INTRODUCED

April 9, 2014

**H. 5073**

Introduced by Reps. K.R. Crawford, Southard, Branham, Atwater, McEachern, Anderson, Finlay, Brannon, Bannister, Erickson, Allison, Rivers, Burns, Neal, Sellers, Sabb, McCoy, Cobb‑Hunter, Williams, Hosey, Jefferson, Sandifer, King, Gilliard, Murphy, Douglas, Taylor, Alexander, Anthony, Bales, Barfield, Bedingfield, Bowers, G.A. Brown, R.L. Brown, Chumley, Clemmons, Cole, Crosby, Daning, Dillard, Edge, Forrester, Funderburk, Gagnon, George, Goldfinch, Hamilton, Hardwick, Hayes, Henderson, Hiott, Hodges, Howard, Huggins, Loftis, Lowe, Mack, V.S. Moss, Nanney, Newton, Norrell, R.L. Ott, Owens, Parks, Pitts, Putnam, Ridgeway, Robinson‑Simpson, Rutherford, Ryhal, Simrill, Skelton, G.R. Smith, J.E. Smith, J.R. Smith, Sottile, Spires, Stringer, Thayer, Wells, White, Whitmire and Willis

S. Printed 4/9/14--H.

Read the first time April 9, 2014.

**A** **JOINT RESOLUTION**

PROPOSING AN AMENDMENT TO SECTION 24, ARTICLE V OF THE CONSTITUTION OF SOUTH CAROLINA, 1895, RELATING TO THOSE CONSTITUTIONAL OFFICERS PROVIDED FOR THE ENFORCEMENT AND PROSECUTION OF THE CRIMINAL LAWS OF THIS STATE, ADMINISTRATIVE FUNCTIONS OF THE COURTS, THE AUTHORITY OF THE GENERAL ASSEMBLY TO PROVIDE FOR THEIR QUALIFICATIONS, DUTIES, AND COMPENSATION, AND THE AUTHORITY OF THE ATTORNEY GENERAL AS THE CHIEF PROSECUTING OFFICER OF THE STATE WITH SUPERVISORY AUTHORITY OVER THE PROSECUTION OF ALL CRIMINAL CASES IN COURTS OF RECORD, SO AS TO DELETE LANGUAGE PROVIDING THAT THE ATTORNEY GENERAL IS THE CHIEF PROSECUTING OFFICER OF THE STATE WITH AUTHORITY TO SUPERVISE THE PROSECUTION OF ALL CRIMINAL CASES IN COURTS OF RECORD.

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

SECTION 1. It is proposed that Section 24, Article V of the Constitution of this State be amended by deleting the third undesignated paragraph, which reads:

“The Attorney General shall be the chief prosecuting officer of the State with authority to supervise the prosecution of all criminal cases in courts of record.”

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 24, Article V of the Constitution of this State be amended so as to delete language providing that the Attorney General is the chief prosecuting officer of the State with authority to supervise the prosecution of all criminal cases in courts of record?

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’.”

‑‑‑‑XX‑‑‑‑