

## Session 118 - (2009-2010)

### H\*3803 (Rat #0274, Act #0244 of 2010) General Bill, By Bannister, Harrison and Weeks

#### Summary: Probate court

AN ACT TO AMEND SECTIONS 62-1-201, 62-1-304, 62-1-401, 62-1-403, 62-2-205, 62-2-402, 62-3-203, 62-3-401, 62-3-403, 62-3-409, 62-3-414, 62-3-502, 62-3-503, 62-3-604, 62-3-607, 62-3-611, 62-3-806, 62-3-911, 62-3-1001, 62-3-1008, 62-3-1101, 62-3-1102, 62-3-1309, 62-5-101, 62-5-303, 62-5-305, 62-5-307, 62-5-309, 62-5-310, 62-5-401, 62-5-402, 62-5-405, 62-5-407, 62-5-411, 62-5-412, 62-5-416, 62-5-419, 62-5-428, 62-5-430, 62-5-501, 62-5-504, AS AMENDED, 62-5-604, AND 62-5-608, CODE OF LAWS OF SOUTH CAROLINA, 1976, ALL RELATING TO THE VARIOUS ACTIONS AND PROCEEDINGS CONCERNING THE AFFAIRS OF DECEDENTS, PROTECTED PERSONS, MINORS, AND INCAPACITATED PERSONS FALLING UNDER THE SUBJECT MATTER JURISDICTION OF THE PROBATE COURT, SO AS TO DIFFERENTIATE BETWEEN A FORMAL PROCEEDING AND AN APPLICATION TO THE COURT AND THE PROCEDURAL RULES GOVERNING EACH, TO REQUIRE THE FILING AND SERVICE OF A SUMMONS AND PETITION TO COMMENCE A FORMAL PROCEEDING, AND TO DISTINGUISH THAT REQUIREMENT OF SUMMONS AND PETITION FROM THE NOTICE REQUIREMENTS FOR A HEARING ON A PETITION; AND TO AMEND SECTIONS 62-1-403, 62-3-703, 62-7-105, 62-7-201, 62-7-303, 62-7-305, 62-7-414, 62-7-505, 62-7-604, 62-7-709, 62-7-814, 62-7-902, 62-7-903, 62-7-904, 62-7-933, AND 62-7-1013, ALL RELATING TO THE SOUTH CAROLINA TRUST CODE, SO AS TO SUBSTITUTE "PERSON" FOR "PARENT" AND "ISSUE" FOR "CHILD", DELETE THE REQUIREMENT OF A TAXPAYER IDENTIFICATION NUMBER ON A CERTIFICATE OF TRUST, ALLOW CERTAIN REIMBURSEMENTS TO A PROSPECTIVE TRUSTEE, AND MAKE TECHNICAL CHANGES. - ratified title

<b>03/26/09</b>	<b>House</b>	<b>Introduced and read first time HJ-46</b>
<b>03/26/09</b>	<b>House</b>	<b>Referred to Committee on Judiciary HJ-47</b>
<b>04/30/09</b>	<b>House</b>	<b>Member(s) request name added as sponsor: Weeks</b>
<b>01/20/10</b>	<b>House</b>	<b>Committee report: Favorable Judiciary HJ-1</b>
<b>01/21/10</b>	<b>House</b>	<b>Debate adjourned until Tuesday, January 26, 2010 HJ-26</b>
<b>01/26/10</b>	<b>House</b>	<b>Read second time HJ-8</b>
<b>01/27/10</b>	<b>House</b>	<b>Read third time and sent to Senate HJ-21</b>
<b>01/27/10</b>	<b>Senate</b>	<b>Introduced and read first time SJ-8</b>
<b>01/27/10</b>	<b>Senate</b>	<b>Referred to Committee on Judiciary SJ-8</b>
<b>02/01/10</b>	<b>Senate</b>	<b>Referred to Subcommittee: Malloy (ch), Ford, Massey, S.Martin, Mulvaney</b>
<b>05/05/10</b>	<b>Senate</b>	<b>Committee report: Favorable with amendment Judiciary SJ-13</b>
<b>05/06/10</b>	<b>Senate</b>	<b>Committee Amendment Adopted SJ-23</b>
<b>05/06/10</b>	<b>Senate</b>	<b>Read second time SJ-23</b>
<b>05/11/10</b>	<b>Senate</b>	<b>Read third time and returned to House with amendments SJ-16</b>
<b>05/20/10</b>	<b>House</b>	<b>Concurred in Senate amendment and enrolled HJ-33</b>
<b>05/20/10</b>	<b>House</b>	<b>Roll call Yeas-90 Nays-0 HJ-33</b>
<b>06/01/10</b>		<b>Ratified R 274</b>
<b>06/07/10</b>		<b>Signed By Governor</b>
<b>07/01/10</b>		<b>Effective date 06/07/10</b>
<b>07/08/10</b>		<b>Act No. 244</b>