

# SCPhA 2011-2012 Legislative Tracking List

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## Tracking List - Session 119 (2011-2012)

### MONITOR

#### **S 0017 General Bill, By McConnell, McGill, Rose, Campsen And Verdin**

A Bill To Amend The Code Of Laws Of South Carolina, 1976, By Adding Article 27 To Chapter 1, Title 1, So As To Provide That Each State Board And Commission Shall Take A Recorded Vote Of An Action It Takes When Awarding Compensation Or A Methodology For Computing Compensation Or Bonuses.

12/01/10 Senate Prefiled

12/01/10 Senate Referred To Committee On Judiciary

### SUPPORT

#### **S 0036 General Bill, By McConnell And McGill**

A Bill To Amend Act 99 Of 2007, Relating To The Sales Tax Exemption For Durable Medical Equipment And Supplies, By Repealing Sections 1b And 1c, Which State That The Sales Tax Rate On Durable Medical Equipment Is Five And One-Half Percent Subject To Further Reduction Based On General Fund Revenue Growth.

12/01/10 Senate Prefiled

12/01/10 Senate Referred To Committee On Finance

### MONITOR

#### **S 0084 General Bill, By Ford**

A Bill To Amend The Code Of Laws Of South Carolina, 1976, By Adding Section 39-1-120 So As To Prohibit A Sales Representative Of A Pharmaceutical Company From Selling Or Marketing Pharmaceutical Products On The Premises Of A Hospital.

12/01/10 Senate Prefiled

12/01/10 Senate Referred To Committee On Medical Affairs

### MONITOR

#### **S 0180 General Bill, By Rose**

A Bill To Amend Title 38 Of The 1976 Code, By Adding Chapter 110, To Create The "Affordable Health Insurance Act", To Provide That Health Insurers May Operate Certain Programs Without Violating Unfair Trade Practice Laws, To Provide That No Relationship Must Exist Between Preferred Provider And Non-Preferred Provider Plan Reimbursements, To Provide That The Department Of Insurance Shall Allow Health Reimbursement Arrangement Plans, To Provide Exceptions To The Allowance Of Health Reimbursement Arrangement Plans, And To Provide For Income Tax Exemptions For Premiums Paid To A High Deductible Health Plan.

12/01/10 Senate Prefiled

12/01/10 Senate Referred To Committee On Banking And Insurance

### MONITOR

#### **S 0184 General Bill, By Rose**

A Bill To Amend Title 38 Of The 1976 Code, By Adding Chapter 105, To Enact The "Mandated Benefits Review Act", To Provide Definitions, To Provide That Proposed And Existing Mandated Health Benefits Must Be Reviewed By The Department Of Insurance, To Provide The Method Of Review, And To Provide For The Expiration Of Mandated Health Benefits After Review Unless The Benefits Are Reauthorized By The General Assembly.

12/01/10 Senate Prefiled

12/01/10 Senate Referred To Committee On Banking And Insurance

### MONITOR

#### **S 0185 General Bill, By Rose**

A Bill To Amend Chapter 5, Title 38 Of The 1976 Code, Relating To Transacting Insurance Business, By Adding Section 38-5-15, To Provide That The Department Of Insurance Shall Authorize Out-Of-State Insurers To Offer Health Insurance Policies In This State, To Authorize The Director Of The Department Of Insurance To Conduct Market And Solvency Examinations Of Out-Of-State Insurers Seeking To Offer Plans In This State, And To Provide Language That Must Be Present In An Out-Of-State Health Insurance Plan Offered To South Carolina Residents.

12/01/10 Senate Prefiled

12/01/10 Senate Referred To Committee On Banking And Insurance

### MONITOR

#### **S 0195 Joint Resolution, By Rose And Campsen**

*Similar (S 0244)*

A Joint Resolution Proposing An Amendment To Article I Of The Constitution Of South Carolina, 1895, Relating To The Declaration Of Rights, By Adding Section 25 To Preempt Any Federal Law Or Rule That Restricts A Person's Choice Of Private Health Care Providers Or The Right To Pay For Medical Services.

12/01/10 Senate Prefiled

12/01/10 Senate Referred To Committee On Judiciary

### OPPOSE

#### **S 0246 General Bill, By Bright**

A Bill To Amend The Code Of Laws Of South Carolina, 1976, By Adding Section 44-53-15 So As To Transfer The Powers, Functions And Duties, Of The Department Of Health And Environmental Control Relating To The Regulation Of Poisons, Drugs, And Controlled Substances, Other Than Lead Poisoning, To The State Board Of Pharmacy; And To Amend Sections 44-53-10, 44-53-50, 44-53-110, As Amended, 44-53-160, 44-53-180, 44-53-200, 44-53-220, 44-53-240, 44-53-260, 44-53-280, Sections 44-53-290 Through 44-53-350, 44-53-360 And 44-53-375, Both As Amended, 44-53-395, 44-53-430, 44-53-450, As Amended, 44-53-480, 44-53-490, 44-53-500, 44-53-520, As Amended, Articles 4 And 5, Chapter 53, Title 44, And Section 44-53-930, All Relating To The Regulation Of Poisons, Drugs, And Other Controlled Substances, So As To Conform These Sections To This Transfer.

