUANT TO SECTION 9, ARTICLE III, OF THE CONSTITUTION OF THIS STATE, 1895, EACH HOUSE AGREES, BY THE VOTE REQUIRED BY THIS CONSTITUTIONAL PROVISION, TO RECEDE FROM THE OTHER HOUSE FOR LESS THAN OR MORE THAN THIRTY DAYS AS THE CASE MAY BE, THAT EACH HOUSE AGREES TO EXTEND THE 2011 REGULAR SESSION TO CONSIDER CERTAIN MATTERS DURING CERTAIN TIME PERIODS, AS PROVIDED BY THIS RESOLUTION, AND IF NOT ADJOURNED EARLIER, EACH HOUSE SHALL STAND ADJOURNED SINE DIE DECEMBER 1, 2011.

Be it resolved by the Senate, the House of Representatives concurring:

(A) Pursuant to the provisions of Section 9, Article III, of the South Carolina Constitution, 1895, and by the two‑thirds vote required by that section in order to recede for more than thirty consecutive calendar days, each house agrees, in this resolution, to recede from the other body either for a period less than thirty days or for more than thirty days as the case may be.

(B) Further, the General Assembly by this resolution agrees to bind itself subject to the provisions of this resolution. The 2011 regular session of the General Assembly is extended to permit the General Assembly to continue in session after Thursday, June 2, 2011, under the terms and conditions stipulated in this resolution and for this purpose each house agrees that when the Senate and the House of Representatives adjourn on Thursday, June 2, 2011, not later than 5:00 p.m. or at any time prior, each house shall stand adjourned to meet in statewide session on Tuesday, June 14, 2011, at 12:00 noon and to continue in statewide session, if necessary, until not later than 5:00 p.m. on Friday, July 1, 2011. Each house agrees to limit itself to consideration of the following matters and subject to the following conditions, as applicable:

(1) receipt and consideration of gubernatorial vetoes;

(2) receipt and consideration of the General Appropriations Bill, the Capital Reserve Fund Bill, and introduction, receipt, and consideration of a Continuing Resolution to fund the ordinary expenses of state government until the passage of the General Appropriations Bill;

(3) introduction, receipt and consideration of resolutions affecting Sine Die adjournment;

(4) receipt and consideration of H. 3066;

(5) receipt, consideration, and confirmation of appointments;

(6) introduction, receipt, and consideration of resolutions expressing sympathy or congratulations;

(7) receipt and consideration of local legislation which has the unanimous consent of the affected delegation;

(8) concurrence and nonconcurrence in amendments to bills returned from the other house;

(9) appointment of members to conference and free conference committees and receipt, consideration, and disposition of conference and free conference reports;

(10) introduction, receipt, and consideration of redistricting legislation, including, but not limited to, receipt, consideration, and disposition of conference or free conference reports, appointment of conference and free conference committees, messages pertaining to such reports and appointments, and amendments to redistricting legislation enacted by the General Assembly concerning the South Carolina House of Representatives, the South Carolina State Senate, and the seven United States Congressional Seats allocated to South Carolina;

(11) convening of a joint assembly to elect a member to the University of South Carolina Board of Trustees; and

(12) convening of joint assemblies to fill vacancies in the executive department as provided by Section 1‑1‑120.

(C) When each house recedes subject to section (A) and not later than 5:00 p.m. on Friday, July 1, 2011, the General Assembly shall stand in recess subject to the call of the Speaker of the House for the House of Representatives and the President Pro Tempore of the Senate for the Senate at times they consider appropriate for their respective bodies to meet for the consideration of the following matters and subject to the following conditions, as applicable:

(1) introduction, receipt, and consideration of resolutions affecting Sine Die adjournment;

(2) receipt and consideration of gubernatorial vetoes;

(3) receipt and consideration of the General Appropriations Bill, the Capital Reserve Fund Bill, and introduction, receipt, and consideration of a Continuing Resolution to fund the ordinary expenses of state government until the passage of the General Appropriations Bill, concurrence and nonconcurrence in amendments to these bills returned from the other house, and the appointment of members to conference and free conference committees and receipt, consideration, and disposition of conference and free conference reports on these matters;

(4) introduction, receipt, and consideration of resolutions expressing sympathy or congratulations;

(5) introduction, receipt, and consideration of redistricting legislation, including, but not limited to, concurrence and nonconcurrence in amendments to these bills returned from the other house, receipt, consideration, and disposition of conference or free conference reports, appointment of conference and free conference committees, messages pertaining to such reports and appointments, and amendments to redistricting legislation enacted by the General Assembly concerning the South Carolina House of Representatives, the South Carolina State Senate, and the seven United States Congressional Seats allocated to South Carolina; and

(6) convening of joint assemblies to fill vacancies in the executive department as provided by Section 1‑1‑120.

(D) The President Pro Tempore of the Senate and the Speaker of the House of Representatives may set a mutually agreed upon time or times prior to Sine Die adjournment for officers of the Senate and House to ratify acts.

(E) Unless the session is otherwise adjourned Sine Die at an earlier date, the 2011 regular session of the General Assembly shall stand adjourned Sine Die on December 1, 2011.

(F) For purposes of Section 1‑3‑210 and after July 1, 2011, when neither the House of Representatives or the Senate have been called into session pursuant to the provisions of this resolution, the General Assembly intends that the legislature be considered in recess for purposes of the Governor being allowed to fill vacancies by interim appointments except for the office of magistrate.

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