

## BOARD LEGAL STATUS

Code **AB**

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### Constitutional and Statutory Provisions:

Article XI, §1, South Carolina Constitution, State Board of Education -- "*There shall be a State Board of Education composed of one member from each of the judicial circuits of the State. The members shall be elected by the legislative delegations of the several counties within each circuit for terms, and with such powers and duties as may be provided by law and shall be rotated among the several counties. One additional member shall be appointed by the Governor. The members of the Board shall serve such terms, and the Board shall have such powers and duties as the General Assembly shall specify by law.*"

**South Carolina Code of Laws, 1976, as amended:** §59-5-10. Composition and Organization of State Board of Education.

### Qualifications:

- (1) Constitution of South Carolina Article III, Section 26. Oath of Public Officials:

*"I do solemnly swear (or affirm) that I am duly qualified according to the Constitution of this State, to exercise the duties of the office to which I have been elected (or appointed), and that I will to the best of my ability, discharge the duties thereof, and preserve, protect and defend the Constitution of this State and of the United States. So Help me God."*

- (2) **Code of Laws of South Carolina, 1976, as amended:** §59-5-20. Any person shall be eligible for membership on the Board who is a registered elector of this State, and each member of the Board shall take the oath prescribed in the Constitution of South Carolina before entering upon the duties of his/her office.

### Terms of Office:

*"The members shall serve terms of four years and until their successors are elected and qualify . . . The terms of all members shall commence on January 1 following their election." (See §59-5-10, South Carolina Code.)*

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### State Board Rule:

The Oath of Office of all Board members will be as set forth in Article III, Section 26 of the South Carolina Constitution (see above). Board members will be sworn in prior to taking office.