

Session 115 - (2003-2004)

H 4460 General Bill, By Harrison, Delleney, W.D. Smith, Talley, Taylor, Clemmons, Cotty, Simrill and Walker

Summary: Statute of limitations, constructions, definitions, when civil actions can be initiated

A BILL TO AMEND SECTIONS 40-59-820, 40-59-840, AND 40-59-850, CODE OF LAWS OF SOUTH CAROLINA, 1976, ALL RELATING TO NOTICE AND OPPORTUNITY TO CURE CONSTRUCTION DWELLING DEFECTS, SO AS TO SUBSTITUTE THE TERM "IMPROVEMENT TO REAL PROPERTY" FOR THE TERMS "DWELLING" AND "RESIDENTIAL IMPROVEMENT", TO PROVIDE A DEFINITION FOR THE TERM "IMPROVEMENT TO REAL PROPERTY", TO PROVIDE THAT THE STATUTE OF LIMITATIONS IS TOLLED UNTIL A CLAIM IS DENIED OR REPAIRS ARE COMPLETED, AND TO PROVIDE THAT THE CLAIMANT MAY PROCEED WITH A CIVIL ACTION IF A DISPUTE BETWEEN THE PARTIES IS NOT SETTLED WITHIN NINETY DAYS OF THE INITIAL NOTICE OF CLAIM.

12/17/03 House Prefiled

12/17/03 House Referred to Committee on Judiciary

01/13/04 House Introduced and read first time HJ-82

01/13/04 House Referred to Committee on Judiciary HJ-83