

EXECUTIVE ORDER NO.

2022-37

WHEREAS, in accordance with Act No. 476 of 1998, the Board of Voter Registration and Elections of Jasper County (“County Board of Elections”) held an election on November 8, 2022, for the office and seat representing District 2 (“Seat 2”) on the Board of Trustees of the School District of Jasper County (“District”); and

WHEREAS, on November 21, 2022, the County Board of Elections, in its capacity as the Jasper County Board of Canvassers (“County Board of Canvassers”), conducted a hearing to consider and decide one or more protests filed by an unsuccessful candidate in the November 8, 2022 election for Seat 2 challenging the results of the same on the basis that the candidate declared to have prevailed in such election was ineligible or unqualified on account of residency; and

WHEREAS, on November 21, 2022, the County Board of Canvassers issued a unanimous decision granting one or more protests related to Seat 2, voiding the election for Seat 2, concluding that a special election for Seat 2 is warranted, and authorizing the chairman to request that the undersigned order a special election for Seat 2 in accordance with section 7-13-1170 of the South Carolina Code of Laws, as amended; and

WHEREAS, the time period prescribed by section 7-17-60 of the South Carolina Code of Laws, as amended, for appealing the decision of the County Board of Canvassers to the State Board of Canvassers has expired, and the County Board of Elections, upon consultation with the State Election Commission, has requested that the undersigned order a special election for Seat 2 to be held on March 7, 2023; and

WHEREAS, section 7-13-1170 of the South Carolina Code of Laws provides as follows: “When any election official of any political subdivision of this State charged with ordering, providing for, or holding an election has neglected, failed, or refused to order, provide for, or hold the election at the time appointed, or if for any reason the election is declared void by competent authority, and these facts are made to appear to the satisfaction of the Governor, he shall, should the law not otherwise provide for this contingency, order an election or a new election to be held at the time and place, and upon the notice being given which to him appears adequate to insure the will of the electorate being fairly expressed. To that end, he may designate the existing election

official or other person as he may appoint to perform the necessary official duties pertaining to the election and to declare the result.”

NOW, THEREFORE, by virtue of the authority vested in me as Governor of the State of South Carolina and pursuant to the Constitution and Laws of this State and the powers conferred upon me therein, I hereby order that a special election shall be held on Tuesday, March 7, 2023, for Seat 2 on the District’s Board of Trustees. Pursuant to section 7-13-1170 of the South Carolina Code of Laws, I designate and appoint the County Board of Elections to perform the necessary official duties pertaining to the election for District 2, in accordance with the applicable constitutional and statutory provisions, and to declare the results thereof. In order to qualify as a candidate for the seat, all candidates must file with the County Board of Elections a statement of intention of candidacy, and submit any applicable filing fees, by noon on Thursday, December 29, 2022. This Order is effective immediately.

**GIVEN UNDER MY HAND AND THE
GREAT SEAL OF THE STATE OF
SOUTH CAROLINA, THIS 5th DAY OF
DECEMBER, 2022.**

HENRY MCMASTER
Governor

ATTEST:

MARK HAMMOND
Secretary of State