

Session 114 - (2001-2002)

H*3107 (Rat #0200, Act #0184 of 2002) General Bill, By Huggins, W.D. Smith, Knotts and Bingham

Summary: Magistrates, jurisdiction of interpleader actions over claims of disputed real estate earnest money; Courts, Property

A BILL TO AMEND SECTION 22-3-10, AS AMENDED, CODE OF LAWS OF SOUTH CAROLINA, 1976, RELATING TO THE CIVIL JURISDICTION OF MAGISTRATES, TO PROVIDE THAT MAGISTRATES HAVE CONCURRENT JURISDICTION OF INTERPLEADER ACTIONS FILED OVER CLAIMS OF DISPUTED REAL ESTATE EARNEST MONEY; AND TO ADD SECTION 22-3-15 SO AS TO PROVIDE THAT INTERPLEADER ACTIONS ARISING FROM REAL ESTATE EARNEST MONEY DISPUTES WHICH DO NOT EXCEED THE JURISDICTIONAL LIMIT OF MAGISTRATES COURT MAY BE FILED IN THAT COURT, TO PROVIDE THE FEE FOR SUCH FILINGS, TO PROVIDE THAT THE FAILURE OF A COMPETING CLAIMANT TO RECOVER IN AN INTERPLEADER ACTION MUST NOT BE CONSIDERED A JUDGMENT AGAINST THE CLAIMANT OR USED TO IMPAIR THE CREDIT OF THE CLAIMANT, AND TO DIRECT THE OFFICE OF COURT ADMINISTRATOR TO DESIGN APPROPRIATE LEGAL FORMS AND MAKE THESE FORMS AVAILABLE FOR JURISDICTION.-amended title

12/06/00	House	Prefiled
12/06/00	House	Referred to Committee on Judiciary
01/09/01	House	Introduced and read first time HJ-51
01/09/01	House	Referred to Committee on Judiciary HJ-51
01/24/01	House	Committee report: Favorable Judiciary HJ-3
01/25/01	House	Read second time HJ-14
01/25/01	House	Unanimous consent for third reading on next legislative day HJ-15
01/26/01	House	Read third time and sent to Senate HJ-2
01/30/01	Senate	Introduced and read first time SJ-20
01/30/01	Senate	Referred to Committee on Judiciary SJ-20
05/09/01	Senate	Committee report: Majority favorable, minority unfavorable Judiciary SJ-22
01/09/02	Senate	Minority report withdrawn SJ-14
02/13/02	Senate	Amended SJ-27
02/14/02	Senate	Read second time SJ-28
02/19/02	Senate	Read third time and returned to House with amendments SJ-12
02/21/02	House	Concurred in Senate amendment and enrolled HJ-25
02/27/02		Ratified R 200
03/06/02		Became law without Governor's signature
03/12/02		Act No. 184
03/13/02		Copies available
03/13/02		Effective date 03/06/02