12/08/10 Senate Prefiled

12/08/10 Senate Referred To Committee On Medical Affairs

### MONITOR

#### **S 0272 General Bill, By Bryant**

A Bill To Amend Article 1, Chapter 3, Title 41 Of The 1976 Code, By Adding Section 41-3-45 To Provide That The Department Of Labor, Licensing And Regulation Shall Require All License Applications To Be Accompanied By A Financial Statement.

12/15/10 Senate Prefiled

12/15/10 Senate Referred To Committee On Labor, Commerce And Industry

01/11/11 Senate Introduced And Read First Time Sj-124

01/11/11 Senate Referred To Committee On Labor, Commerce And Industry Sj-124

### MONITOR

#### **S 0316 General Bill, By Massey And Fair**

A Bill To Amend Chapter 57 Of Title 38 Of The 1976 Code, Relating To Insurance Trade Practices, By Adding Section 38-57-190, To Provide That Terms And Conditions Of Health Care Contracts Issued By Health Insurance Issuers That Provide Health Insurance Coverage In The Individual, Small Group, Or Large Group Market Do Not Discriminate Unreasonably Against Or Among Health Care Providers Willing And Qualified To Meet The Terms And Conditions Of Participation Established By A Health Insurance Issuer Or Otherwise Prohibit Or Limit Participation By A Provider Who Is Willing To Accept An Issuer's Terms And Conditions For Participation In The Provision Of Health Care Services; By Adding Section 38-71-450, To Provide That Individual Health Insurance Policies Or Certificates Of Coverage May Provide For Wellness Credits Or Discounts And To Define Wellness Credits Or Discounts; And By Adding Section 38-71-815, To Provide That Group Health Insurance Policies Or Certificates Of Coverage May Provide For Wellness Credits Or Discounts And To Define Wellness Credits Or Discounts.

12/15/10 Senate Prefiled

12/15/10 Senate Referred To Committee On Banking And Insurance

01/11/11 Senate Introduced And Read First Time Sj-142

01/11/11 Senate Referred To Committee On Banking And Insurance Sj-142

### MONITOR

#### **S 0434 Joint Resolution, By Peeler And Bryant**

A Joint Resolution To Suspend Provisos 21.11, 21.15, And 21.20 Of Part Ib, Act 291 Of 2010, The Fiscal Year 2010-2011 General Appropriations Bill, And To Suspend A Portion Of Proviso 89.87 Prohibiting The Department Of Health And Human Services From Reducing Provider Rates.

2/21/2011

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01/26/11 Senate Introduced And Read First Time Sj-8  
01/26/11 Senate Referred To Committee On Finance Sj-8

## SUPPORT

### **H 3182 General Bill, By Spires**

A Bill To Amend The Code Of Laws Of South Carolina, 1976, By Adding Article 18 To Chapter 71, Title 38 So As To Enact The "Pharmacy Patient Protection Act", To Provide For The Licensure And Registration Of Pharmacy Benefit Managers, Provide For The Requirements Of A Certificate Of Registration, And Provide For The Conditions Under Which A Prescription Benefits Manager Shall Operate; To Require Certain Financial And Utilization Information Be Made Available For Review; To Provide Requirements For Record Keeping; To Provide For Pricing Guidelines That Must Be Used; To Provide That A Pharmacy Benefits Manager May Not Discriminate When Contracting With Pharmacies On The Basis Of Copayments Or Days Of Supply; And To Authorize The Director Of The Department Of Insurance To Make Rules And Promulgate Regulations To Implement This Article.

