**South Carolina General Assembly**

118th Session, 2009-2010

**A241, R308, S1120**

**STATUS INFORMATION**

General Bill

Sponsors: Senators Lourie, Pinckney, Williams, Leventis, Anderson, Land and Sheheen

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Introduced in the Senate on January 28, 2010

Introduced in the House on April 20, 2010

Last Amended on May 26, 2010

Passed by the General Assembly on June 2, 2010

Governor's Action: June 11, 2010, Signed

Summary: Health care providers

**HISTORY OF LEGISLATIVE ACTIONS**

Date Body Action Description with journal page number

1/28/2010 Senate Introduced and read first time [SJ](file:///h:\SJ%20Archive\2010\01-28-10.docx)‑5

1/28/2010 Senate Referred to Committee on **Judiciary** [SJ](file:///h:\SJ%20Archive\2010\01-28-10.docx)‑5

2/1/2010 Senate Referred to Subcommittee: Hutto (ch), Rose, Shoopman

4/14/2010 Senate Committee report: Favorable with amendment **Judiciary** [SJ](file:///h:\SJ%20Archive\2010\04-14-10.docx)‑61

4/15/2010 Senate Committee Amendment Adopted [SJ](file:///h:\SJ%20Archive\2010\04-15-10.docx)‑21

4/15/2010 Senate Read second time [SJ](file:///h:\SJ%20Archive\2010\04-15-10.docx)‑21

4/20/2010 Senate Read third time and sent to House [SJ](file:///h:\SJ%20Archive\2010\04-20-10.docx)‑11

4/20/2010 House Introduced and read first time [HJ](file:///h:\HJ%20Archive\2010\04-20-10.docx)‑47

4/20/2010 House Referred to Committee on **Judiciary** [HJ](file:///h:\HJ%20Archive\2010\04-20-10.docx)‑47

5/19/2010 House Recalled from Committee on **Judiciary** [HJ](file:///h:\HJ%20Archive\2010\05-19-10.docx)‑49

5/25/2010 House Debate adjourned until Wednesday, May 26, 2010 [HJ](file:///h:\HJ%20Archive\2010\05-25-10.docx)‑44

5/26/2010 House Requests for debate‑Rep(s). Sandifer, Crawford, Umphlett, White Gambrell, Clemmons, Duncan, Loftis, Owens, Parker, Wylie, Norman, and Bedingfield [HJ](file:///h:\HJ%20Archive\2010\05-26-10.docx)‑17

5/26/2010 House Amended [HJ](file:///h:\HJ%20Archive\2010\05-26-10.docx)‑85

5/26/2010 House Read second time [HJ](file:///h:\HJ%20Archive\2010\05-26-10.docx)‑85

5/26/2010 House Roll call Yeas‑101 Nays‑0 [HJ](file:///h:\HJ%20Archive\2010\05-26-10.docx)‑85

5/27/2010 House Read third time and returned to Senate with amendments [HJ](file:///h:\HJ%20Archive\2010\05-27-10.docx)‑47

6/2/2010 Senate Concurred in House amendment and enrolled [SJ](file:///h:\SJ%20Archive\2010\06-02-10.docx)‑205

6/7/2010 Ratified R 308

6/11/2010 Signed By Governor

6/28/2010 Effective date 06/11/10

7/6/2010 Act No. 241

**VERSIONS OF THIS BILL**

[1/28/2010](file:///p:\pprever\2009-10\1120_20100128.docx)

[4/14/2010](file:///p:\pprever\2009-10\1120_20100414.docx)

[4/15/2010](file:///p:\pprever\2009-10\1120_20100415.docx)

[4/15/2010-A](file:///p:\pprever\2009-10\1120_20100415A.docx)

[5/19/2010](file:///p:\pprever\2009-10\1120_20100519.docx)

[5/26/2010](file:///p:\pprever\2009-10\1120_20100526.docx)

(A241, R308, S1120)

**AN ACT TO AMEND THE CODE OF LAWS OF SOUTH CAROLINA, 1976, BY ADDING SECTION 16‑3‑1360 SO AS TO PROHIBIT HEALTH CARE PROVIDERS FROM ENGAGING IN DEBT COLLECTION ACTIVITIES RELATING TO MEDICAL AND PSYCHOLOGICAL TREATMENT RECEIVED IN CONNECTION WITH A CLAIM FOR COMPENSATION OF A VICTIM OF CRIME UNTIL AN AWARD IS MADE OR A CLAIM IS DENIED OR NINETY DAYS HAVE PASSED SINCE THE HEALTH CARE PROVIDER RECEIVED NOTICE OF THE CLAIM AND TO STAY THE STATUTE OF LIMITATIONS FOR THE COLLECTION OF THIS DEBT UNDER CERTAIN CIRCUMSTANCES.**

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

**Collection activities prohibited**

SECTION 1. Article 13, Chapter 3, Title 16 of the 1976 Code is amended by adding:

“Section 16‑3‑1360. (A) When a person files a claim pursuant to this article, a health care provider that has received written notice of a pending claim is prohibited from all debt collection activities relating to medical and psychological treatment received by the person in connection with the claim until an award is made on the claim or the claim is determined to be noncompensable and is denied, or ninety days have passed after the health care provider first received notice of a pending claim. The statute of limitations for collection of the debt is suspended during the period in which the applicable health care provider is required to refrain from debt collection activities.

(B) For purposes of this section, ‘debt collection activities’ means repeatedly calling or writing to the claimant and threatening to turn the matter over to a debt collection agency or to an attorney for collection, enforcement, or filing of other process. The term does not include routine billing or inquiries about the status of the claim.”

**Time effective**

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

Ratified the 7th day of June, 2010.

Approved the 11th day of June, 2010.

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