**South Carolina General Assembly**

125th Session, 2023-2024

**H. 5183**

**STATUS INFORMATION**

General Bill

Sponsors: Reps. M.M. Smith, West, Hewitt, Chapman, B. Newton, Hiott, Sessions, Pope, Davis, Gagnon, Thayer and Carter

Companion/Similar bill(s): 1074

Document Path: LC-0638WAB24.docx

Introduced in the House on February 28, 2024

Introduced in the Senate on April 2, 2024

Last Amended on March 28, 2024

Passed by the General Assembly on May 9, 2024

Summary: Certified medical assistants and unlicensed assistive personnel

**HISTORY OF LEGISLATIVE ACTIONS**

Date Body Action Description with journal page number

2/28/2024 House Introduced and read first time ([House Journal‑page 125](h:\hj\20240228.docx))

2/28/2024 House Referred to Committee on **Medical, Military, Public and Municipal Affairs** ([House Journal‑page 125](h:\hj\20240228.docx))

2/29/2024 House Member(s) request name added as sponsor: Carter

3/27/2024 House Committee report: Favorable with amendment **Medical, Military, Public and Municipal Affairs** ([House Journal‑page 25](h:\hj\20240327.docx))

3/28/2024 House Amended ([House Journal‑page 60](h:\hj\20240328.docx))

3/28/2024 House Read second time ([House Journal‑page 60](h:\hj\20240328.docx))

3/28/2024 House Roll call Yeas-107 Nays-0 ([House Journal‑page 61](h:\hj\20240328.docx))

3/28/2024 House Unanimous consent for third reading on next legislative day ([House Journal‑page 63](h:\hj\20240328.docx))

3/29/2024 House Read third time and sent to Senate ([House Journal‑page 5](h:\hj\20240329.docx))

4/2/2024 Senate Introduced and read first time ([Senate Journal‑page 23](h:\sj\20240402.docx))

4/2/2024 Senate Referred to Committee on **Medical Affairs** ([Senate Journal‑page 23](h:\sj\20240402.docx))

4/2/2024 Scrivener's error corrected

5/8/2024 Senate Recalled from Committee on **Medical Affairs** ([Senate Journal‑page 5](h:\sj\20240508.docx))

5/8/2024 Senate Read second time ([Senate Journal‑page 162](h:\sj\20240508.docx))

5/8/2024 Senate Roll call Ayes-44 Nays-0 ([Senate Journal‑page 163](h:\sj\20240508.docx))

5/8/2024 Senate Unanimous consent for third reading on next legislative day ([Senate Journal‑page 163](h:\sj\20240508.docx))

5/9/2024 Senate Read third time and enrolled

View the latest  [legislative information](https://www.scstatehouse.gov/billsearch.php?billnumbers=5183&session=125&summary=B)  at the website

**VERSIONS OF THIS BILL**

[02/28/2024](https://www.scstatehouse.gov/sess125_2023-2024/prever/5183_20240228.docx)

[03/27/2024](https://www.scstatehouse.gov/sess125_2023-2024/prever/5183_20240327.docx)

[03/28/2024](https://www.scstatehouse.gov/sess125_2023-2024/prever/5183_20240328.docx)

[04/02/2024](https://www.scstatehouse.gov/sess125_2023-2024/prever/5183_20240402.docx)

[05/08/2024](https://www.scstatehouse.gov/sess125_2023-2024/prever/5183_20240508.docx)

Indicates Matter Stricken

Indicates New Matter

Recalled

May 08, 2024

H. 5183

Introduced by Reps. M. M. Smith, West, Hewitt, Chapman, B. Newton, Hiott, Sessions, Pope, Davis, Gagnon, Thayer and Carter

S. Printed 05/08/24--S.

Read the first time April 02, 2024

\_\_\_\_\_\_\_\_

A bill

TO AMEND THE SOUTH CAROLINA CODE OF LAWS BY AMENDING SECTION 40‑47‑20, RELATING TO THE DEFINITION OF A CERTIFIED MEDICAL ASSISTANT, SO AS TO revise the required qualifications for certification; AND BY AMENDING SECTION 40‑47‑196, RELATING TO the DELEGATION OF nursing TASKS to unlicensed assistive personnel by certain medical professionals, SO AS TO designate additional tasks that may be delegated.

