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Indicates New Matter

INTRODUCED

January 13, 2016

**S. 985**

Introduced by Senator Leatherman

L. Printed 1/13/16--S.

Read the first time January 13, 2016.

**A** **BILL**

TO AMEND SECTION 4 OF ACT 250 OF 1991, AS AMENDED BY ACT 168 OF 1995, RELATING TO ELECTIONS FOR MEMBERS OF THE BOARD OF TRUSTEES FOR FLORENCE COUNTY SCHOOL DISTRICT FIVE, TO PROVIDE THAT THE FLORENCE COUNTY ELECTION COMMISSION SHALL CONDUCT THE ELECTIONS AND TO PROVIDE THAT THE ELECTIONS SHALL OCCUR ON THE FIRST TUESDAY AFTER THE FIRST MONDAY IN NOVEMBER OF EACH YEAR, AND TO PROVIDE FOR THE LOCATIONS WHERE THE ELECTION COMMISSION SHALL CONDUCT THE ELECTION.

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

SECTION 1. Section 4 of Act 250 of 1991, as amended by Act 168 of 1995, is further amended to read:

“Section 4. Elections for trustees for School District 5 shall be held on the ~~second~~ first Tuesday after the first Monday in ~~September~~ November of each year. The election shall be conducted by the ~~board~~ Florence County Election Commission. A notice of the ~~election~~ filing shall be advertised in a newspaper of general circulation in the school district ~~at least once, thirty days prior to the close of the filing period~~. The advertisement shall state the purpose of the election, the method for filing statements of candidacy, dates of the opening and closing of the filing period, place of filing, and the voting places for the election.

The ~~board~~ election commission shall conduct the election at the Johnsonville High School, Kingsburg Masonic Lodge, Prospect-Vox Fire Station Two, and the Vox Community Center within the district. Such election shall be conducted ~~as nearly as practicable~~ in accordance with the general law regulating general elections in this State. The ~~board~~ election commission shall rule on any irregularity in the election. ~~Any member of the board must recuse himself involving matters pertaining to his election.~~ Each seat of trustee in School District 5 shall constitute a separate seat and shall be numbered separately beginning with the number one through the number seven, and no person shall be declared elected unless he receives a majority of the votes cast in the election for the seat for which he is a candidate. In case no such candidate receives a majority of the votes cast in the election for such seat, a second election between the two receiving the highest number of votes who do not withdraw shall be held within thirty days after the first election. Provided, that if only one candidate remains he shall be declared elected. Notice thereof shall be advertised at least one week prior thereto and shall be conducted in like manner as the first election by the county election commission.

The initial election for seat 1 shall be filled from single‑member district 1 in 1994.

The initial election for seat 2 shall be filled from single‑member district 2 in 1992.

The initial election for seat 3 shall be filled from single‑member district 3 in 1993.

The initial election for seat 4 shall be filled from single‑member district 4 in 1994.

The initial election for seat 5 shall be filled by an at‑large election in 1992.

The initial election for seat 6 shall be filled by an at‑large election in 1993.

The initial election for seat 7 shall be filled by an at‑large election in 1994.

All trustees shall serve three‑year terms.

Any member serving as trustee on the effective date of this act, whose term expires before the initial elections are to be held to fill such seats, shall continue to serve until elections are held and a trustee is elected and qualified.”

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

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