

**South Carolina General Assembly**  
117th Session, 2007-2008

**A50, R66, S666**

**STATUS INFORMATION**

General Bill

Sponsors: Senators Hayes, Peeler, Gregory and Short

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Introduced in the Senate on April 12, 2007

Introduced in the House on May 1, 2007

Passed by the General Assembly on May 25, 2007

Governor's Action: June 4, 2007, Vetoed

Legislative veto action(s): Veto overridden

Summary: Winthrop University

**HISTORY OF LEGISLATIVE ACTIONS**

Date	Body	Action Description with journal page number
4/12/2007	Senate	Introduced and read first time SJ-13
4/12/2007	Senate	Referred to Committee on <b>Education</b> SJ-13
4/24/2007	Senate	Committee report: Favorable <b>Education</b> SJ-9
4/25/2007		Scrivener's error corrected
4/25/2007	Senate	Read second time SJ-35
4/26/2007	Senate	Read third time and sent to House SJ-17
5/1/2007	House	Introduced and read first time HJ-8
5/1/2007	House	Referred to Committee on <b>Education and Public Works</b> HJ-8
5/23/2007	House	Committee report: Favorable <b>Education and Public Works</b> HJ-9
5/24/2007	House	Read second time HJ-29
5/24/2007	House	Unanimous consent for third reading on next legislative day HJ-30
5/25/2007	House	Read third time and enrolled
5/29/2007		Ratified R 66
6/4/2007		Vetoed by Governor
6/5/2007	Senate	Veto overridden by originating body Yeas-43 Nays-1
6/6/2007	House	Veto sustained--Yeas-47 Nays 29 HJ-16
6/6/2007	House	Reconsider vote whereby veto sustained HJ-50
6/6/2007	House	Veto overridden Yeas-79 Nays-19 HJ-50
6/13/2007		Copies available
6/13/2007		Effective date 06/06/07
6/15/2007		Act No. 50

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**VERSIONS OF THIS BILL**

[4/12/2007](#)

[4/24/2007](#)

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(A50, R66, S666)

**AN ACT TO AMEND SECTIONS 59-125-20 AND 59-125-30, CODE OF LAWS OF SOUTH CAROLINA, 1976, RELATING TO THE BOARD OF TRUSTEES OF WINTHROP UNIVERSITY AND THEIR SELECTION, SO AS TO PROVIDE FOR TWO ADDITIONAL AT-LARGE MEMBERS OF THE BOARD AND FOR THE MANNER OF THEIR ELECTION AND TERMS OF OFFICE.**

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

**Additional members**

SECTION 1. Section 59-125-20 of the 1976 Code is amended to read:

“Section 59-125-20. A. The Board of Trustees of Winthrop University is composed of the Governor and the State Superintendent of Education or their designees who are members ex officio of the board, nine other members each to be elected by the joint vote of the General Assembly, as hereinafter provided, and two graduates of Winthrop University to be appointed by the Winthrop University Alumni Association or its successors, as hereinafter provided.

B. In addition to the members of the board in subsection A, there shall be one additional member of the board appointed by the Governor. The Governor shall make the appointment based on merit regardless of race, color, creed, or gender and shall strive to assure that the membership of the board is representative of all citizens of the State of South Carolina.”

**Manner of selection, terms**

SECTION 2. Section 59-125-30 of the 1976 Code is amended to read:

“Section 59-125-30. Of the seven members to be elected by the General Assembly, one member must be elected from each of the six congressional districts and three members must be elected by the General Assembly from the state at large. Each representative of a congressional district must be a resident of the congressional district represented. The regular term of office of the elective members of the board of trustees is six years. In electing members of the board, the General Assembly shall elect members based on merit regardless of race, color, creed, or gender and shall strive to assure that the

membership of the board is representative of all citizens of the State of South Carolina. The elective members of the board of trustees shall continue to serve until the thirtieth day of June of the year in which their terms are scheduled to expire. Those persons elected by the General Assembly shall have their seats designated as the seat number corresponding to the congressional district from which they are elected with the at-large members designated as Seat Seven, Seat Eight, and Seat Nine with the present at-large member of the board deemed to be serving in Seat Seven. The General Assembly shall hold elections to fill vacancies as they occur on the board by the expiration of terms of office, as follows: Seat One in 2006, Seat Two in 2008, Seat Three in 2004, Seat Four in 2004, Seat Five in 2006, Seat Six in 2008, Seat Seven in 2005, Seat Eight in 2008, and Seat Nine in 2009. In 2008, the person elected by the General Assembly to fill Seat Eight shall serve a six-year term and in 2009, the person elected by the General Assembly to fill Seat Nine shall serve a six-year term. At the completion of those terms of office, all subsequent members of the board elected by the General Assembly to fill Seats Eight and Nine shall be elected for six-year terms. Elections to fill vacancies which are caused by the death, resignation, or removal of an elective trustee may be held earlier than the first day of April of the year in which the unexpired term terminates, but the term of the person elected to fill the vacancy expires on the last day of June of the year in which the term of the former member would have expired. When there is a vacancy otherwise occurring on the board of trustees among the elected members, the Governor may fill it by appointment until the next session of the General Assembly. The State Superintendent of Education or the superintendent's designee shall serve in Seat Ten, ex officio. Seat Thirteen shall be a member appointed by the Governor. The Governor or the Governor's designee shall serve in Seat Fourteen, ex officio. The members of the board elected by the Winthrop University Alumni Association or its successors shall be elected for four-year terms to fill Seats Eleven and Twelve in 2002. In 2006, the person elected by the Winthrop University Alumni Association or its successors to fill Seat Eleven shall serve a six-year term and the person elected by the Winthrop University Alumni Association or its successors to fill Seat Twelve shall serve a four-year term. At the completion of those terms of office, all subsequent members of the board elected by the Winthrop University Alumni Association or its successors to fill Seats Eleven and Twelve shall be elected for six-year terms. The names of those so elected must be certified to the Secretary of State by the president and secretary of the association and they shall take office immediately after the certification. The term of the at-large trustee appointed by the

Governor to Seat Thirteen is effective upon certification to the Secretary of State and is coterminous with the term of office of the Governor. Any vacancy in the office of the member appointed by the Governor must be filled by appointment of the Governor for the unexpired term in the same manner of original appointment.”

**Time effective**

SECTION 3. This act takes effect upon approval by the Governor.

Ratified the 29<sup>th</sup> day of May, 2007.

Vetoed by the Governor -- 6/4/07.

Veto overridden by Senate -- 6/5/07.

Veto overridden by House -- 6/5/07.

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