12/07/10 House Prefiled

12/07/10 House Referred To Committee On Medical, Military, Public And Municipal Affairs

## MONITOR

### **H 3408 General Bill, By Delleney, Lucas, Simrill, Hiott, Limehouse, Bowen, Bedingfield, Pinson, J.R. Smith, G.M. Smith, Bingham, Thayer, V.S. Moss, Brannon, Bikas, Cooper, Allison, Toole, Parker, G.R. Smith, Frye, Atwater, Henderson, Mccoy, Ballentine, Clemmons, Hixon, D.C. Moss, Pitts And Young**

A Bill To Amend The Code Of Laws Of South Carolina, 1976, By Adding Article 5, To Chapter 41, Title 44, To Enact The "Freedom Of Conscience Act" So As To Prohibit An Employer From Dismissing, Demoting, Suspending, Disciplining Or Discriminating Against An Employee Who Advises The Employer That He Or She Refuses To Participate In Certain Activities Including, But Not Limited To, Procedures Related To Embryonic Tissue Or A Developing Child In An Artificial Or Natural Womb; To Provide That A Health Care Facility Is Not Required To Admit A Patient, Or To Allow The Use Of The Facility For Procedures Including, But Not Limited To, Procedures Related To Embryonic Tissue Or A Developing Child In An Artificial Or Natural Womb And To Provide That Certain Health Care Providers And Employees Of Such Providers Who Provided Notice That They Will Not Participate In Such Activities Must Not Be Required To Participate, Must Not Be Disciplined Due To Such Refusal, And Are Immune From Liability For Any Damages Caused By Such Refusal; To Provide That The State Must Not Require An Insurance Plan Or Issuer To Cover Procedures Including, But Limited To, Procedures Rrelating To Embryonic Tissue Or Development Of A Child In An Artificial Or Natural Womb; To Prohibit A Health Care Facility, School, Or Employer From Discriminating Against A Person Regarding Admission, Hiring Or Firing, Terms Of Employment, Or Student Or Staff Status Because The Person Refuses, Whether Or Not In Writing, To Participate In Procedures Including, But Not Limited To, Procedures Related To Embryonic Tissue Or A Developing Child In An Artificial Or Natural Womb; To Provide That A Person Must Not Be Required To Participate In, Make Facilities Available For, Or Provide Personnel For Procedures Including, But Limited To, Procedures Relating To Embryonic Tissue Or Development Of A Child In An Artificial Or Natural Womb If The Activity Is Contrary To The Person's Conscience; To Prohibit Discrimination Against A Person Establishing Or Operating A Health Care Facility Because The Facility Declines To Participate In A Health Care Service That Is Contrary To The Facility's Conscience; And To Provide That A Person Adversely Affected By Conduct That Is In Violation Of This Article May Bring A Civil Action For Equitable Relief And If The Person Prevails, The Court Shall Award Attorney's Fees.

01/20/11 House Introduced And Read First Time Hj-12

01/20/11 House Referred To Committee On Judiciary Hj-12

## MONITOR

### **H 3413 General Bill, By Sandifer And Brady**

A Bill To Amend The Code Of Laws Of South Carolina, 1976, By Adding Chapter 140 To Title 44 So As To Establish The South Carolina Health Information Exchange (Schiex), To Establish The South Carolina Health Information Exchange Council As The

Governing Body Of Schiex To Oversee And Govern The Exchange Of Health-Related Information Through Schiex, To Provide For The Council's Powers And Duties, And To Further Provide For The Electronic Movement Of Health-Related Information Through Schiex; And To Amend Section 8-17-370, As Amended, Relating To Exemptions From The State Employee Grievance Procedures, So As To Include The Executive Director Of Schiex In These Exemptions.

01/25/11 House Introduced And Read First Time Hj-22

01/25/11 House Referred To Committee On Labor, Commerce And Industry Hj-22

## SUPPORT

### **H 3488 General Bill, By Bingham And Harrell**

A Bill To Amend Act 99 Of 2007, Relating To The Addition Of A Sales Tax Exemption For Durable Medical Equipment And The Phase In Of That Exemption, So As To Delete The Phase In Requirements; And To Amend Sections 12-36-90, 12-36-910, 12-36-1310, And 12-36-2120, All As Amended, Relating To The Imposition Of And Exemptions From The Sales And Use Tax, So As To Provide Further For Those Instances Where Sales And Use Tax Applies In Connection With Warranties And Service Maintenance Contracts Sold In Connection With The Sale Of Tangible Personal Property.

01/27/11 House Introduced And Read First Time Hj-15

01/27/11 House Referred To Committee On Ways And Means Hj-15

## MONITOR

### **S 0581 General Bill, By Massey**

A Bill To Amend Section 40-43-40, Code Of Laws Of South Carolina, 1976, Relating To The State Board Of Pharmacy So As To Increase The Membership Of The Board To Nine With The Additional Member Being A Pharmacy Technician From The State At Large.

02/16/11 Senate Introduced And Read First Time Sj-8

02/16/11 Senate Referred To Committee On Medical Affairs Sj-8

2/21/2011

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Tracking List - Session 119 (2011-2012)

	GENERAL BILLS	JOINT RESOLUTIONS	CONCURRENT RESOLUTIONS	RESOLUTIONS	TOTAL
PASSED	0	0	0	0	0
NOT PASSED	14	2	0	0	16
TOTAL	14	2	0	0	16

2/21/2011