**South Carolina General Assembly**

124th Session, 2021-2022

**H. 3442**

**STATUS INFORMATION**

Concurrent Resolution

Sponsors: Reps. G.M. Smith, Murphy, Rutherford and Pope

Document Path: l:\council\bills\bh\7372ahb21.docx

Companion/Similar bill(s): 15, 451, 3655

Introduced in the House on January 12, 2021

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

Summary: February 3, 2021 election

**HISTORY OF LEGISLATIVE ACTIONS**

Date Body Action Description with journal page number

12/9/2020 House Prefiled

12/9/2020 House Referred to Committee on **Judiciary**

1/12/2021 House Introduced ([House Journal‑page 29](file:///h:\hj\20210112.docx))

1/12/2021 House Referred to Committee on **Judiciary** ([House Journal‑page 29](file:///h:\hj\20210112.docx))

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**VERSIONS OF THIS BILL**

[12/9/2020](file:///p:\pprever\2021-22\3442_20201209.docx)

**A** **CONCURRENT RESOLUTION**

TO FIX NOON ON WEDNESDAY, FEBRUARY 3, 2021, AS THE TIME TO ELECT A SUCCESSOR TO A CERTAIN JUDGE OF THE COURT OF APPEALS, SEAT 5, WHOSE TERM WILL EXPIRE JUNE 30, 2021; TO ELECT A SUCCESSOR TO A CERTAIN JUDGE OF THE COURT OF APPEALS, SEAT 6, WHOSE TERM WILL EXPIRE JUNE 30, 2021; TO ELECT A SUCCESSOR TO A CERTAIN JUDGE OF THE COURT OF APPEALS, SEAT 8, UPON HIS RETIREMENT ON OR BEFORE DECEMBER 31, 2021, AND THE SUCCESSOR WILL FILL THE UNEXPIRED TERM OF THAT OFFICE WHICH WILL EXPIRE JUNE 30, 2024; TO ELECT A SUCCESSOR TO A CERTAIN JUDGE OF THE CIRCUIT COURT, FOURTH JUDICIAL CIRCUIT, SEAT 2, UPON HIS RETIREMENT ON OR BEFORE DECEMBER 31, 2021, AND THE SUCCESSOR WILL FILL THE UNEXPIRED TERM OF THAT OFFICE WHICH WILL EXPIRE JUNE 30, 2024; TO ELECT A SUCCESSOR TO A CERTAIN JUDGE OF THE CIRCUIT COURT, FIFTH JUDICIAL CIRCUIT, SEAT 3, WHOSE TERM WILL EXPIRE JUNE 30, 2021; TO ELECT A SUCCESSOR TO A CERTAIN JUDGE OF THE CIRCUIT COURT, NINTH JUDICIAL CIRCUIT, SEAT 3, WHOSE TERM WILL EXPIRE JUNE 30, 2021; TO ELECT A SUCCESSOR TO A CERTAIN JUDGE OF THE CIRCUIT COURT, THIRTEENTH JUDICIAL CIRCUIT, SEAT 3, UPON HIS RETIREMENT ON OR BEFORE JUNE 30, 2021, AND THE SUCCESSOR WILL FILL A NEW TERM OF THAT OFFICE WHICH WILL EXPIRE JUNE 30, 2027; TO ELECT A SUCCESSOR TO A CERTAIN JUDGE OF THE CIRCUIT COURT, FOURTEENTH JUDICIAL CIRCUIT, SEAT 1, TO FILL THE UNEXPIRED TERM OF THAT OFFICE WHICH WILL EXPIRE JUNE 30, 2024; TO ELECT A SUCCESSOR TO A CERTAIN JUDGE OF THE CIRCUIT