

1 ~~Indicates Matter Stricken~~

2 Indicates New Matter

3

4 AMENDED

5 March 5, 2008

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7

## H. 4620

8

9 Introduced by Reps. Harrell, Harrison, Cato, Hagood, Howard,  
10 W.D. Smith, Walker, White, Stavrinakis, Bedingfield, G.R. Smith,  
11 Hart and Viers

12

13 S. Printed 3/5/08--H.

14 Read the first time January 31, 2008.

15

### **λA JOINT RESOLUTION**

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17  
18 PROPOSING AN AMENDMENT TO SECTION 7, ARTICLE  
19 VI, CONSTITUTION OF SOUTH CAROLINA, 1895,  
20 RELATING TO THE CONSTITUTIONAL OFFICERS OF THIS  
21 STATE, SO AS TO DELETE THE ADJUTANT GENERAL,  
22 COMMISSIONER OF AGRICULTURE, SECRETARY OF  
23 STATE, AND SUPERINTENDENT OF EDUCATION FROM  
24 THE LIST OF STATE OFFICERS WHICH THE  
25 CONSTITUTION REQUIRES TO BE ELECTED AND  
26 PROVIDE THAT UPON THE EXPIRATION OF THE TERMS  
27 OF THESE OFFICERS SERVING IN OFFICE ON THE DATE  
28 OF THE RATIFICATION OF THIS PROVISION, THEY MUST  
29 BE APPOINTED BY THE GOVERNOR, UPON THE ADVICE  
30 AND CONSENT OF THE GENERAL ASSEMBLY, TO SERVE  
31 AT HIS PLEASURE AND TO BE REMOVABLE BY HIM FOR  
32 ANY REASON; PROPOSING AN AMENDMENT TO  
33 SECTION 4, ARTICLE XIII, RELATING TO THE ADJUTANT  
34 GENERAL AND HIS STAFF OFFICERS, SO AS TO UPDATE  
35 REFERENCES TO HIS TITLE AND MILITARY RANK, AND  
36 TO PROVIDE THAT UPON THE EXPIRATION OF THE TERM  
37 OF THE ADJUTANT GENERAL SERVING IN OFFICE ON  
38 THE DATE OF THE RATIFICATION OF THIS PROVISION, HE  
39 MUST BE APPOINTED BY THE GOVERNOR IN THE

1 MANNER REQUIRED BY SECTION 7, ARTICLE VI; AND  
2 PROPOSING AN AMENDMENT TO SECTION 1, ARTICLE  
3 XI, RELATING TO THE STATE BOARD OF EDUCATION, SO  
4 AS TO ABOLISH THE BOARD EFFECTIVE UPON THE  
5 STATE SUPERINTENDENT OF EDUCATION BEING  
6 APPOINTED BY THE GOVERNOR.

7 Amend Title To Conform

8

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

11 Part I

12

13 Secretary of State

14

15 SECTION 1. It is proposed that Section 7, Article VI of the  
16 Constitution of this State be amended by adding the following new  
17 paragraph at the end:

18

19 “Beginning upon the expiration of the term of the Secretary of  
20 State serving in office on the date of the ratification of the  
21 provisions of this paragraph, the Secretary of State must be  
22 appointed by the Governor, upon the advice and consent of the  
23 General Assembly, to serve at his pleasure and to be removable by  
24 him for any reason.”

25

26 SECTION 2. The proposed amendment in Section 6 must be  
27 submitted to the qualified electors at the next general election for  
28 representatives. Ballots must be provided at the various voting  
29 precincts with the following words printed or written on the ballot:

30

31 “Must Section 7, Article VI of the Constitution of this State  
32 relating to state constitutional officers be amended so as to delete  
33 the Secretary of State from the list of state officers which the  
34 Constitution requires to be elected and provide that upon the  
35 expiration of the term of the Secretary of State serving in office on  
36 the date of the ratification of this provision, the Secretary of State  
37 must be appointed by the Governor, upon the advice and consent  
38 of the General Assembly, to serve at his pleasure and to be  
39 removable by him for any reason?”

