

AGENDA
HOUSE JUDICIARY COMMITTEE
June 6, 2011

There will be a meeting of the House Judiciary Committee on **Monday, June 6, at 10:00am, in Room 516 of the Blatt Building, Columbia, South Carolina.** *The Judiciary committee staff has attempted to contact the interested parties of all bills listed on the agenda for this meeting.*

ELECTION LAWS SUBCOMMITTEE

Favorable with Amendment

H. 3991 -- Reps. Harrell, Lucas, Harrison, Clemmons, Barfield, Cooper, Hardwick, Owens, Sandifer, G.R. Smith, J.R. Smith, White, Bingham and Erickson: A BILL TO AMEND THE CODE OF LAWS OF SOUTH CAROLINA, 1976, SO AS TO ADOPT THE UNITED STATES CENSUS OF 2010 AS OFFICIAL; BY ADDING SECTION 2-1-35 SO AS TO ESTABLISH ELECTION DISTRICTS FROM WHICH THE MEMBERS OF THE HOUSE OF REPRESENTATIVES ARE ELECTED BEGINNING WITH THE 2012 GENERAL ELECTION; TO REPEAL SECTION 2-1-45 RELATING TO ELECTION DISTRICTS FROM WHICH MEMBERS OF THE HOUSE OF REPRESENTATIVES WERE FORMERLY ELECTED; AND TO DESIGNATE THE SPEAKER OF THE HOUSE OF REPRESENTATIVES AS THE SUBMITTING AUTHORITY TO MAKE THE REQUIRED SUBMISSION OF THE HOUSE OF REPRESENTATIVES REAPPORTIONMENT PLAN TO THE UNITED STATES DEPARTMENT OF JUSTICE UNDER THE VOTING RIGHTS ACT.

Favorable with Amendment

H. 3992 -- Reps. Harrell, Lucas, Harrison, Clemmons, Barfield, Cooper, Hardwick, Owens, Sandifer, G.R. Smith, J.R. Smith, White, Bingham and Erickson: A BILL TO AMEND THE CODE OF LAWS OF SOUTH CAROLINA, 1976, BY ADDING SECTION 7-19-45 SO AS TO ESTABLISH ELECTION DISTRICTS FROM WHICH THE MEMBERS OF THE CONGRESSIONAL DISTRICTS ARE ELECTED BEGINNING WITH THE 2012 GENERAL ELECTION; TO REPEAL SECTION 7-19-40 RELATING TO ELECTION DISTRICTS FROM WHICH MEMBERS OF THE CONGRESSIONAL DISTRICTS WERE FORMERLY ELECTED; AND TO JOINTLY DESIGNATE THE PRESIDENT PRO TEMPORE OF THE SENATE AND THE SPEAKER OF THE HOUSE OF REPRESENTATIVES AS THE APPROPRIATE OFFICIALS OF THE SUBMITTING AUTHORITY TO MAKE THE REQUIRED SUBMISSION OF THE CONGRESSIONAL REAPPORTIONMENT PLAN TO THE UNITED STATES DEPARTMENT OF JUSTICE UNDER THE VOTING RIGHTS ACT.

**MINUTES OF THE
HOUSE JUDICIARY COMMITTEE-REDISTRICTING MEETING
June 6, 2011**

Chairman Jim Harrison called the meeting to order at 10:20a.m. All members were present. Representative Alan Clemmons, Chairman of the Election Laws Subcommittee, thanked all staff members for their hard work and long hours worked during this redistricting process.

ELECTION LAWS SUBCOMMITTEE

Favorable with Amendments

H. 3991 -- Reps. Harrell, Lucas, Harrison, Clemmons, Barfield, Cooper, Hardwick, Owens, Sandifer, G.R. Smith, J.R. Smith, White, Bingham and Erickson: A BILL TO AMEND THE CODE OF LAWS OF SOUTH CAROLINA, 1976, SO AS TO ADOPT THE UNITED STATES CENSUS OF 2010 AS OFFICIAL; BY ADDING SECTION 2-1-35 SO AS TO ESTABLISH ELECTION DISTRICTS FROM WHICH THE MEMBERS OF THE HOUSE OF REPRESENTATIVES ARE ELECTED BEGINNING WITH THE 2012 GENERAL ELECTION; TO REPEAL SECTION 2-1-45 RELATING TO ELECTION DISTRICTS FROM WHICH MEMBERS OF THE HOUSE OF REPRESENTATIVES WERE FORMERLY ELECTED; AND TO DESIGNATE THE SPEAKER OF THE HOUSE OF REPRESENTATIVES AS THE SUBMITTING AUTHORITY TO MAKE THE REQUIRED SUBMISSION OF THE HOUSE OF REPRESENTATIVES REAPPORTIONMENT PLAN TO THE UNITED STATES DEPARTMENT OF JUSTICE UNDER THE VOTING RIGHTS ACT.

