

Session 114 - (2001-2002)

H 3064 General Bill, By Keegan and Whatley

Summary: Judgment liens on real property, writs of execution for enforcement of; Courts, Trusts and Estates, Torts

A BILL TO AMEND SECTION 15-35-810, CODE OF LAWS OF SOUTH CAROLINA, 1976, RELATING TO JUDGMENT LIENS ON REAL PROPERTY, SO AS TO REDUCE THE LIEN PERIOD FROM TEN YEARS TO ONE YEAR AND PROVIDE FOR THE RENEWAL OR REVIVAL OF THE LIEN FOR AN ADDITIONAL PERIOD OF FIVE YEARS; AND TO AMEND SECTIONS 15-39-20 AND 15-39-30, RELATING TO WRITS OF EXECUTION FOR THE ENFORCEMENT OF JUDGMENTS, SO AS TO PROVIDE THAT THE PERIOD OF EXECUTION ON A FINAL JUDGMENT IS REDUCED FROM TEN YEARS TO ONE YEAR AND TO PROVIDE THAT A JUDGMENT MAY BE RENEWED FOR AN ADDITIONAL PERIOD OF FIVE YEARS, OR IF DORMANT, WITHIN THREE YEARS OF THE JUDGMENT BECOMING DORMANT, MAY BE REVIVED FOR AN ADDITIONAL PERIOD OF FIVE YEARS, TO PROVIDE WHERE THE ACTION TO RENEW OR REVIVE A JUDGMENT MUST BE FILED AND WHO MUST BE SERVED, AND TO PROVIDE THAT THE ACTION MUST BE FILED IN THE MANNER PROVIDED BY LAW AND THE SOUTH CAROLINA RULES OF CIVIL PROCEDURE, AND IF THE RENEWAL OR REVIVAL IS GRANTED BY THE COURT, TO PROVIDE FOR THE RECORDING AND INDEXING OF THE RENEWAL OR REVIVAL.

12/06/00 House Prefiled

12/06/00 House Referred to Committee on Judiciary

01/09/01 House Introduced and read first time HJ-37

01/09/01 House Referred to Committee on Judiciary HJ-38