**South Carolina General Assembly**

124th Session, 2021-2022

**H. 3534**

**STATUS INFORMATION**

General Bill

Sponsors: Rep. Thigpen

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Introduced in the House on January 12, 2021

Currently residing in the House Committee on **Judiciary**

Summary: Special elections

**HISTORY OF LEGISLATIVE ACTIONS**

Date Body Action Description with journal page number

12/16/2020 House Prefiled

12/16/2020 House Referred to Committee on **Judiciary**

1/12/2021 House Introduced and read first time ([House Journal‑page 229](file:///h:\hj\20210112.docx))

1/12/2021 House Referred to Committee on **Judiciary** ([House Journal‑page 229](file:///h:\hj\20210112.docx))

View the latest [legislative information](http://www.scstatehouse.gov/billsearch.php?billnumbers=3534&session=124&summary=B) at the website

**VERSIONS OF THIS BILL**

[12/16/2020](file:///p:\pprever\2021-22\3534_20201216.docx)

**A** **BILL**

TO AMEND SECTION 7‑13‑190, CODE OF LAWS OF SOUTH CAROLINA, 1976, RELATING TO SPECIAL ELECTIONS TO FILL VACANCIES IN OFFICE, SO AS TO PERMIT THE COUNTY BOARD OF VOTER REGISTRATION AND ELECTIONS OR OTHER AUTHORITY RESPONSIBLE FOR THE CONDUCT OF THE ELECTIONS, IN ITS DISCRETION, TO SET THE SPECIAL ELECTION FOR THE SECOND SUCCEEDING TUESDAY WHEN THE NEXT SUCCEEDING TUESDAY FALLS ON A DAY THAT IS WIDELY OBSERVED OR CELEBRATED IN THE STATE EVEN THOUGH IT IS NOT OFFICIALLY RECOGNIZED AS A STATE HOLIDAY.

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

SECTION 1. Section 7‑13‑190(B)(2) of the 1976 Code, is amended to read:

“(2) A primary must be held on the eleventh Tuesday after the vacancy occurs. A runoff primary must be held on the thirteenth Tuesday after the vacancy occurs. The special election must be on the twentieth Tuesday after the vacancy occurs. If the twentieth Tuesday after the vacancy occurs is no more than sixty days prior to the general election, the special election must be held on the same day as the general election. If the filing period closes on a state holiday, then filing must be held open through the succeeding weekday. If the date for an election falls on a state holiday, the election must be set for the next succeeding Tuesday; however, if the next succeeding Tuesday falls on a day that is widely observed or celebrated in the State, though not officially recognized as a state holiday, the county board of voter registration and elections or other authority responsible for the conduct of the elections, in its discretion, may set the election for the second succeeding Tuesday. For purposes of this section, state holiday does not mean the general election day.”

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

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