**South Carolina General Assembly**

121st Session, 2015-2016

**H. 4968**

**STATUS INFORMATION**

General Bill

Sponsors: Rep. Herbkersman

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Introduced in the House on February 23, 2016

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

Summary: Landlord's remedies

**HISTORY OF LEGISLATIVE ACTIONS**

Date Body Action Description with journal page number

2/23/2016 House Introduced and read first time ([House Journal‑page 62](file:///h:\HJ%20Archive\2016\02-23-16.docx))

2/23/2016 House Referred to Committee on **Judiciary** ([House Journal‑page 62](file:///h:\HJ%20Archive\2016\02-23-16.docx))

View the latest [legislative information](http://www.scstatehouse.gov/billsearch.php?billnumbers=4968&session=121&summary=B) at the website

**VERSIONS OF THIS BILL**

[2/23/2016](file:///p:\pprever\2015-16\4968_20160223.docx)

**A** **BILL**

TO AMEND SECTION 27‑40‑790, CODE OF LAWS OF SOUTH CAROLINA, 1976, RELATING TO A LANDLORD’S REMEDIES AGAINST A TENANT FOR A FAILURE TO PAY RENT, SO AS TO CHANGE THE TIME BEFORE A COURT MAY ISSUE A WARRANT OF EJECTMENT IF A TENANT FAILS TO APPEAR AND SHOW CAUSE FROM TEN DAYS TO TEN BUSINESS DAYS.

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

SECTION 1. Section 27‑40‑790(c) of the 1976 Code is amended to read:

“(c) Should the tenant not appear and show cause within ten business days, the court shall issue a warrant of ejectment pursuant to Section 27‑37‑40 ~~of the 1976 Code~~.

Should the tenant appear in response to the rule and allege that rent due under subsections (a) or (b) has been paid, the court shall determine the issue. If the tenant has failed to comply with subsections (a) or (b), the court shall issue a warrant of ejectment and the landlord must be placed in full possession of the premises by the sheriff, deputy, or constable.”

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

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