Session 121 - (2015-2016)

H*4548 (Rat #0265, Act #0231 of 2016) General Bill, By Sandifer, Forrester, Toole, Bales, Chumley, Burns, Hardee, Allison, Tallon, Henderson, Clemmons, Sottile, Crosby, V.S. Moss, Jefferson, Yow, Duckworth, H.A. Crawford, Jordan, Fry, Herbkersman, Lowe, Goldfinch, Hixon, Norman, Hiott, Taylor, McCoy, D.C. Moss, Collins, Rutherford, Anderson, Kirby, Pitts, Corley, Ballentine, Hamilton, Finlay, Huggins, Ott, Govan, Riley, Willis, Thayer, Felder, Hicks, Simrill, G.A. Brown, Bedingfield, Stringer, Ryhal, King, Loftis, Hayes, Mack, Rivers, Ridgeway, Clary, Brannon, Atwater, Daning, Bannister, Anthony, McEachern, Mitchell, Erickson, Weeks, Knight, Cole, George, Horne, G.R. Smith, G.M. Smith, Williams, Limehouse, Pope, Gambrell, Alexander, Stavrinakis, Newton, White, Spires, R.L. Brown, Gilliard, Dillard and Gagnon

Summary: Closing fees on motor vehicle sales contract

AN ACT TO AMEND SECTION 37-2-307, CODE OF LAWS OF SOUTH CAROLINA, 1976, RELATING TO CLOSING FEES ASSESSED ON MOTOR VEHICLE SALES CONTRACTS, SO AS TO REQUIRE A MOTOR VEHICLE DEALER WHO CHARGES A CLOSING FEE TO PAY A REGISTRATION FEE AND THE FEE MUST BE INCLUDED IN THE ADVERTISED PRICE OF THE MOTOR VEHICLE; TO DEFINE THE TERM CLOSING FEE; TO ESTABLISH THE PROCEDURES A DEALER SHALL UNDERTAKE BEFORE CHARGING A CLOSING FEE AND TO AUTHORIZE THE DEPARTMENT OF CONSUMER AFFAIRS TO DETERMINE WHETHER A CLOSING FEE IS REASONABLE; TO PROVIDE THAT A DEALER WHO COMPLIES WITH CERTAIN STATUTORY REQUIREMENTS MAY LAWFULLY CHARGE A CLOSING FEE, TO ALLOW A MOTOR VEHICLE DEALER TO ASSERT ANY DEFENSES PROVIDED TO A CREDITOR PURSUANT TO TITLE 37, AND TO ALLOW A PURCHASER INJURED OR DAMAGED BY THE ACTION OF A MOTOR VEHICLE DEALER IN VIOLATION OF CERTAIN STATUTORY REQUIREMENTS MAY ASSERT THE REMEDIES AVAILABLE PURSUANT TO TITLE 37; TO AUTHORIZE THE DEPARTMENT OF CONSUMER AFFAIRS TO ADMINISTER AND ENFORCE MOTOR VEHICLE DEALER CLOSING FEES; AND TO EXPRESS THE INTENT OF THE GENERAL ASSEMBLY. - ratified title

12/10/15	**House**	**Prefiled**
12/10/15	**House**	**Referred to Committee on Labor, Commerce and Industry**
01/12/16	**House**	**Introduced and read first time (House Journal-page 102)**
01/12/16	**House**	**Referred to Committee on Labor, Commerce and Industry (House Journal-page 102)**
01/13/16	**House**	**Member(s) request name added as sponsor: Clemmons, Sottile, Crosby, V.S.Moss, Jefferson, Yow, Duckworth, H.A.Crawford, Jordan, Fry, Herbkersman, Lowe, Goldfinch, Hixon, Norman, Hiott, Taylor, McCoy, D.C.Moss, Collins, Rutherford, Anderson, Kirby**
01/20/16	**House**	**Member(s) request name added as sponsor: Pitts**
01/21/16	**House**	**Member(s) request name added as sponsor: Corley**
01/26/16	**House**	**Member(s) request name added as sponsor: Ballentine, Hamilton, Finlay, Huggins**
01/28/16	**House**	**Member(s) request name added as sponsor: Ott, Govan, Riley, Willis, Thayer, Felder, Hicks**
02/02/16	**House**	**Member(s) request name added as sponsor: Simrill, G.A.Brown, Bedingfield, Stringer, Ryhal**
02/03/16	**House**	**Member(s) request name added as sponsor: King, Loftis**
02/04/16	**House**	**Member(s) request name added as sponsor: Hayes, Mack, Rivers, Ridgeway, Clary, Brannon, Atwater, Daning, Bannister, Anthony, McEachern, Mitchell, Erickson**
02/09/16	**House**	**Member(s) request name added as sponsor: Weeks, Knight, Cole, George, Horne, G.R.Smith, G.M.Smith, Williams, Limehouse, Pope, Gambrell**
02/10/16	**House**	**Committee report: Favorable with amendment Labor, Commerce and Industry (House Journal-page 5)**
02/10/16	**House**	**Member(s) request name added as sponsor: Alexander, Stavrinakis, Newton**
02/11/16	**House**	**Member(s) request name added as sponsor: White, Spires, R.L.Brown, Gilliard, Dillard**
02/11/16	**House**	**Requests for debate-Rep(s). Ott, Mack, Whipper, Cobb-Hunter, Williams, Sandifer, Forrester, McKnight, Kennedy, JE Smith, King, Bernstein, Whitmire, Erickson, Anderson, Kirby, McCoy, MS McLeod, (House Journal-page 67)**
02/23/16	**House**	**Member(s) request name added as sponsor: Gagnon**
02/23/16	**House**	**Amended (House Journal-page 50)**
02/23/16	**House**	**Read second time (House Journal-page 50)**
02/23/16	**House**	**Roll call Yeas-98 Nays-7 (House Journal-page 50)**
02/24/16		**Scrivener's error corrected**
02/25/16	**House**	**Read third time and sent to Senate (House Journal-page 40)**
02/25/16	**Senate**	**Introduced and read first time (Senate Journal-page 7)**

02/25/16	Senate	Referred to Committee on Judiciary (Senate Journal-page 7)
03/02/16	Senate	Committee report: Majority favorable, minority unfavorable Judiciary (Senate Journal-page 8)
03/03/16		Scrivener's error corrected
04/12/16	Senate	Amended (Senate Journal-page 17)
04/13/16		Scrivener's error corrected
04/13/16	Senate	Amended (Senate Journal-page 33)
05/11/16	Senate	Special order, set for May 11, 2016 (Senate Journal-page 76)
05/17/16	Senate	Amended (Senate Journal-page 44)
05/17/16	Senate	Read second time (Senate Journal-page 44)
05/17/16	Senate	Roll call Ayes-42 Nays-0 (Senate Journal-page 44)
05/19/16	Senate	Read third time and returned to House with amendments (Senate Journal-page 55)
05/26/16	House	Concurred in Senate amendment and enrolled (House Journal-page 41)
05/26/16	House	Roll call Yeas-99 Nays-0 (House Journal-page 41)
06/02/16		Ratified R 265
06/03/16		Signed By Governor
06/09/16		Effective date See Act for Effective Date
06/09/16		Act No. 231