Amendment No. 1 - Rep. Alan Clemmons, Chairman of the Election Laws Subcommittee, explained the subcommittee plan, which was amendment #1. There being no questions, the plan was adopted.

Amendment No. 2 - Chairman James Harrison offered amendment no. 2. The amendment was adopted.

Amendment No. 3 - Representative Wendy Nanny offered amendment no. 3. The amendment was adopted.

Amendment No. 4 - Representative James Smith offered amendment no. 4. The amendment was adopted.

Amendment No. 5 - Representative James Harrison offered amendment no. 5, after which he moved to Table amendment no. 5. By acclamation, the amendment was tabled.

Amendment No. 6 - Representative David Weeks offered amendment no. 6. The amendment was tabled.

Amendment No. 7 - Representative Tom Young offered amendment no. 7. The amendment was adopted.

Amendment No. 8 -- Chairman James Harrison offered amendment nol. 8. The amendment was adopted.

Amendment No. 9 - Representative Walt McLeod offered amendment no. 9. The amendment was adopted.

Amendment No. 10 - Representative Walt McLeod offered amendment no. 10. The amendment was tabled.

Amendment No. 11 - Representative Walt McLeod moved to withdraw amendment no. 11. The amendment was withdrawn.

Amendment No. 12 - Representative David Weeks offered amendment no. 12. The amendment was tabled.

Amendment No. 13 - Representative David Weeks offered amendment no. 13. The amendment was tabled.

Amendment No. 14 - Representative Seth Whipper offered amendment no. 14. The amendment was tabled.

Amendment No. 15 - Representative Sottile offered amendment no. 15. The amendment was tabled.

Amendment No. 16 - Representative Sottile offered amendment no. 16. The amendment was tabled.

Amendment No. 17 - Representative Sottile offered amendment no. 17. The amendment was tabled.

Amendment No. 18 - Representative Sottile offered amendment no. 18. The amendment was adopted.

Amendment No. 19 - Representative David Weeks offered amendment no. 19. The amendment was tabled.

Amendment No. 20- Representative Harrison offered amendment no. 20. The amendment was adopted.

Amendment No. 21 - Representative McCoy offered amendment no. 21. The amendment was adopted.

Amendment No. 22 - Representative David Weeks offered amendment no. 22. The amendment was adopted.

Amendment No. 23 - Representative David Weeks offered amendment no. 23. The amendment was adopted.

Amendment No. 24 - Representative David Weeks offered amendment no. 24. Representative Alan Clemmons moved to table. A division vote was requested and granted. By a vote of 15 to 6, the committee refused to table the amendment. The amendment was adopted.

Amendment No. 25 - Representative Leon Stavrinakis offered amendment no. 25. The amendment was adopted.

Amendment No. 26 - The amendment was withdrawn.

Amendment No. 27 - Representative Alan Clemmons offered amendment no. 27. The amendment was tabled.

Amendment No. 28 - Representative Tom Young offered amendment no. 28. The amendment was adopted.

Amendment No. 29 - Representative James Smith offered amendment no. 29. The amendment was tabled.

Amendment No. 30 - Representative James Smith offered amendment no. 30. The amendment was tabled.

Amendment No. 31 - Representative James Smith offered amendment no. 31. Representative Funderburk then asked the committee to support the amendment. Representative Clemmons moved to table. A division vote was requested and granted. By a vote of 12 to 7, the amendment was tabled.

Amendment No. 32 - Representative Harrison offered amendment no. 32. The amendment was adopted.

Amendment No. 33 - Representative Clemmons offered amendment no. 33. The amendment was adopted.

Amendment No. 34 - No sponsor - not offered.

Amendment No. 35 - Representative Harrison offered amendment no. 35. Representative Boyd Brown moved to pass over. The motion passed. Amendment no. 35 was revisited. By a vote of 15 to 8 the amendment is adopted by a roll call vote.

