

## Session 116 - (2005-2006)

**S 0041 General Bill, By Richardson and Leatherman**

***Similar (S 0807, H 3976)***

**Summary:** Notice and Opportunity to Cure Construction Dwelling Defects Act

A BILL TO AMEND CHAPTER 11, TITLE 40 OF THE 1976 CODE BY ADDING ARTICLE 3, TO PROVIDE FOR THE SOUTH CAROLINA NOTICE AND OPPORTUNITY TO CURE NON-RESIDENTIAL DEFECTS ACT, TO PROVIDE THAT BEFORE AN ACTION BASED ON A CONSTRUCTION DEFECT MAY PROCEED AGAINST A CONTRACTOR, OR DESIGN PROFESSIONAL, THE CLAIMANT MUST SERVE NOTICE AND ALLOW FOR THE OPPORTUNITY TO CURE THE DEFECT, AND TO ESTABLISH PROCEDURES AND TIME LIMITS FOR FILING AND RESPONDING TO THE CLAIM; AND TO AMEND SECTIONS OF THE SOUTH CAROLINA NOTICE AND OPPORTUNITY TO CURE CONSTRUCTION DWELLING DEFECTS ACT, TO ESTABLISH TIME LIMITS FOR THE CONTRACTOR TO RESPOND TO THE CLAIM AND WHEN FAILURE TO RESPOND TO THE CLAIM IS CONSIDERED A DENIAL.

**12/08/04 Senate Prefiled**

**12/08/04 Senate Referred to Committee on Judiciary**

**01/11/05 Senate Introduced and read first time SJ-100**

**01/11/05 Senate Referred to Committee on Judiciary SJ-100**