

Session 113 - (1999-2000)

S 0110 General Bill, By Thomas and Elliott

Similar (S 0183)

Summary: Lien against property claim, notice requirements; Property

A BILL TO AMEND CHAPTER 15, TITLE 29, CODE OF LAWS OF SOUTH CAROLINA, 1976, BY ADDING SECTION 29-15-110 SO AS TO PROVIDE THAT, NOTWITHSTANDING ANY OTHER PROVISION OF LAW, A PERSON CLAIMING A LIEN AGAINST PROPERTY UNDER THE PROVISIONS OF THIS CHAPTER MUST GIVE CERTAIN NOTICE TO THE OWNER OF THE PROPERTY, THE PERSON FROM WHOM POSSESSION OF THE PROPERTY WAS OBTAINED, THE HOLDER OF SECURITY INTERESTS, ANY OTHER LIENHOLDER, AND TO ANY OTHER PERSON HAVING OR CLAIMING AN INTEREST IN THE PROPERTY, TO PROVIDE THAT WHENEVER OWNERSHIP OR LIENS AGAINST PROPERTY SOUGHT TO BE SOLD TO SATISFY A CLAIMED LIEN IS EVIDENCED BY A LICENSE, TITLE, REGISTRATION, OR OTHER PUBLIC RECORD OF OWNERSHIP, THE OWNER OF RECORD AND HOLDERS OF SECURITY INTERESTS AND OTHER LIENS MUST BE GIVEN WRITTEN NOTICE OF THE CLAIMED LIEN AND PROPOSED SALE, TO PROVIDE FOR SERVICE, DELIVERY, OR GIVING OF THE REQUIRED NOTICE, AND THAT FAILURE TO GIVE SUCH NOTICE RENDERS ANY SALE OF THE PROPERTY TO SATISFY THE LIEN VOID AB INITIO AND OF NO EFFECT, AND TO PROVIDE FOR SERVICE, DELIVERY, OR GIVING OF THE REQUIRED NOTICE AND FOR THE MANNER AND FORM FOR PROOF OF IT.

11/18/98 Senate Prefiled

11/18/98 Senate Referred to Committee on Banking and Insurance

01/12/99 Senate Introduced and read first time SJ-45

01/12/99 Senate Referred to Committee on Banking and Insurance SJ-45