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COMMITTEE REPORT

April 13, 2016

**H. 5100**

Introduced by Rep. Fry

S. Printed 4/13/16--H.

Read the first time March 15, 2016.

**THE COMMITTEE ON MEDICAL,**

**MILITARY, PUBLIC AND MUNICIPAL AFFAIRS**

To whom was referred a Bill (H. 5100) to amend Section 38‑71‑1520, Code of Laws of South Carolina, 1976, relating to definitions in the access to Emergency Medical Care Act, so as to revise, etc., respectfully

**REPORT:**

That they have duly and carefully considered the same and recommend that the same do pass:

LEON HOWARD for Committee.

**STATEMENT OF ESTIMATED FISCAL IMPACT**

**Fiscal Impact Summary**

The Department of Labor, Licensing and Regulation and the Department of Insurance indicate that this bill would have no expenditure impact on the general fund, federal funds, or other funds.

**Explanation of Fiscal Impact**

**State Expenditure**

This bill amends Section 38-71-1520(3) relating to the Access to Emergency Medical Care Act by including oral surgeons and dentists in the definition of emergency medical provider. The bill also adds Section 38-71-1545 stating that the provisions of this article do not apply to certain specified types of insurance policies such as disability or income protection coverage, hospital confinement indemnity coverage, accident-only coverage, specified disease or specified accident coverage, long-term care coverage, vision-only coverage, or coverage issued as a supplement to Medicare.

The Department of Labor, Licensing and Regulation and the Department of Insurance indicate that this bill would have no expenditure impact on the general fund, federal funds, or other funds.

Frank A. Rainwater, Executive Director

Revenue and Fiscal Affairs Office

**A** **BILL**

TO AMEND SECTION 38‑71‑1520, CODE OF LAWS OF SOUTH CAROLINA, 1976, RELATING TO DEFINITIONS IN THE ACCESS TO EMERGENCY MEDICAL CARE ACT, SO AS TO REVISE THE DEFINITION OF “EMERGENCY MEDICAL PROVIDER” TO INCLUDE ORAL SURGEONS AND DENTISTS LICENSED BY THE STATE BOARD OF DENTISTRY; AND BY ADDING SECTION 38‑71‑1545 SO AS TO EXCLUDE APPLICATION OF THE ARTICLE TO CERTAIN INSURANCE POLICIES.

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

SECTION 1. Section 38‑71‑1520(3) of the 1976 Code is amended to read:

“(3) ‘Emergency medical provider’ means hospitals licensed by the South Carolina Department of Health and Environmental Control, hospital‑based services, ~~and~~ physicians licensed by the State Board of Medical Examiners, and oral surgeons and dentists licensed by the State Board of Dentistry who provide emergency medical care.”

SECTION 2. Article 15, Chapter 71, Title 38 of the 1976 Code is amended by adding:

“Section 38‑71‑1545. The provisions of this article do not apply to a policy which provides disability or income protection coverage, hospital confinement indemnity coverage, accident‑only coverage, specified disease or specified accident coverage, long‑term care coverage, vision‑only coverage, or coverage issued as a supplement to Medicare.”

SECTION 3. This act takes effect upon approval by the Governor.

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