

Session 111 - (1995-1996)

S 0945 General Bill, By Waldrep, Bryan and Mescher

A Bill to amend Part I, Article 2, Chapter 2, Title 62, Code of Laws of South Carolina, 1976, relating to intestate succession, by adding Section 62-2-114 so as to provide that if the parents, who are heirs of a child pursuant to 62-2-103(2), are divorced, separated, or living apart, upon motion of either parent, the Probate Court may deny or limit either parent's entitlement for a share of the proceeds if the court determines, by a preponderance of the evidence, that the parent has refused to reasonably support the decedent as defined in Section 20-7-40 and has otherwise not provided for the needs of the decedent; and to amend Section 42-9-140, relating to Workers' Compensation payments when a deceased employee leaves no dependents, so as to provide that the Commission may deny or limit payments to a parent who is otherwise entitled to recover amounts provided for a deceased employee if the Commission determines, by a preponderance of the evidence, that the parent has refused to reasonably support the decedent as defined in Section 20-7-40 and has otherwise not provided for the needs of the decedent.

10/23/95 Senate Prefiled

10/23/95 Senate Referred to Committee on Judiciary

01/09/96 Senate Introduced and read first time SJ-69

01/09/96 Senate Referred to Committee on Judiciary SJ-69