

Session 121 - (2015-2016)

S 0184 General Bill, By Hayes

Summary: Uniform Partition of Heirs Property Act

A BILL TO AMEND THE CODE OF LAWS OF SOUTH CAROLINA, 1976, BY ADDING ARTICLE 3 TO CHAPTER 61, TITLE 15 SO AS TO ENACT THE "UNIFORM PARTITION OF HEIRS PROPERTY ACT"; TO PROVIDE RELATED DEFINITIONS AND DIFFERENT TYPES OF PARTITION, SUCH AS PARTITION BY ALLOTMENT, PARTITION IN KIND, AND PARTITION BY SALE; TO PROVIDE FOR NOTICE BY PUBLICATION; TO PROVIDE PROCEDURES FOR A COURT TO FOLLOW IN DETERMINING THE VALUE OF THE PROPERTY AND FACTORS FOR A COURT TO CONSIDER FOR DIFFERENT TYPES OF PARTITIONS; TO PROVIDE FOR OPEN-MARKET SALES, SEALED BIDS, OR AUCTIONS; TO DESIGNATE THE EXISTING PROVISIONS OF CHAPTER 61 AS ARTICLE 1; TO AMEND SECTION 15-61-10, RELATING TO PARTITION ACTIONS, SO AS TO PROVIDE FOR A COURT HEARING TO DETERMINE IF THE PARTITION ACTION CONCERNS HEIRS PROPERTY; AND TO AMEND SECTION 15-61-100, RELATING TO WRITS OF PARTITION, SO AS TO DELETE REFERENCES TO REPEALED CODE SECTIONS.

12/10/14 Senate Prefiled

12/10/14 Senate Referred to Committee on Judiciary

01/13/15 Senate Introduced and read first time (Senate Journal-page 120)

01/13/15 Senate Referred to Committee on Judiciary (Senate Journal-page 120)