

## Session 106 - (1985-1986)

**H\*2532 (Rat #0625, Act #0533 of 1986) General Bill, By D.M. Beasley, J.F. Anderson, L.E. Gentry, T.E. Huff, E.C. Lewis, J.I. Rogers, Sheheen, P.E. Short and J.H. Toal**

A Bill to amend Chapter 42, Title 33, Code of Laws of South Carolina, 1976 , relating to the Uniform Limited Partnership Act so as to adopt a short form notice filing certification instead of the long form certificate; expand the information that must be kept on file in the place of business of the partnership; expand the "safe harbor" powers of limited partners so as to enable limited partners to bargain for greater voting powers; to provide that additional general partners may be added with less than unanimous consent by the other partners; to provide for a "safe harbor" procedure by which limited partnerships may be merged; provide a "safe harbor" list of activities a foreign corporation can conduct in this State without being required to register as a foreign corporation; to require each limited partnership to keep a current list and full name and last known mailing address instead of business address of each partner; to clarify the use of the abbreviation LP or L.P. by limited partnerships; to require foreign limited partnerships to register in this State to use a name than can be used by a limited partnership formed in this State; to provide a revised assumed name filing requirement applicable to limited partnerships formed in this State; to establish a fee schedule for filing limited partnership certificates and obtaining copies of certificates and amendments; and to make technical modification and clarify ambiguities; to amend Article 1 of Chapter 5 of Title 15 by adding Section 15-5-45 so as to authorize the partners of any partnership formed under the laws of this State to sue and be sued in their own name; to amend Section 33-41-170, relating to the liability of partners of partnerships formed under the Uniform Partnership Act, so as to delete the provisions which make partners jointly and severally liable for everything chargeable to the partnership under the provisions of Sections 33-41-350 (wrongful act or omission) and 33-41-360 (breach of trust) and jointly for all other duties and obligations of the partnership and the provisions which authorize any partner to enter into a separate obligation to perform a partnership contract; and to estblsh transition provisions which govern all limited partnerships formed before June 27, 1984.-amended title

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|-----------------|---------------|---|
| <b>03/06/85</b> | <b>House</b>  | <b>Introduced and read first time HJ-1135</b>                       |
| <b>03/06/85</b> | <b>House</b>  | <b>Referred to Committee on Judiciary HJ-1136</b>                   |
| <b>05/01/85</b> | <b>House</b>  | <b>Committee report: Favorable with amendment Judiciary HJ-2810</b> |
| <b>05/02/85</b> | <b>House</b>  | <b>Amended HJ-2906</b>  |
| <b>05/02/85</b> | <b>House</b>  | <b>Read second time HJ-2906</b>                                     |
| <b>05/03/85</b> | <b>House</b>  | <b>Read third time and sent to Senate HJ-2930</b>                   |
| <b>05/07/85</b> | <b>Senate</b> | <b>Introduced and read first time SJ-1943</b>                       |
| <b>05/07/85</b> | <b>Senate</b> | <b>Referred to Committee on Judiciary SJ-1943</b>                   |
| <b>05/13/86</b> | <b>Senate</b> | <b>Committee report: Favorable with amendment Judiciary SJ-2581</b> |
| <b>05/13/86</b> | <b>Senate</b> | <b>Amended SJ-2607</b>  |
| <b>05/13/86</b> | <b>Senate</b> | <b>Read second time SJ-2674</b>                                     |
| <b>05/13/86</b> | <b>Senate</b> | <b>Ordered to third reading with notice of amendments SJ-2674</b>   |
| <b>05/14/86</b> | <b>Senate</b> | <b>Read third time SJ-2701</b>                                      |
| <b>05/14/86</b> | <b>Senate</b> | <b>Returned SJ-2701</b>   |
| <b>05/28/86</b> | <b>House</b>  | <b>Concurred in Senate amendment and enrolled HJ-3450</b>           |
| <b>06/03/86</b> | <b>House</b>  | <b>Recalled from Legislative Council HJ-3580</b>                    |
| <b>06/03/86</b> | <b>House</b>  | <b>Reconsider vote whereby concurred HJ-3585</b>                    |
| <b>06/03/86</b> | <b>House</b>  | <b>Senate amendment amended HJ-3586</b>                             |
| <b>06/03/86</b> | <b>House</b>  | <b>Returned HJ-3587</b>   |
| <b>06/03/86</b> | <b>Senate</b> | <b>Concurred in House amendment and enrolled SJ-3511</b>            |
| <b>06/05/86</b> |               | <b>Ratified R 625</b>   |
| <b>06/18/86</b> |               | <b>Signed By Governor</b>   |
| <b>06/26/86</b> |               | <b>Effective date 09/01/86</b>                                      |
| <b>06/26/86</b> |               | <b>Act No. 533</b>  |
| <b>06/26/86</b> |               | <b>See Act for exceptions to effective date</b>                     |
| <b>06/26/86</b> |               | <b>Copies available</b>   |