

Session 115 - (2003-2004)

S 0106 General Bill, By Gregory and Grooms

Summary: Business Debt Recovery Act

A BILL TO AMEND TITLE 15, CODE OF LAWS OF SOUTH CAROLINA, 1976, RELATING TO CIVIL REMEDIES AND PROCEDURES, BY ADDING CHAPTER 42 SO AS TO ENACT THE "SOUTH CAROLINA BUSINESS DEBT RECOVERY ACT OF 2003", TO PROVIDE PROCEDURES THAT GRANT TO PERSONS WHO HAVE RECOVERED JUDGMENTS AGAINST ANOTHER PERSON FOR A COMMERCIAL DEBT A RIGHT TO A WRIT OF GARNISHMENT, SUBJECTING TO GARNISHMENT UP TO SPECIFIED LIMITATIONS INCOME, WAGES, INTEREST, RENTS, CAPITAL GAINS, DIVIDEND BONUSES, AND COMMISSIONS OF THE DEBTOR; TO AMEND SECTION 15-39-410, RELATING TO PROPERTY ORDERED FOR APPLICATION TO EXECUTION, SO AS TO DELETE THE EXCEPTION FOR EARNINGS FOR PERSONAL SERVICES; AND TO AMEND SECTION 37-5-104, RELATING TO THE PROHIBITION AGAINST GARNISHMENT FOR CERTAIN CONSUMER DEBTS, SO AS TO PERMIT GARNISHMENT FOR COMMERCIAL DEBTS AS DEFINED IN CHAPTER 42 OF TITLE 15.

- 12/18/02SenatePrefiled
- 12/18/02SenateReferred to Committee on Judiciary
- 01/14/03SenateIntroduced and read first time SJ-62
- 01/14/03SenateReferred to Committee on Judiciary SJ-62