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

SECTION 1. Section 40-47-20(57) of the S.C. Code is amended to read:

(57) “Certified medical assistant” or “CMA” means a person who: is a graduate of a post-secondary medical assisting education program accredited by the National Healthcare Association, or its successor; by the Committee on Allied Health Education and Accreditation of the American Medical Association, or its successor; by the Accrediting Bureau of Health Education Schools, or its successor; or by any accrediting agency recognized by the United States Department of Education. The accredited post-secondary medical assisting education program must include courses in anatomy and physiology, medical terminology, pharmacology, medical laboratory techniques, and clinical experience. A certified medical assistant must maintain current certification from the certifying board of the American Association of Medical Assistants, the National Center for Competency Testing, the National Certification Medical Association, American Medical Technologists, or any other recognized certifying body approved by the Board of Medical Examiners

(a) a person who has completed:

(i) a medical assisting education program accredited by the Commission on Accreditation of Allied Health Education Programs or its successor, by the Accrediting Bureau of Health Education Schools or its successor, or by any accrediting agency recognized by the United States Department of Education, and which must include courses or components in anatomy and physiology, medical terminology, pharmacology, medical laboratory techniques, and clinical experience, provided the clinical experience component may be satisfied through an individual’s work experience with a health care employer;

(ii) a Career and Technical Education Health Sciences Program approved by the South Carolina Department of Education;

(iii) a medical assisting program provided by a branch of the United States military;

(iv) a medical assisting United States Department of Labor-approved Registered Apprenticeship program; or

(v) a training program that is delivered, in whole or in part, by a health care employer that aligns to a nationally accredited certification exam; and

(b) a person who has complied with the provisions of subitem (a) and maintains current certification from the American Association of Medical Assistants, the National Center for Competency Testing, the National Certification Medical Association, American Medical Technologists, the National Healthcareer Association, or any other recognized certifying body offering a certification program that is:

(i) approved by the Board of Medical Examiners; and

(ii) is accredited by the National Commission for Certifying Agencies or other accreditation body recognized by the Board of Medical Examiners.

(c) The term “certified medical assistant” or “CMA” also includes:

(i) medical assistants who have maintained certification from one of the certifying entities in subitem (b) since January 1, 2020; and

(ii) individuals employed as certified medical assistants on the effective date of this item who do not meet the education or training requirements required in this item on that date but who meet those requirements before July 15, 2026.

(1) has completed:

(a) a medical assisting education program accredited by the Commission on Accreditation of Allied Health Education Programs or its successor, by the Accrediting Bureau of Health Education Schools or its successor, or by any accrediting agency recognized by the United States Department of Education, and which must include courses or components in anatomy and physiology, medical terminology, pharmacology, medical laboratory techniques, and clinical experience, provided the clinical experience component may be satisfied through an individual’s work experience with a health care employer;

(b) a Career and Technical Education Health Sciences Program approved by the South Carolina Department of Education;

(c) a medical assisting program provided by a branch of the United States military;

(d) a medical assisting United States Department of Labor-approved Registered Apprenticeship program; or

(e) a training program that is delivered, in whole or in part, by a health care employer that aligns to a nationally accredited certification exam; and

(2) a person who has complied with the provisions of subitem (1) and maintains current certification from a certifying body offering a certification program that is:

(a) approved by the Board of Medical Examiners and the Board of Nursing; and

(b) is accredited by the National Commission for Certifying Agencies or other accreditation body recognized by the Board of Medical Examiners and the Board of Nursing. The term “certified medical assistant” or “CMA” also includes medical assistants who have maintained certification from one of the certifying entities in item (2) of this section since January 1, 2020, and individuals employed as certified medical assistants as of the effective date of this act who do not meet the education or training requirements required in this item, but who meet those requirements no later than July 15, 2026.

SECTION 2. Section 40‑47‑196(C) of the S.C. Code is amended to read:

(C)(1) A physician or physician assistant, pursuant to the physician assistant's scope of practice guidelines, may delegate nursing tasks to UAP under the supervision of the physician or physician assistant. Such nursing tasks include, but are not limited to, the following:

(a) meeting patients' needs for personal hygiene;

(b) meeting patients' needs relating to nutrition;

(c) meeting patients' needs relating to ambulation;

(d) meeting patients' needs relating to elimination;

(e) taking vital signs;

(f) maintaining asepsis; and

(g) collecting specimens (urine, stool, sputum);

(h) point of care testing and screening tests;

(i) recording information;

(j) performing nonclinical tasks via telemedicine; and

(g)(k) observing, recording, or reporting any of the nursing tasks enumerated in this subsection.

(2) Pursuant to the APRN’s practice agreement, APRNs he may delegate any of the above nursing tasks to a UAP pursuant to Section 40‑33‑42.

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

‑‑‑‑XX‑‑‑‑