

## Session 119 - (2011-2012)

**H\*3375 (Rat #0086, Act #0052 of 2011) General Bill, By Harrell, Lucas, Cooper, Hardwick, Harrison, Owens, Sandifer, White, Bingham, Atwater, Parker, Crawford, Loftis, Bowen, G.R. Smith, Bedingfield, Toole, Sottile, V.S. Moss, Forrester, Bikas, Huggins, Brady, Allison, Pinson, Frye, Whitmire, Skelton, Nanney, Henderson, Limehouse, Corbin, Barfield, Battle, Clemmons, Cole, Crosby, Daning, Gambrell, Hamilton, Hiott, Hixon, Horne, Lowe, D.C. Moss, Murphy, Norman, Patrick, Simrill, G.M. Smith, J.R. Smith, Spires, Taylor, Willis, Young, Herbkersman, Ballentine, Thayer, Bannister, McCoy, Tallon, Stringer, Long, Hayes, Ott, J.M. Neal, Vick, G.A. Brown, Branham, Anthony, Bowers, Sellers, Quinn, Hearn, Edge, Anderson, Erickson, Knight, Chumley, Butler Garrick and Bales**

**Similar (S 0022, S 0023)**

**Summary:** S.C. Fairness in Civil Justice Act

AN ACT TO AMEND THE CODE OF LAWS OF SOUTH CAROLINA, 1976, SO AS TO ENACT THE "SOUTH CAROLINA FAIRNESS IN CIVIL JUSTICE ACT OF 2011" BY ADDING ARTICLE 5, CHAPTER 32 TO TITLE 15 SO AS TO PROVIDE LIMITS ON THE AWARD OF PUNITIVE DAMAGES AND TO PROVIDE FOR CERTAIN PROCEDURES AND REQUIREMENTS RELATING TO THE AWARD OF THESE DAMAGES; BY ADDING SECTION 1-7-750 SO AS TO AUTHORIZE CIRCUIT SOLICITORS TO EMPLOY OUTSIDE COUNSEL UNDER CERTAIN CIRCUMSTANCES; BY ADDING SECTION 38-77-250 SO AS TO REQUIRE EVERY INSURER PROVIDING AUTOMOBILE INSURANCE COVERAGE IN THE STATE TO PROVIDE CERTAIN INSURANCE COVERAGE INFORMATION WHEN A WRITTEN REQUEST IS MADE BY A CLAIMANT'S ATTORNEY AND TO AUTHORIZE SANCTIONS BY THE COURT FOR NONCOMPLIANCE; TO AMEND SECTION 15-3-670, RELATING TO LIMITATIONS ON ACTIONS BASED ON UNSAFE OR DEFECTIVE IMPROVEMENTS TO REAL PROPERTY, SO AS TO PROVIDE THAT THE VIOLATION OF A BUILDING CODE DOES NOT CONSTITUTE PER SE FRAUD, GROSS NEGLIGENCE, OR RECKLESSNESS BUT MAY BE ADMISSIBLE AS EVIDENCE; AND TO AMEND SECTION 18-9-130, AS AMENDED, RELATING TO THE EFFECT OF A NOTICE OF APPEAL ON THE EXECUTION OF JUDGMENT, SO AS TO PROVIDE LIMITS FOR APPEAL BONDS. - ratified title

01/19/11	House	Introduced and read first time (House Journal-page 12)
01/19/11	House	Referred to Committee on Judiciary (House Journal-page 12)
01/20/11	House	Member(s) request name added as sponsor: Herbkersman
01/25/11	House	Member(s) request name added as sponsor: Ballentine, Thayer, Bannister
01/26/11	House	Member(s) request name added as sponsor: McCoy, Tallon, Stringer, Long, Hayes
01/27/11	House	Member(s) request name added as sponsor: Ott, J.M.Neal, Vick, G.A.Brown, Branham, Anthony, Bowers
02/01/11	House	Member(s) request name added as sponsor: Sellers
02/02/11	House	Member(s) request name added as sponsor: Quinn, Hearn
02/02/11	House	Committee report: Favorable Judiciary (House Journal-page 5)
02/03/11	House	Member(s) request name added as sponsor: Edge, Anderson
02/04/11		Scrivener's error corrected
02/08/11	House	Member(s) request name added as sponsor: Erickson, Knight, Chumley, Butler Garrick
02/08/11	House	Debate adjourned until Wednesday, February 9, 2011 (House Journal-page 77)
02/09/11	House	Member(s) request name added as sponsor: Bales
02/09/11	House	Read second time (House Journal-page 24)
02/09/11	House	Roll call Yeas-100 Nays-7 (House Journal-page 24)
02/10/11	House	Read third time and sent to Senate (House Journal-page 16)
02/10/11	House	Roll call Yeas-100 Nays-11 (House Journal-page 16)
02/15/11	Senate	Introduced and read first time (Senate Journal-page 10)
02/15/11	Senate	Referred to Committee on Judiciary (Senate Journal-page 10)
02/23/11	Senate	Committee report: Favorable with amendment Judiciary (Senate Journal-page 30)
02/24/11		Scrivener's error corrected
03/02/11		Scrivener's error corrected
03/15/11	Senate	Special order, set for March 15, 2011 (Senate Journal-page 19)
03/31/11	Senate	Debate interrupted (Senate Journal-page 31)
04/05/11	Senate	Debate interrupted (Senate Journal-page 31)
04/06/11	Senate	Debate interrupted (Senate Journal-page 21)
04/07/11	Senate	Debate interrupted (Senate Journal-page 40)
05/11/11	Senate	Debate interrupted (Senate Journal-page 52)

05/31/11	Senate	Committee Amendment Amended and Adopted (Senate Journal-page 41)
05/31/11	Senate	Read second time (Senate Journal-page 41)
05/31/11	Senate	Roll call Ayes-39 Nays-0 (Senate Journal-page 41)
05/31/11	Senate	Debate interrupted (Senate Journal-page 41)
06/01/11		Scrivener's error corrected
06/01/11	Senate	Read third time and returned to House with amendments (Senate Journal-page 178)
06/02/11	House	Concurred in Senate amendment and enrolled (House Journal-page 54)
06/02/11	House	Roll call Yeas-99 Nays-16 (House Journal-page 54)
06/08/11		Ratified R 86
06/14/11		Signed By Governor
06/20/11		Effective date See Act for Effective Date
06/20/11		Act No. 52