

Session 107 - (1987-1988)

H*2610 (Rat #0471, Act #0432 of 1988) General Bill, By House Judiciary

A Bill to amend Section 15-3-530, Code of Laws of South Carolina, 1976, relating to limitation of civil actions, so as to reduce the limitation period from six years to three years and to revise certain causes of action to which the Section applies; to amend Section 15-3-535, relating to time period within which certain actions must be commenced, so as to reduce this period to three years, to revise the causes of action to which the Section applies, and to delete references to actions for criminal conversation; to amend Section 15-3-545, relating to the statute of limitations in malpractice actions, so as to revise the statute of limitations on the negligent placement of an appliance or apparatus in any person by stipulating that the person has at least three years after the placement to bring the action, and to provide a tolling period of not more than seven years on account of minority; to amend the 1976 Code by adding Section 15-33-125, so as to permit a new trial limited to damages only in those instances where the plaintiff was entitled to a directed verdict of liability; by adding Section 15-33-135, so as to provide that in any civil action where punitive damages are claimed, the plaintiff has the burden of proving such damages by clear and convincing evidence; to amend Title 15 of the 1976 Code, relating to civil remedies and procedures by adding Chapter 36 so as to enact the South Carolina Frivolous Civil Proceedings Sanctions Act, and by adding Chapter 38 so as to enact the South Carolina Contribution Among Tortfeasors Act; to amend Section 38-79-410 relating to the definition of licensed health care providers for purposes of the Patients' Compensation Fund for the benefit of these licensed health care providers so as to revise this definition to include optometrists and podiatrists therein; and to provide that the Department of Insurance shall review all forms of insurance covered by any Section of this Act within one year of the effective date and shall order rate reductions as may appear appropriate to the Chief Insurance Commissioner.-amended titl

03/04/87	House	Introduced, read first time, placed on calendar without reference HJ-852
03/10/87	House	Special order, set for 3/10/87 after unanimous consent period (Under H 2629) HJ-911
03/10/87	House	Objection by Rep. Blackwell, L. Martin & Threlkill HJ-929
03/10/87	House	Objection withdrawn by Rep. Blackwell HJ-932
03/10/87	House	Amended HJ-944
03/10/87	House	Read second time HJ-948
03/11/87	House	Read third time and sent to Senate HJ-965
03/11/87	Senate	Introduced and read first time SJ-875
03/11/87	Senate	Referred to Committee on Judiciary SJ-876
03/17/87	Senate	Recalled from Committee on Judiciary SJ-932
03/17/87	Senate	Retaining place on calendar committed to Committee on Judiciary SJ-933
03/02/88	Senate	Committee report: Favorable with amendment Judiciary SJ-23
03/08/88	Senate	Read second time SJ-23
03/08/88	Senate	Ordered to third reading with notice of amendments SJ-23
03/15/88	Senate	Amended SJ-33
03/15/88	Senate	Read third time SJ-42
03/15/88	Senate	Returned SJ-42
03/23/88	House	Senate amendment amended HJ-2254
03/23/88	House	Returned HJ-2256
03/24/88	Senate	Concurred in House amendment and enrolled SJ-4
03/30/88		Ratified R 471
04/05/88		Signed By Governor
04/05/88		Effective date 04/05/88
04/05/88		Act No. 432
04/05/88		See act for exception to or explanation of effective date
04/12/88		Copies available