COURT, FOURTEENTH JUDICIAL CIRCUIT, SEAT 2, WHOSE TERM WILL EXPIRE JUNE 30, 2021; TO ELECT A SUCCESSOR TO A CERTAIN JUDGE OF THE CIRCUIT COURT, FIFTEENTH JUDICIAL CIRCUIT, SEAT 2, WHOSE TERM WILL EXPIRE JUNE 30, 2021; TO ELECT A SUCCESSOR TO A CERTAIN JUDGE OF THE CIRCUIT COURT, AT LARGE, SEAT 1, WHOSE TERM WILL EXPIRE JUNE 30, 2021; TO ELECT A SUCCESSOR TO A CERTAIN JUDGE OF THE CIRCUIT COURT, AT LARGE, SEAT 2, WHOSE TERM WILL EXPIRE JUNE 30, 2021; TO ELECT A SUCCESSOR TO A CERTAIN JUDGE OF THE CIRCUIT COURT, AT LARGE, SEAT 3, WHOSE TERM WILL EXPIRE JUNE 30, 2021; TO ELECT A SUCCESSOR TO A CERTAIN JUDGE OF THE CIRCUIT COURT, AT LARGE, SEAT 4, WHOSE TERM WILL EXPIRE JUNE 30, 2021; TO ELECT A SUCCESSOR TO A CERTAIN JUDGE OF THE CIRCUIT COURT, AT LARGE, SEAT 5, WHOSE TERM WILL EXPIRE JUNE 30, 2021; TO ELECT A SUCCESSOR TO A CERTAIN JUDGE OF THE CIRCUIT COURT, AT LARGE, SEAT 6, WHOSE TERM WILL EXPIRE JUNE 30, 2021; TO ELECT A SUCCESSOR TO A CERTAIN JUDGE OF THE CIRCUIT COURT, AT LARGE, SEAT 7, WHOSE TERM WILL EXPIRE JUNE 30, 2021; TO ELECT A SUCCESSOR TO A CERTAIN JUDGE OF THE CIRCUIT COURT, AT LARGE, SEAT 9, WHOSE TERM WILL EXPIRE JUNE 30, 2021; TO ELECT A SUCCESSOR TO A CERTAIN JUDGE OF THE CIRCUIT COURT, AT LARGE, SEAT 10, WHOSE TERM WILL EXPIRE JUNE 30, 2021; TO ELECT A SUCCESSOR TO A CERTAIN JUDGE OF THE CIRCUIT COURT, AT LARGE, SEAT 12, TO FILL THE UNEXPIRED TERM OF THAT OFFICE WHICH WILL EXPIRE JUNE 30, 2026; TO ELECT A SUCCESSOR TO A CERTAIN JUDGE OF THE FAMILY COURT, SEVENTH JUDICIAL CIRCUIT, SEAT 1, TO FILL THE UNEXPIRED TERM OF THAT OFFICE WHICH WILL EXPIRE JUNE 30, 2025; TO ELECT A SUCCESSOR TO A CERTAIN JUDGE OF THE ADMINISTRATIVE LAW COURT, SEAT 3, UPON HIS RETIREMENT ON OR BEFORE DECEMBER 31, 2021, AND THE SUCCESSOR WILL FILL THE UNEXPIRED TERM OF THAT OFFICE WHICH WILL EXPIRE JUNE 30, 2025; AND TO ELECT A SUCCESSOR TO A CERTAIN JUDGE OF THE ADMINISTRATIVE LAW COURT, SEAT 6, WHOSE TERM WILL EXPIRE JUNE 30, 2021.

Be it resolved by the House of Representatives, the Senate concurring:

That in the absence of Joint Rules, the General Assembly by this resolution agrees to bind itself subject to the terms of this resolution and to the requirements of Section 20 and Section 22, Article III of the South Carolina Constitution, 1895, and the provisions of Chapter 19, Title 2 of the South Carolina Code of Laws, 1976, relating to elections of members of the judiciary.

