**South Carolina General Assembly**

122nd Session, 2017-2018

**S. 175**

**STATUS INFORMATION**

General Bill

Sponsors: Senator Sheheen

Document Path: l:\s-res\vas\003tca .dmr.vas.docx

Introduced in the Senate on January 10, 2017

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

Summary: S.C. Tort Claims Act's statute of limitations

**HISTORY OF LEGISLATIVE ACTIONS**

Date Body Action Description with journal page number

12/13/2016 Senate Prefiled

12/13/2016 Senate Referred to Committee on **Judiciary**

1/10/2017 Senate Introduced and read first time ([Senate Journal‑page 93](file:///h:\sj\20170110.docx))

1/10/2017 Senate Referred to Committee on **Judiciary** ([Senate Journal‑page 93](file:///h:\sj\20170110.docx))

View the latest [legislative information](http://www.scstatehouse.gov/billsearch.php?billnumbers=175&session=122&summary=B) at the website

**VERSIONS OF THIS BILL**

[12/13/2016](file:///p:\pprever\2017-18\175_20161213.docx)

**A** **BILL**

TO AMEND SECTION 15-78-110 OF THE 1976 CODE, RELATING TO THE SOUTH CAROLINA TORT CLAIMS ACT’S STATUTE OF LIMITATIONS, TO PROVIDE THAT EXCEPT AS PROVIDED IN SECTIONS 15-3-40 AND 15-3-555, ANY ACTION BROUGHT PURSUANT TO THIS CHAPTER IS FOREVER BARRED UNLESS AN ACTION IS COMMENCED WITHIN TWO YEARS AFTER THE DATE THE LOSS WAS OR SHOULD HAVE BEEN DISCOVERED; PROVIDED, THAT IF THE CLAIMANT FIRST FILED A CLAIM PURSUANT TO THIS CHAPTER THEN THE ACTION FOR DAMAGES BASED UPON THE SAME OCCURRENCE IS FOREVER BARRED UNLESS THE ACTION IS COMMENCED WITHIN THREE YEARS OF THE DATE THE LOSS WAS OR SHOULD HAVE BEEN DISCOVERED.

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

SECTION 1. Section 15-78-110 of the 1976 Code is amended to read:

“Section 15-78-110. Except as provided for in ~~Section 15-3-40,~~ Sections 15-3-40 and 15-3-555, any action brought pursuant to this chapter is forever barred unless an action is commenced within two years after the date the loss was or should have been discovered; provided, that if the claimant first filed a claim pursuant to this chapter then the action for damages based upon the same occurrence is forever barred unless the action is commenced within three years of the date the loss was or should have been discovered.”

SECTION 2. This act takes effect upon approval by the Governor.

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