**South Carolina General Assembly**

122nd Session, 2017-2018

**H. 4030**

**STATUS INFORMATION**

General Bill

Sponsors: Reps. Simrill and Loftis

Document Path: l:\council\bills\bbm\9657dg17.docx

Introduced in the House on March 22, 2017

Currently residing in the House Committee on **Ways and Means**

Summary: Distraint warrant

**HISTORY OF LEGISLATIVE ACTIONS**

Date Body Action Description with journal page number

3/22/2017 House Introduced and read first time ([House Journal‑page 55](file:///h:\hj\20170322.docx))

3/22/2017 House Referred to Committee on **Ways and Means** ([House Journal‑page 55](file:///h:\hj\20170322.docx))

View the latest [legislative information](http://www.scstatehouse.gov/billsearch.php?billnumbers=4030&session=122&summary=B) at the website

**VERSIONS OF THIS BILL**

[3/22/2017](file:///p:\pprever\2017-18\4030_20170322.docx)

**A** **BILL**

TO AMEND THE CODE OF LAWS OF SOUTH CAROLINA, 1976, BY ADDING SECTION 12‑54‑265 SO AS TO ALLOW THE DEPARTMENT OF REVENUE TO SUBMIT CERTAIN INFORMATION TO A FINANCIAL INSTITUTION REGARDING A DEBTOR THAT HAS BEEN NAMED ON A WARRANT FOR DISTRAINT, AND TO REQUIRE THE FINANCIAL INSTITUTION PROVIDE CERTAIN INFORMATION TO THE DEPARTMENT.

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

SECTION 1. Chapter 54, Title 12 of the 1976 Code is amended by adding:

“Section 12‑54‑265. Notwithstanding any other provision of law, the department may submit to a financial institution, as defined in Section 63‑17‑2310(A)(2), information that identifies a debtor named on a warrant for distraint that has been issued and filed by the department or whose debt has been submitted to the department for collection under the provisions of Section 12‑4‑580. For purposes of debts named on warrants for distraint, the debt must be at least one hundred eighty days old from the date of assessment. The department may submit the information to the financial institution on a quarterly basis or, with the agreement of the financial institution, on a more frequent basis. A financial institution that receives the information must conduct a data match. The financial institution must then provide to the department, in a manner and form prescribed by the department, information concerning the debtor for purposes of collecting outstanding debts. The information provided to the department must include, but is not limited to, the information required pursuant to Section 63‑17‑2320(A). The financial institution must be paid a reasonable fee out of the collected funds not to exceed actual cost.”

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

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