

Session 122 - (2017-2018)

H 5404 General Bill, By Sandifer

Summary: Medical malpractice liability joint underwriting association

A BILL TO AMEND SECTION 38-79-110, CODE OF LAWS OF SOUTH CAROLINA, 1976, RELATING TO DEFINITIONS APPLICABLE TO THE SOUTH CAROLINA MEDICAL MALPRACTICE LIABILITY JOINT UNDERWRITING ASSOCIATION, SO AS TO REDEFINE CERTAIN TERMS AND DEFINE THE TERM "DEFICIT"; TO AMEND SECTION 38-79-120, RELATING TO THE CREATION OF THE ASSOCIATION, SO AS TO INCLUDE INSURERS AUTHORIZED TO WRITE PROFESSIONAL LIABILITY INSURANCE AS MEMBERS OF THE ASSOCIATION AND ESTABLISH THE PURPOSE OF THE ASSOCIATION; TO AMEND SECTION 38-79-180, RELATING TO THE FILING OF POLICY FORMS, SO AS TO REQUIRE THE ASSOCIATION TO SUBMIT CERTAIN FORMS AND ESTABLISH A TIMEFRAME FOR THE SUBMISSION OF THESE FORMS; TO AMEND SECTIONS 38-79-210 THROUGH 38-79-290, ALL RELATING TO THE PARTICIPATION IN THE ASSOCIATION AND OBLIGATIONS OF THE ASSOCIATION MEMBERS AND THE BOARD OF DIRECTORS OF THE ASSOCIATION, SO AS TO ESTABLISH CERTAIN RECOUPMENT METHODS FOR DEFICITS ACCUMULATED BY THE ASSOCIATION, TO BIND ASSOCIATION MEMBERS TO THE APPROVED PLAN OF OPERATION AND ANY AMENDMENTS TO THE PLAN, TO ESTABLISH TERMS FOR THE BOARD OF DIRECTORS, AND REQUIRE THE ASSOCIATION TO FILE FINANCIAL STATEMENTS ON SPECIFIED DATES; AND BY ADDING SECTIONS 40-15-390, 40-33-240, 40-43-115, 40-47-46, 40-47-1025, AND 40-51-185 ALL SO AS TO REQUIRE THE COLLECTION OF FEES TO SUPPORT THE MEDICAL MALPRACTICE LIABILITY JOINT UNDERWRITING ASSOCIATION.

05/09/18 House Introduced and read first time (House Journal-page 153)

05/09/18 House Referred to Committee on Labor, Commerce and Industry (House Journal-page 153)