**South Carolina General Assembly**

118th Session, 2009-2010

**A127, R126, S654**

**STATUS INFORMATION**

General Bill

Sponsors: Senators Mulvaney and Sheheen

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Introduced in the Senate on March 31, 2009

Introduced in the House on April 2, 2009

Passed by the General Assembly on January 20, 2010

Governor's Action: February 24, 2010, Signed

Summary: Register of deeds

**HISTORY OF LEGISLATIVE ACTIONS**

 Date Body Action Description with journal page number

 3/31/2009 Senate Introduced, read first time, placed on calendar without reference [SJ](file:///h%3A%5CSJ%20Archive%5C2009%5C03-31-09.docx)‑12

 4/1/2009 Scrivener's error corrected

 4/1/2009 Senate Read second time [SJ](file:///h%3A%5CSJ%20Archive%5C2009%5C04-01-09.docx)‑20

 4/2/2009 Senate Read third time and sent to House [SJ](file:///h%3A%5CSJ%20Archive%5C2009%5C04-02-09.docx)‑11

 4/2/2009 House Introduced and read first time [HJ](file:///h%3A%5CHJ%20Archive%5C2009%5C04-02-09.docx)‑127

 4/2/2009 House Referred to Committee on **Judiciary** [HJ](file:///h%3A%5CHJ%20Archive%5C2009%5C04-02-09.docx)‑127

 1/14/2010 House Recalled from Committee on **Judiciary** [HJ](file:///h%3A%5CHJ%20Archive%5C2010%5C01-14-10.docx)‑542

 1/19/2010 House Read second time [HJ](file:///h%3A%5CHJ%20Archive%5C2010%5C01-19-10.docx)‑15

 1/20/2010 House Read third time and enrolled [HJ](file:///h%3A%5CHJ%20Archive%5C2010%5C01-20-10.docx)‑14

 2/18/2010 Ratified R 126

 2/24/2010 Signed By Governor

 3/3/2010 Effective date 02/24/10

 3/10/2010 Act No. 127

**VERSIONS OF THIS BILL**

[3/31/2009](file:///p%3A%5Cpprever%5C2009-10%5C654_20090331.docx)

[3/31/2009-A](file:///p%3A%5Cpprever%5C2009-10%5C654_20090331A.docx)

[4/1/2009](file:///p%3A%5Cpprever%5C2009-10%5C654_20090401.docx)

[1/14/2010](file:///p%3A%5Cpprever%5C2009-10%5C654_20100114.docx)

(A127, R126, S654)

**AN ACT TO AMEND SECTION 30‑5‑10, AS AMENDED, CODE OF LAWS OF SOUTH CAROLINA, 1976, RELATING TO THE PERFORMANCE OF THE REGISTER OF DEEDS’ DUTIES BY THE CLERK OF COURT IN CERTAIN COUNTIES, SO AS TO PROVIDE LANCASTER COUNTY HAS A SEPARATE CLERK OF COURT AND REGISTER OF DEEDS; TO AMEND SECTION 30‑5‑12, AS AMENDED, RELATING TO THE APPOINTMENT OF THE REGISTER OF DEEDS IN CERTAIN COUNTIES, SO AS TO PROVIDE THE GOVERNING BODY OF LANCASTER COUNTY SHALL APPOINT THE REGISTER OF DEEDS FOR LANCASTER COUNTY; AND TO REPEAL ACT 454 OF 2000 RELATING TO THE TRANSFER OF THE DUTIES OF THE REGISTER OF DEEDS IN LANCASTER COUNTY TO THE RECORDS MANAGEMENT DIRECTOR OF LANCASTER COUNTY.**

Be it enacted by the General Assembly of the State of South Carolina:

**Performance of register of deeds**’ **duties by clerk of court in certain counties**

SECTION 1. Section 30‑5‑10 of the 1976 Code, as last amended by Act 221 of 2008, is further amended to read:

 “Section 30‑5‑10. (A) In every county in the State other than Aiken, Anderson, Beaufort, Berkeley, Charleston, Chesterfield, Clarendon, Colleton, Dorchester, Georgetown, Greenville, Horry, Jasper, Kershaw, Lancaster, Lexington, Oconee, Orangeburg, Pickens, Richland, Spartanburg, and Sumter the duties prescribed by law for the register of deeds must be performed by the clerk of court who has all the powers and emoluments given the register of deeds in Aiken, Anderson, Beaufort, Berkeley, Charleston, Chesterfield, Clarendon, Colleton, Dorchester, Georgetown, Greenville, Horry, Jasper, Kershaw, Lancaster, Lexington, Oconee, Orangeburg, Pickens, Richland, Spartanburg, and Sumter counties.

 (B) The registers of deeds in Berkeley and Dorchester counties are elected for terms of four years and until a successor is elected in the general election and qualifies.”

**Appointment of register of deeds in certain counties**

SECTION 2. Section 30‑5‑12 of the 1976 Code, as last amended by Act 221 of 2008, is further amended to read:

 “Section 30‑5‑12. (A) The governing bodies of Anderson, Beaufort, Chesterfield, Clarendon, Colleton, Georgetown, Horry, Jasper, Kershaw, Lancaster, Oconee, Orangeburg, and Pickens counties shall appoint the register of deeds for its county under terms and conditions as it may agree upon.

 (B) The governing body of Georgetown County may appoint a register of deeds only after advertising the information concerning the appointment for two weeks before action is taken in a newspaper of general circulation in the county.”

**Repeal**

SECTION 3. Act 454 of 2000 is repealed.

**Time effective**

SECTION 4. This act takes effect upon approval by the Governor.

Ratified the 18th day of February, 2010.

Approved the 24th day of February, 2010.

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