South Carolina Legislature

September 20, 2024, 12:40:33 am

Session 120 - (2013-2014)

S*1026 (Rat #0284, Act #0264 of 2014) General Bill, By Alexander Similar (H 4659)

Summary: Contractor payment bonds

AN ACT TO AMEND SECTION 29-5-440, CODE OF LAWS OF SOUTH CAROLINA, 1976, RELATING TO SUITS ON CONTRACTOR PAYMENT BONDS, SO AS TO PROVIDE THAT CERTAIN WRITTEN NOTICE REQUIRED OF A REMOTE CLAIMANT MUST BE SENT BY CERTIFIED OR REGISTERED MAIL AND MUST GENERALLY CONFORM WITH STATUTORY LIMITS ON THE AGGREGATE AMOUNT OF LIENS FILED BY A SUB-SUBCONTRACTOR OR SUPPLIER, TO PROVIDE ANY PAYMENT BOND SURETY FOR THE BONDED CONTRACTOR SHALL HAVE THE SAME RIGHTS AND DEFENSES OF THE BONDED CONTRACTOR, TO MAKE THE LANGUAGE APPLICABLE TO ANY PAYMENT BOND WHETHER PRIVATE, COMMON LAW, PUBLIC, OR STATUTORY IN NATURE, WHEN THE BONDS ARE NOT OTHERWISE REQUIRED OR GOVERNED BY STATUTE, AND TO PROVIDE NECESSARY DEFINITIONS; AND TO AMEND SECTION 11-1-120, RELATING TO SUITS ON PAYMENT BONDS AND REMOTE CLAIMANTS INVOLVING CONSTRUCTION CONTRACTS WITH THE STATE OR A POLITICAL SUBDIVISION OF THE STATE, SECTION 11-35-3030, RELATING TO CONTRACT PERFORMANCE PAYMENT BONDS UNDER THE CONSOLIDATED PROCUREMENT CODE, AND SECTION 57-5-1660, RELATING TO CONTRACTOR BONDS INVOLVING THE DEPARTMENT OF

TRANSPORTATION, ALL SO AS TO MAKE CONFORMING CHANGES. - ratified title Introduced and read first time (Senate Journal-page 9) 02/18/14 **Senate** 02/18/14 **Senate** Referred to Committee on Banking and Insurance (Senate Journal-page 9) Committee report: Favorable with amendment Banking and Insurance (Senate Journal-page 6) 03/13/14 Senate 03/14/14 Scrivener's error corrected 03/19/14 Senate Committee Amendment Adopted (Senate Journal-page 106) 03/19/14 Senate Read second time (Senate Journal-page 106) 03/19/14 Senate Roll call Ayes-43 Nays-0 (Senate Journal-page 106) Read third time and sent to House (Senate Journal-page 21) 03/20/14 Senate 03/20/14 Scrivener's error corrected 03/25/14 House Introduced and read first time (House Journal-page 19) 03/25/14 House Referred to Committee on Labor, Commerce and Industry (House Journal-page 19)

03/25/14 House Referred to Committee on Labor, Commerce and Industry (House Journal-page 19)
05/15/14 House Committee report: Favorable with amendment Labor, Commerce and Industry (House Journal-page 9)
05/21/14 House Amended (House Journal-page 175)

05/21/14 House Amended (House Journal-page 175)
05/21/14 House Read second time (House Journal-page 175)
05/21/14 House Roll call Yeas-99 Nays-0 (House Journal-page 175)

05/22/14 House Read third time and returned to Senate with amendments (House Journal-page 9)

05/29/14 Senate Concurred in House amendment and enrolled (Senate Journal-page 99)

05/29/14 Senate Roll call Ayes-44 Nays-0 (Senate Journal-page 99)

06/05/14 Ratified R 284 06/06/14 Signed By Governor 06/13/14 Effective date 06/06/14

06/26/14 Act No. 264