40

1 Yes ?

2  
3 No ?

4  
5 Those voting in favor of the question shall deposit a ballot with a  
6 check or cross mark in the square after the word 'Yes' and those  
7 voting against the question shall deposit a ballot with a check or  
8 cross mark in the square after the word 'No'."

9  
10 Part II

11  
12 Superintendent of Education and  
13 State Board of Education

14 SECTION 3. It is proposed that Section 7, Article VI of the  
15 Constitution of this State be amended by adding the following new  
16 paragraph at the end:

17  
18 "Beginning upon the expiration of the term of the  
19 Superintendent of Education serving in office on the date of the  
20 ratification of the provisions of this paragraph, the Superintendent  
21 of Education must be appointed by the Governor, upon the advice  
22 and consent of the General Assembly, to serve at his pleasure and  
23 to be removable by him for any reason."

24  
25 SECTION 4. The proposed amendment in Section 8 must be  
26 submitted to the qualified electors at the next general election for  
27 representatives. Ballots must be provided at the various voting  
28 precincts with the following words printed or written on the ballot:

29  
30 "Must Section 7, Article VI of the Constitution of this State  
31 relating to state constitutional officers be amended so as to delete  
32 the Superintendent of Education from the list of state officers  
33 which the Constitution requires to be elected and provide that upon  
34 the expiration of the term of the Superintendent of Education  
35 serving in office on the date of the ratification of this provision,  
36 the superintendent must be appointed by the Governor, upon the  
37 advice and consent of the General Assembly, to serve at his  
38 pleasure and to be removable by him for any reason?"

39  
40 Yes ?

1  
2 No ?  
3

4 Those voting in favor of the question shall deposit a ballot with a  
5 check or cross mark in the square after the word 'Yes' and those  
6 voting against the question shall deposit a ballot with a check or  
7 cross mark in the square after the word 'No'."

8  
9 Part III  
10

11 Joint Election of Governor and Lieutenant Governor  
12

13 SECTION 5. It is proposed that Section 8, Article IV of the  
14 Constitution of this State be amended to read:  
15

16 "Section 8. (A) A Lieutenant Governor ~~shall~~ must be chosen at  
17 the same time, ~~in the same manner~~, continue in office for the same  
18 period, and be possessed of the same qualifications as the  
19 Governor.

20 (B) Beginning with the general election of 2010, a person  
21 seeking the office of Governor in any manner that a person's name  
22 may appear on the ballot as a candidate for that office, and before  
23 that person's name is certified to appear on the ballot, shall select a  
24 person of suitable qualifications to serve as Lieutenant Governor.

25 (C) In the general election, candidates for the Office of  
26 Governor and the person selected by each gubernatorial candidate  
27 to serve as Lieutenant Governor must be elected jointly in a  
28 manner prescribed by law so that each voter casts a single vote to  
29 fill the offices of Governor and Lieutenant Governor.

30 (D) The General Assembly shall provide by law the manner in  
31 which a candidate for Lieutenant Governor is selected."  
32

33 SECTION 6. The proposed amendment must be submitted to the  
34 qualified electors at the next general election for representatives.  
35 Ballots must be provided at the various voting precincts with the  
36 following words printed or written on the ballot:  
37

38 "Must Section 8, Article IV of the Constitution of the State be  
39 amended by adding a provision to provide that the Lieutenant  
40 Governor must be elected jointly with the Governor in a manner

1 prescribed by law so that each voter shall cast a single vote for a  
2 candidate for Governor and a candidate for Lieutenant Governor  
3 running together?

4

5 Yes ?

6

7 No ?

8

9 Those voting in favor of the question shall deposit a ballot with  
10 a check or cross mark in the square after the word 'Yes' and those  
11 voting against the question shall deposit a ballot with a check or  
12 cross mark in the square after the word 'No'."

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