

## Session 116 - (2005-2006)

### S\*0137 (Rat #0256, Act #0249 of 2006) General Bill, By Hayes and Elliott

**Summary:** Jurisdiction of Family Court to order custody of a minor child to the de facto custodian

AN ACT TO AMEND SECTION 20-7-420, AS AMENDED, CODE OF LAWS OF SOUTH CAROLINA, 1976, RELATING TO THE JURISDICTION OF THE FAMILY COURT, TO PROVIDE THAT THE FAMILY COURT MAY ORDER CUSTODY OF A MINOR CHILD BE AWARDED TO THE CHILD'S DE FACTO CUSTODIAN UNDER CERTAIN CIRCUMSTANCES; AND TO ADD SECTION 20-7-1540, TO DEFINE "DE FACTO CUSTODIAN" AS A PERSON WHO HAS BEEN THE PRIMARY CAREGIVER AND FINANCIAL SUPPORTER OF A CHILD WHO HAS RESIDED WITH THAT PERSON FOR SIX MONTHS IF THE CHILD IS UNDER THREE YEARS OF AGE AND ONE YEAR IF THE CHILD IS THREE YEARS OLD OR OLDER, AND TO SPECIFY THE CIRCUMSTANCES UNDER WHICH CUSTODY OR VISITATION OF THE MINOR CHILD MAY BE AWARDED TO A DE FACTO CUSTODIAN. - ratified title

12/15/04	Senate	Prefiled
12/15/04	Senate	Referred to Committee on Judiciary
01/11/05	Senate	Introduced and read first time SJ-149
01/11/05	Senate	Referred to Committee on Judiciary SJ-149
04/21/05	Senate	Polled out of committee Judiciary SJ-8
04/21/05	Senate	Committee report: Favorable with amendment Judiciary SJ-8
04/25/05	Senate	Amended SJ-17
04/25/05	Senate	Read second time SJ-17
04/26/05	Senate	Read third time and sent to House SJ-13
04/27/05	House	Introduced and read first time HJ-6
04/27/05	House	Referred to Committee on Judiciary HJ-7
03/01/06	House	Committee report: Favorable with amendment Judiciary HJ-2
03/02/06		Scrivener's error corrected
03/08/06	House	Amended HJ-22
03/08/06	House	Read second time HJ-24
03/09/06	House	Read third time and returned to Senate with amendments HJ-15
03/15/06	Senate	Concurred in House amendment and enrolled SJ-42
03/23/06		Ratified R 256
03/24/06		Signed By Governor
03/28/06		Copies available
03/28/06		Effective date 03/24/06
04/05/06		Act No. 249