Yeas

Nays

Rep. Bannister
Rep. Clemmons
Rep. Cole
Rep. Delleney
Rep. Hamilton
Rep. Harrison
Rep. Hearn
Rep. Horne
Rep. McCoy
Rep. Nanney
Rep. G. Smith
Rep. Sottile
Rep. Tallon
Rep. Viers
Rep. Young

Rep. Brown
Rep. Funderburk
Rep. McLeod
Rep. Sellers
Rep. J. Smith
Rep. Stavrinakis
Rep. Weeks
Rep. Whipper

Amendment No. 36 - Representative Harrison offered amendment no. 36. The amendment was adopted.

Amendment No. 37 - Representative Harrison offered amendment no. 37. The amendment was adopted.

Amendment No. 38 - Representative Funderburk offered amendment no. 38. The amendment was tabled.

Amendment No. 39 - Withdrawn

Amendment No. 40- Withdrawn

Amendment No. 41 - No sponsor - not offered.

Amendment No. 42 - Representative James Smith offered amendment no. 42. The amendment was tabled.

Amendment No. 43 - Withdrawn

Amendment No. 44 - Withdrawn

Amendment No. 45 - Withdrawn

1

Amendment No. 46 - Withdrawn

Amendment No. 47 - Withdrawn

Amendment No. 48 - Representative James Smith offered amendment no. 48. The amendment was tabled. Representative Whipper moved to reconsider amendment no. 48. The motion to reconsider failed.

Amendment No. 49 - Representative James Smith offered amendment no. 49. The amendment was tabled.

Amendment No. 50 - Representative James Smith offered amendment no. 50. The amendment was tabled.

Amendment No. 51 - Representative Boyd Brown offered amendment no. 51. The amendment was tabled.

Amendment No. 52 - Withdrawn

Amendment No. 53 - Representative Karl Allen offered amendment no. 53. Rep. Clemmons moved to table. A division vote was requested and granted. By a vote of 20 to 2, the motion to table failed. Rep. J. Smith moved to adjourn debate on amendment no. 53. The motion passed.

Amendment No. 54 - Representative Hamilton offered amendment no. 54. The amendment was adopted.

Amendment No. 55 - Rep. Sellers moved to pass over. The motion passed. Amendment no. 55 is revisited. The amendment was tabled.

Amendment No. 56 - Rep. Karl Allen offered amendment no. 56. The amendment is adopted.

There being no further amendments, House Bill 3991 was reported out Favorable with Amendments.

Favorable with Amendments

H. 3992 -- Reps. Harrell, Lucas, Harrison, Clemmons, Barfield, Cooper, Hardwick, Owens, Sandifer, G.R. Smith, J.R. Smith, White, Bingham and Erickson: A BILL TO AMEND THE CODE OF LAWS OF SOUTH CAROLINA, 1976, BY ADDING SECTION 7-19-45 SO AS TO ESTABLISH ELECTION DISTRICTS FROM WHICH THE MEMBERS OF THE CONGRESSIONAL DISTRICTS ARE ELECTED BEGINNING WITH THE 2012 GENERAL ELECTION; TO REPEAL SECTION 7-19-40 RELATING TO ELECTION DISTRICTS FROM WHICH MEMBERS OF THE CONGRESSIONAL DISTRICTS WERE FORMERLY ELECTED; AND TO JOINTLY DESIGNATE THE PRESIDENT PRO TEMPORE OF THE SENATE AND THE SPEAKER OF THE HOUSE OF REPRESENTATIVES AS THE APPROPRIATE OFFICIALS OF THE SUBMITTING AUTHORITY TO MAKE THE REQUIRED SUBMISSION OF THE CONGRESSIONAL REAPPORTIONMENT PLAN TO THE UNITED STATES DEPARTMENT OF JUSTICE UNDER THE VOTING RIGHTS ACT.

Amendment No. 1 - Rep. Alan Clemmons, Chairman of the Election Laws Subcommittee, explained the subcommittee plan, which was amendment #1. There being no questions, the plan was adopted.

Amendment No. 2 - Representative Harrison offered amendment no. 2. The amendment was adopted.

Amendment No. 3 - Not offered

Amendment No. 4 - Not offered

Amendment No. 5 - Representative Nanney offered amendment no. 5. Amendment no. 5 was defeated.

Amendment No. 6 - Representative Tallon offered amendment no. 6. Amendment no. 6 was defeated.

Amendment No. 7 - Representative Harrison offered amendment no. 7. The amendment was adopted.

There being no further amendments, House Bill 3992 was reported out Favorable with Amendments.