

## Session 118 - (2009-2010)

### **S 0742 General Bill, By McConnell**

#### **Summary:** Medicaid

A BILL TO AMEND SECTION 43-7-430, CODE OF LAWS OF SOUTH CAROLINA, 1976, RELATING TO SUBROGATION RIGHTS TO THE DEPARTMENT OF HEALTH AND HUMAN SERVICES FOR MEDICAL ASSISTANCE PAID BY MEDICARE, SO AS TO PROVIDE THAT AN ATTORNEY RETAINED BY A BENEFICIARY WHO, DUE TO INJURY OR DEATH, OBTAINS FUNDS FOR THE BENEFICIARY FROM A THIRD PARTY SHALL DISTRIBUTE TO THE DEPARTMENT, PRORATED WITH THE CLAIMS OF ALL OTHERS HAVING MEDICAL SUBROGATION RIGHTS OR MEDICAL LIENS AGAINST THE AMOUNT RECEIVED OR RECOVERED, AN AMOUNT NOT TO EXCEED ONE THIRD OF THE GROSS AMOUNT OBTAINED OR RECOVERED.

**04/22/09 Senate Introduced and read first time SJ-2**

**04/22/09 Senate Referred to Committee on Medical Affairs SJ-2**