**South Carolina General Assembly**

118th Session, 2009-2010

**S. 956**

**STATUS INFORMATION**

General Bill

Sponsors: Senators Cromer and Elliott

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Introduced in the Senate on January 12, 2010

Currently residing in the Senate Committee on **Judiciary**

Summary: Tenant

**HISTORY OF LEGISLATIVE ACTIONS**

Date Body Action Description with journal page number

12/9/2009 Senate Prefiled

12/9/2009 Senate Referred to Committee on **Judiciary**

1/12/2010 Senate Introduced and read first time [SJ](file:///h:\SJ%20Archive\2010\01-12-10.docx)‑34

1/12/2010 Senate Referred to Committee on **Judiciary** [SJ](file:///h:\SJ%20Archive\2010\01-12-10.docx)‑34

1/12/2010 Senate Referred to Subcommittee: Malloy (ch), Ford, Massey, S.Martin, Mulvaney

**VERSIONS OF THIS BILL**

[12/9/2009](file:///p:\pprever\2009-10\956_20091209.docx)

**A** **BILL**

TO AMEND SECTION 27‑37‑60 OF THE 1976 CODE, RELATING TO A TRIAL FOR THE EJECTMENT OF A TENANT, TO PROVIDE THAT A TENANT MUST POST A BOND AS A CONDITION OF REQUESTING A TRIAL, AND TO PROVIDE FOR THE AMOUNT OF THE BOND.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Section 27‑37‑60 of the 1976 Code is amended to read:

“Section 27‑37‑60. (A) If the tenant appear and contest ejectment the magistrate shall forthwith hear and determine the case as any other civil case, allowing trial by jury if demanded by either party.

(B)(1) To appear and contest ejectment, the tenant must post a bond for an amount to be fixed by the magistrate conditioned for the payment of costs, damages, and lost rent that the landlord may sustain as a result of the ejectment trial. The bond must be in an amount at least equal to two month’s rent.

(2) The tenant must post bond within ten days of the landlord, his agent, or his attorney applying to a magistrate pursuant to Section 27‑37‑20. If the tenant does not post bond within ten days of service of a copy of the magistrate’s rule issued pursuant to Section 27‑37‑20, the magistrate must issue the warrant of ejectment and the tenant shall be ejected by his regular or special constable or by the sheriff of the county.”

SECTION 2. This act takes effect upon approval by the Governor.

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