

Session 118 - (2009-2010)

H*3803 (Rat #0274, Act #0244 of 2010) General Bill, By Bannister, Harrison and Weeks

Summary: Probate court

AN ACT TO AMEND SECTIONS 62-1-201, 62-1-304, 62-1-401, 62-1-403, 62-2-205, 62-2-402, 62-3-203, 62-3-401, 62-3-403, 62-3-409, 62-3-414, 62-3-502, 62-3-503, 62-3-604, 62-3-607, 62-3-611, 62-3-806, 62-3-911, 62-3-1001, 62-3-1008, 62-3-1101, 62-3-1102, 62-3-1309, 62-5-101, 62-5-303, 62-5-305, 62-5-307, 62-5-309, 62-5-310, 62-5-401, 62-5-402, 62-5-405, 62-5-407, 62-5-411, 62-5-412, 62-5-416, 62-5-419, 62-5-428, 62-5-430, 62-5-501, 62-5-504, AS AMENDED, 62-5-604, AND 62-5-608, CODE OF LAWS OF SOUTH CAROLINA, 1976, ALL RELATING TO THE VARIOUS ACTIONS AND PROCEEDINGS CONCERNING THE AFFAIRS OF DECEDENTS, PROTECTED PERSONS, MINORS, AND INCAPACITATED PERSONS FALLING UNDER THE SUBJECT MATTER JURISDICTION OF THE PROBATE COURT, SO AS TO DIFFERENTIATE BETWEEN A FORMAL PROCEEDING AND AN APPLICATION TO THE COURT AND THE PROCEDURAL RULES GOVERNING EACH, TO REQUIRE THE FILING AND SERVICE OF A SUMMONS AND PETITION TO COMMENCE A FORMAL PROCEEDING, AND TO DISTINGUISH THAT REQUIREMENT OF SUMMONS AND PETITION FROM THE NOTICE REQUIREMENTS FOR A HEARING ON A PETITION; AND TO AMEND SECTIONS 62-1-403, 62-3-703, 62-7-105, 62-7-201, 62-7-303, 62-7-305, 62-7-414, 62-7-505, 62-7-604, 62-7-709, 62-7-814, 62-7-902, 62-7-903, 62-7-904, 62-7-933, AND 62-7-1013, ALL RELATING TO THE SOUTH CAROLINA TRUST CODE, SO AS TO SUBSTITUTE "PERSON" FOR "PARENT" AND "ISSUE" FOR "CHILD", DELETE THE REQUIREMENT OF A TAXPAYER IDENTIFICATION NUMBER ON A CERTIFICATE OF TRUST, ALLOW CERTAIN REIMBURSEMENTS TO A PROSPECTIVE TRUSTEE, AND MAKE TECHNICAL CHANGES. - ratified title

03/26/09	House	Introduced and read first time HJ-46
03/26/09	House	Referred to Committee on Judiciary HJ-47
04/30/09	House	Member(s) request name added as sponsor: Weeks
01/20/10	House	Committee report: Favorable Judiciary HJ-1
01/21/10	House	Debate adjourned until Tuesday, January 26, 2010 HJ-26
01/26/10	House	Read second time HJ-8
01/27/10	House	Read third time and sent to Senate HJ-21
01/27/10	Senate	Introduced and read first time SJ-8
01/27/10	Senate	Referred to Committee on Judiciary SJ-8
02/01/10	Senate	Referred to Subcommittee: Malloy (ch), Ford, Massey, S.Martin, Mulvaney
05/05/10	Senate	Committee report: Favorable with amendment Judiciary SJ-13
05/06/10	Senate	Committee Amendment Adopted SJ-23
05/06/10	Senate	Read second time SJ-23
05/11/10	Senate	Read third time and returned to House with amendments SJ-16
05/20/10	House	Concurred in Senate amendment and enrolled HJ-33
05/20/10	House	Roll call Yeas-90 Nays-0 HJ-33
06/01/10		Ratified R 274
06/07/10		Signed By Governor
07/01/10		Effective date 06/07/10
07/08/10		Act No. 244