

Session 123 - (2019-2020)

S 0273 General Bill, By Senn

Summary: Notice to creditors in probate proceedings

A BILL TO AMEND SECTION 62-3-801 OF THE 1976 CODE, RELATING TO NOTICE TO CREDITORS IN PROBATE PROCEEDINGS, TO PROVIDE THAT, UPON RECEIVING NOTICE AS PRESCRIBED BY LAW, CREDITORS MAY ONLY COMMUNICATE WITH THE DECEASED'S PERSONAL REPRESENTATIVE CONCERNING OUTSTANDING DEBTS UNLESS OTHERWISE DIRECTED BY THE PERSONAL REPRESENTATIVE; AND TO AMEND SECTION 37-5-108(5) OF THE 1976 CODE, RELATING TO UNCONSCIONABLE DEBT COLLECTION PRACTICES, TO PROVIDE THAT IT IS UNCONSCIONABLE FOR A THIRD PARTY DEBT COLLECTOR TO COMMUNICATE WITH A DECEASED CONSUMER'S SPOUSE OR FAMILY MEMBER UNLESS THE COMMUNICATION IS LIMITED TO IDENTIFYING THE DECEASED CONSUMER'S PERSONAL REPRESENTATIVE.

12/12/18 Senate Prefiled

12/12/18 Senate Referred to Committee on Judiciary

01/08/19 Senate Introduced and read first time (Senate Journal-page 162)

01/08/19 Senate Referred to Committee on Judiciary (Senate Journal-page 162)