**South Carolina General Assembly**

122nd Session, 2017-2018

**A199, R217, S891**

**STATUS INFORMATION**

General Bill

Sponsors: Senators Shealy and Hutto

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Introduced in the Senate on January 11, 2018

Introduced in the House on March 20, 2018

Last Amended on March 7, 2018

Passed by the General Assembly on May 3, 2018

Governor's Action: May 15, 2018, Signed

Summary: Newborns, information available to parents, safe sleep practices and causes of SUID

**HISTORY OF LEGISLATIVE ACTIONS**

Date Body Action Description with journal page number

1/11/2018 Senate Introduced and read first time ([Senate Journal‑page 6](file:///h:\sj\20180111.docx))

1/11/2018 Senate Referred to Committee on **Medical Affairs** ([Senate Journal‑page 6](file:///h:\sj\20180111.docx))

3/1/2018 Senate Committee report: Favorable with amendment **Medical Affairs** ([Senate Journal‑page 11](file:///h:\sj\20180301.docx))

3/2/2018 Scrivener's error corrected

3/7/2018 Senate Committee Amendment Adopted ([Senate Journal‑page 20](file:///h:\sj\20180307.docx))

3/7/2018 Senate Read second time ([Senate Journal‑page 20](file:///h:\sj\20180307.docx))

3/7/2018 Senate Roll call Ayes‑42 Nays‑0 ([Senate Journal‑page 20](file:///h:\sj\20180307.docx))

3/8/2018 Scrivener's error corrected

3/8/2018 Senate Read third time and sent to House ([Senate Journal‑page 5](file:///h:\sj\20180308.docx))

3/20/2018 House Introduced and read first time ([House Journal‑page 107](file:///h:\hj\20180320.docx))

3/20/2018 House Referred to Committee on **Medical, Military, Public and Municipal Affairs** ([House Journal‑page 107](file:///h:\hj\20180320.docx))

4/25/2018 House Committee report: Favorable **Medical, Military, Public and Municipal Affairs** ([House Journal‑page 82](file:///h:\hj\20180425.docx))

5/2/2018 House Read second time ([House Journal‑page 86](file:///h:\hj\20180502.docx))

5/2/2018 House Roll call Yeas‑101 Nays‑0 ([House Journal‑page 86](file:///h:\hj\20180502.docx))

5/3/2018 House Read third time and enrolled ([House Journal‑page 6](file:///h:\hj\20180503.docx))

5/14/2018 Ratified R 217

5/15/2018 Signed By Governor

5/23/2018 Effective date See Act

5/31/2018 Act No. 199

View the latest [legislative information](http://www.scstatehouse.gov/billsearch.php?billnumbers=891&session=122&summary=B) at the website

**VERSIONS OF THIS BILL**

[1/11/2018](file:///p:\pprever\2017-18\891_20180111.docx)

[3/1/2018](file:///p:\pprever\2017-18\891_20180301.docx)

[3/2/2018](file:///p:\pprever\2017-18\891_20180302.docx)

[3/7/2018](file:///p:\pprever\2017-18\891_20180307.docx)

[3/8/2018](file:///p:\pprever\2017-18\891_20180308.docx)

[4/25/2018](file:///p:\pprever\2017-18\891_20180425.docx)

(A199, R217, S891)

**AN ACT TO AMEND SECTION 44‑37‑50, CODE OF LAWS OF SOUTH CAROLINA, 1976, RELATING TO INFORMATION THAT MUST BE MADE AVAILABLE TO PARENTS OF NEWBORNS, SO AS TO INCLUDE SAFE SLEEP PRACTICES AND THE CAUSES OF SUDDEN UNEXPECTED INFANT DEATH SYNDROME IN THE INFORMATION THAT MUST BE PROVIDED.**

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

**Newborn safe sleep practices information**

SECTION 1. Section 44‑37‑50 of the 1976 Code is amended to read:

“Section 44‑37‑50. (A) Every hospital in this State must make available to the parents of each newborn baby delivered in the hospital a video presentation on safe sleep practices, the causes of Sudden Unexpected Infant Death Syndrome, and the dangers associated with shaking infants and young children. Every hospital also must make available information on the importance of parents and caregivers learning infant CPR. The hospital must request that the maternity patient, the father, or the primary caregiver view the video. Those persons whom the hospital requested to view the video shall sign a document prescribed by the Department of Health and Environmental Control stating that they have been offered an opportunity to view the video.

(B) The director, or his designee, of the Department of Health and Environmental Control must approve the video to be utilized by a hospital, pursuant to subsection (A). Upon the request of a hospital, the Director of the Department of Health and Environmental Control, or his designee, shall review a hospital’s proposed video for possible approval. The Department of Health and Environmental Control may not require a hospital to use a video that would require the hospital to pay royalties for use of the video, restrict viewing in order to comply with public viewing or other restrictions, or be subject to other costs or restrictions associated with copyrights. The department must provide a copy of any approved video, at cost, to a hospital or any interested individual.

(C) The Department of Health and Environmental Control shall make available to all childcare facilities and childcare providers, regulated pursuant to Chapter 13, Title 63, a video presentation on safe sleep practices, the causes of Sudden Unexpected Infant Death Syndrome, and the dangers associated with shaking infants and young children. Childcare facilities, as defined in Section 63‑13‑20, shall include this video presentation in the initial and ongoing training of caregivers in the childcare facility. Caregivers in a registered family childcare home or church or religious childcare facility may participate in presentations offered pursuant to this subsection. The Department of Health and Environmental Control must provide a copy of any approved video, at cost, to a childcare facility or childcare provider or any interested individual.

(D) The Department of Health and Environmental Control shall establish a protocol for health care providers to educate parents or primary caregivers about safe sleep practices, the causes of Sudden Unexpected Infant Death Syndrome, and the dangers associated with shaking infants and young children. The Department of Health and Environmental Control shall request family medicine physicians, pediatricians, and other pediatric health care providers to review these dangers with the parent or primary caregiver, who are present, of infants and young children up to the age of one at each well‑baby visit.

(E) The Department of Social Services, Adoption Services must make available to all adopting parents a video presentation, approved by the Department of Health and Environmental Control, on safe sleep practices, the causes of Sudden Unexpected Infant Death Syndrome, the dangers associated with shaking infants and young children, and the importance of parents and caregivers learning infant CPR. The department must request that the adopting parents view the video. The adopting parents must sign a document prescribed by the department stating that they have been offered an opportunity to view the video. This subsection only applies to adoptive placements administered by the Department of Social Services, Adoption Services.

(F) Nothing contained in this section may be construed to create any civil, criminal, or administrative cause of action or other liability against a health care facility or health care provider for any acts or omissions relating to compliance with this section.”

**Time effective**

SECTION 2. This act takes effect six months after approval by the Governor.

Ratified the 14th day of May, 2018.

Approved the 15th day of May, 2018.

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