**South Carolina General Assembly**

123rd Session, 2019-2020

**H. 4281**

**STATUS INFORMATION**

General Bill

Sponsors: Reps. W. Newton, Caskey, Rose, Norrell, McCravy, Clemmons, Fry, Stavrinakis, Elliott, B. Cox, Bannister, Funderburk, Herbkersman, Jordan, Kimmons, Murphy, Rutherford and G.M. Smith

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Introduced in the House on March 20, 2019

Currently residing in the House Committee on **Judiciary**

Summary: Conveyances to defraud creditors

**HISTORY OF LEGISLATIVE ACTIONS**

Date Body Action Description with journal page number

3/20/2019 House Introduced and read first time ([House Journal‑page 54](file:///h:\hj\20190320.docx))

3/20/2019 House Referred to Committee on **Judiciary** ([House Journal‑page 54](file:///h:\hj\20190320.docx))

View the latest [legislative information](http://www.scstatehouse.gov/billsearch.php?billnumbers=4281&session=123&summary=B) at the website

**VERSIONS OF THIS BILL**

[3/20/2019](file:///p:\pprever\2019-20\4281_20190320.docx)

**A** **BILL**

TO AMEND SECTION 27‑23‑10, CODE OF LAWS OF SOUTH CAROLINA, 1976, RELATING TO CONVEYANCES TO DEFRAUD CREDITORS, SO AS TO ALLOW FOR ATTORNEY FEES, INTEREST, AND COSTS.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Section 27‑23‑10 of the 1976 Code is amended by adding a subsection at the end to read:

“(C) In an action brought based on the provisions of this section, the court may determine attorney fees and costs and, as may be equitable, assess these fees and costs against any or all of the parties to the action. In addition, if the prevailing party is a plaintiff‑creditor, unless otherwise stated in the debt instrument, if any, interest shall attach prejudgment from the date of the transfer at the rate specified in Section 34‑31‑20(A) and postjudgment at the rate specified in Section 34‑31‑20(B).”

SECTION 2. This act takes effect upon approval by the Governor.

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