**South Carolina General Assembly**

124th Session, 2021-2022

**A179, R183, S1059**

**STATUS INFORMATION**

General Bill

Sponsors: Senator Verdin

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Introduced in the Senate on February 8, 2022

Introduced in the House on March 1, 2022

Last Amended on April 26, 2022

Passed by the General Assembly on May 4, 2022

Governor's Action: May 16, 2022, Signed

Summary: Medication provision in certain facilities

**HISTORY OF LEGISLATIVE ACTIONS**

Date Body Action Description with journal page number

2/8/2022 Senate Introduced and read first time ([Senate Journal‑page 7](file:///h:\sj\20220208.docx))

2/8/2022 Senate Referred to Committee on **Medical Affairs** ([Senate Journal‑page 7](file:///h:\sj\20220208.docx))

2/17/2022 Senate Polled out of committee **Medical Affairs** ([Senate Journal‑page 8](file:///h:\sj\20220217.docx))

2/17/2022 Senate Committee report: Favorable **Medical Affairs** ([Senate Journal‑page 8](file:///h:\sj\20220217.docx))

2/23/2022 Senate Read second time ([Senate Journal‑page 14](file:///h:\sj\20220223.docx))

2/23/2022 Senate Roll call Ayes‑41 Nays‑0 ([Senate Journal‑page 14](file:///h:\sj\20220223.docx))

2/24/2022 Senate Read third time and sent to House ([Senate Journal‑page 9](file:///h:\sj\20220224.docx))

3/1/2022 House Introduced and read first time ([House Journal‑page 8](file:///h:\hj\20220301.docx))

3/1/2022 House Referred to Committee on **Medical, Military, Public and Municipal Affairs** ([House Journal‑page 8](file:///h:\hj\20220301.docx))

4/21/2022 House Committee report: Favorable **Medical, Military, Public and Municipal Affairs** ([House Journal‑page 28](file:///h:\hj\20220421.docx))

4/26/2022 House Amended ([House Journal‑page 18](file:///h:\hj\20220426.docx))

4/26/2022 House Read second time ([House Journal‑page 18](file:///h:\hj\20220426.docx))

4/26/2022 House Roll call Yeas‑107 Nays‑0 ([House Journal‑page 19](file:///h:\hj\20220426.docx))

4/27/2022 House Read third time and returned to Senate with amendments ([House Journal‑page 28](file:///h:\hj\20220427.docx))

5/4/2022 Senate Concurred in House amendment and enrolled ([Senate Journal‑page 58](file:///h:\sj\20220504.docx))

5/4/2022 Senate Roll call Ayes‑42 Nays‑0 ([Senate Journal‑page 58](file:///h:\sj\20220504.docx))

5/12/2022 Ratified R 183 ([Senate Journal‑page 211](file:///h:\sj\20220512.docx))

5/16/2022 Signed By Governor

5/31/2022 Effective date 05/16/22

5/31/2022 Act No.  179

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**VERSIONS OF THIS BILL**

[2/8/2022](file:///p:\pprever\2021-22\1059_20220208.docx)

[2/17/2022](file:///p:\pprever\2021-22\1059_20220217.docx)

[4/21/2022](file:///p:\pprever\2021-22\1059_20220421.docx)

[4/26/2022](file:///p:\pprever\2021-22\1059_20220426.docx)

(A179, R183, S1059)

**AN ACT** **TO AMEND SECTION 40‑33‑43, AS AMENDED, CODE OF LAWS OF SOUTH CAROLINA, 1976, RELATING TO THE AUTHORIZED PROVISION OF MEDICATIONS BY UNLICENSED PERSONS IN CERTAIN FACILITIES, SO AS TO EXTEND THIS AUTHORIZATION TO INTERMEDIATE CARE FACILITIES FOR PERSONS WITH INTELLECTUAL DISABILITY AND NURSING HOMES, AND TO PROVIDE THE DEPARTMENT OF HEALTH AND HUMAN SERVICES SHALL CREATE A RELATED MEDICAL TECHNICIAN CERTIFICATION PROGRAM AND MEDICATION TECHNICIAN REGISTRY.**

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

**Facilities added, Medication Technician Certification Program and Registry created**

SECTION 1. Section 40‑33‑43 of the 1976 Code, as last amended by Act 19 of 2021, is further amended to read:

“Section 40‑33‑43. In intermediate care facilities for persons with intellectual disability as defined in Article 3, Chapter 7, Title 44, community residential care facilities as defined in Article 3, Chapter 7, Title 44, nursing homes as defined in Article 3, Chapter 7, Title 44, and correctional facilities, the provision of medications may be performed by selected unlicensed persons with documented medication training and skill competency evaluation. For nursing homes only, the Department of Health and Human Services shall develop a Medication Technician Certification Program. The department shall develop program standards to include, but not be limited to, curriculum, training and competence, and testing certification requirements. The department shall create and maintain a Medication Technician Registry. The provision of medications by selected unlicensed persons is limited to oral and topical medications, and regularly scheduled insulin, and prescribed anaphylactic treatments under established medical protocol and does not include sliding scale insulin or other injectable medications. Licensed nurses may train and supervise selected unlicensed persons to provide medications and, after reviewing their competency evaluations, may approve selected unlicensed persons for the provision of medications.”

**Time effective**

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

Ratified the 12th day of May, 2022.

Approved the 16th day of May, 2022.

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