That the Senate and the House of Representatives shall meet in joint assembly in the Hall of the House of Representatives Wednesday, February 3, 2021, at noon to elect a successor to the Honorable James E. Lockemy, Judge of the Court of Appeals, Seat 5, whose term will expire June 30, 2021; to elect a successor to the Honorable Aphrodite Konduros, Judge of the Court of Appeals, Seat 6, whose term will expire June 30, 2021; to elect a successor to the Honorable Thomas E. Huff, Judge of the Court of Appeals, Seat 8, upon his retirement on or before December 31, 2021, and the successor will serve the remainder of the unexpired term, which will expire June 30, 2024; to elect a successor to the Honorable Roger E. Henderson, Judge of the Circuit Court, Fourth Judicial Circuit, Seat 2, upon his retirement on or before December 31, 2021, and the successor will serve the remainder of the unexpired term, which will expire June 30, 2024; to elect a successor to the Honorable Robert E. Hood, Judge of the Circuit Court, Fifth Judicial Circuit, Seat 3, whose term will expire June 30, 2021; to elect a successor to the Honorable Roger M. Young, Sr., Judge of the Circuit Court, Ninth Judicial Circuit, Seat 3, whose term will expire June 30, 2021; to elect a successor to the Honorable Robin B. Stilwell, Judge of the Circuit Court, Thirteenth Judicial Circuit, Seat 3, upon his retirement on or before June 30, 2021, and the successor will serve a new term of that office, which will expire June 30, 2027; to elect a successor to the Honorable Perry M. Buckner III, Judge of the Circuit Court, Fourteenth Judicial Circuit, Seat 1, and the successor will serve the remainder of the unexpired term, which will expire June 30, 2024; to elect a successor to the Honorable Carmen Tevis Mullen, Judge of the Circuit Court, Fourteenth Judicial Circuit, Seat 2, whose term will expire June 30, 2021; to elect a successor to the Honorable Benjamin H. Culbertson, Judge of the Circuit Court, Fifteenth Judicial Circuit, Seat 2, whose term will expire June 30, 2021; to elect a successor to the Honorable George M. McFaddin, Jr., Judge of the Circuit Court, At Large, Seat 1, whose term will expire June 30, 2021; to elect a successor to the Honorable R. Kirk Griffin, Judge of the Circuit Court, At Large, Seat 2, whose term will expire June 30, 2021; to elect a successor to the Honorable Clifton Newman, Judge of the Circuit Court, At Large, Seat 3, whose term will expire June 30, 2021; to elect a successor to the Honorable Edward W. “Ned” Miller, Judge of the Circuit Court, At Large, Seat 4, whose term will expire June 30, 2021; to elect a successor to the Honorable J. Mark Hayes II, Judge of the Circuit Court, At Large, Seat 5, whose term will expire June 30, 2021; to elect a successor to the Honorable William Henry Seals, Jr., Judge of the Circuit Court, At Large, Seat 6, whose term will expire June 30, 2021; to elect a successor to the Honorable J. Cordell Maddox, Jr., Judge of the Circuit Court, At Large, Seat 7, whose term will expire June 30, 2021; to elect a successor to the Honorable Jennifer Blanchard McCoy, Judge of the Circuit Court, At Large, Seat 9, whose term will expire June 30, 2021; to elect a successor to the Honorable Jocelyn Newman, Judge of the Circuit Court, At Large, Seat 10, whose term will expire June 30, 2021; to elect a successor to the Honorable Thomas A. Russo, Judge of the Circuit Court, At Large, Seat 12, and the successor will serve the remainder of the unexpired term, which will expire June 30, 2026; to elect a successor to the Honorable Phillip K. Sinclair, Judge of the Family Court, Seventh Judicial Circuit, Seat 1, and the successor will serve the remainder of the unexpired term, which will expire June 30, 2025; to elect a successor to the Honorable Harold W. “Bill” Funderburk, Jr., Judge of the Administrative Law Court, Seat 3, upon his retirement on or before December 31, 2021, and the successor will serve the remainder of the unexpired term of that office, which will expire June 30, 2025; and to elect a successor to the Honorable S. Phillip “Phil” Lenski, Judge of the Administrative Law Court, Seat 6, whose term will expire June 30, 2021.

Be it further resolved that the General Assembly agrees that all nominations must be made by the Chairman or Vice‑Chairman of the Judicial Merit Selection Commission and that pursuant to Section 2‑19‑90, no further nominating or seconding speeches may be made by members of the General Assembly on behalf of any candidate.

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