**South Carolina General Assembly**

123rd Session, 2019-2020

**A87, R108, H3821**

**STATUS INFORMATION**

General Bill

Sponsors: Rep. Clary

Document Path: l:\council\bills\agm\19552wab19.docx

Companion/Similar bill(s): 464

Introduced in the House on January 31, 2019

Introduced in the Senate on March 20, 2019

Last Amended on May 21, 2019

Passed by the General Assembly on May 21, 2019

Governor's Action: May 24, 2019, Signed

Summary: Advanced Practice Registered Nurse Act

**HISTORY OF LEGISLATIVE ACTIONS**

Date Body Action Description with journal page number

1/31/2019 House Introduced and read first time ([House Journal‑page 53](file:///h:\hj\20190131.docx))

1/31/2019 House Referred to Committee on **Medical, Military, Public and Municipal Affairs** ([House Journal‑page 53](file:///h:\hj\20190131.docx))

3/7/2019 House Committee report: Favorable with amendment **Medical, Military, Public and Municipal Affairs** ([House Journal‑page 49](file:///h:\hj\20190307.docx))

3/8/2019 Scrivener's error corrected

3/19/2019 House Amended ([House Journal‑page 24](file:///h:\hj\20190319.docx))

3/19/2019 House Read second time ([House Journal‑page 24](file:///h:\hj\20190319.docx))

3/19/2019 House Roll call Yeas‑98 Nays‑4 ([House Journal‑page 26](file:///h:\hj\20190319.docx))

3/20/2019 House Read third time and sent to Senate ([House Journal‑page 18](file:///h:\hj\20190320.docx))

3/20/2019 Senate Introduced and read first time ([Senate Journal‑page 10](file:///h:\sj\20190320.docx))

3/20/2019 Senate Referred to Committee on **Judiciary** ([Senate Journal‑page 10](file:///h:\sj\20190320.docx))

4/9/2019 Senate Recalled from Committee on **Judiciary** ([Senate Journal‑page 5](file:///h:\sj\20190409.docx))

4/9/2019 Senate Committed to Committee on **Medical Affairs** ([Senate Journal‑page 5](file:///h:\sj\20190409.docx))

4/25/2019 Senate Committee report: Favorable with amendment **Medical Affairs** ([Senate Journal‑page 7](file:///h:\sj\20190425.docx))

4/26/2019 Scrivener's error corrected

5/7/2019 Senate Committee Amendment Adopted ([Senate Journal‑page 84](file:///h:\sj\20190507.docx))

5/7/2019 Senate Amended ([Senate Journal‑page 84](file:///h:\sj\20190507.docx))

5/7/2019 Senate Read second time ([Senate Journal‑page 84](file:///h:\sj\20190507.docx))

5/7/2019 Senate Roll call Ayes‑45 Nays‑0 ([Senate Journal‑page 84](file:///h:\sj\20190507.docx))

5/8/2019 Senate Read third time and returned to House with amendments ([Senate Journal‑page 69](file:///h:\sj\20190508.docx))

5/9/2019 House Non‑concurrence in Senate amendment ([House Journal‑page 60](file:///h:\hj\20190509.docx))

5/9/2019 House Roll call Yeas‑1 Nays‑105 ([House Journal‑page 61](file:///h:\hj\20190509.docx))

5/9/2019 Senate Senate insists upon amendment and conference committee appointed Davis, Bright‑Matthews, Gambrell ([Senate Journal‑page 76](file:///h:\sj\20190509.docx))

5/9/2019 House Conference committee appointed Herbkersman, Clary, Ridgeway ([House Journal‑page 193](file:///h:\hj\20190509.docx))

5/20/2019 House Conference report adopted ([House Journal‑page 44](file:///h:\hj\20190520.docx))

5/20/2019 House Roll call Yeas‑109 Nays‑0 ([House Journal‑page 46](file:///h:\hj\20190520.docx))

5/21/2019 Senate Conference report received and adopted ([Senate Journal‑page 27](file:///h:\sj\20190521.docx))

5/21/2019 Senate Roll call Ayes‑39 Nays‑0 ([Senate Journal‑page 27](file:///h:\sj\20190521.docx))

5/21/2019 House Ordered enrolled for ratification ([House Journal‑page 16](file:///h:\hj\20190521.docx))

5/22/2019 Ratified R 108

5/24/2019 Signed By Governor

6/10/2019 Effective date 07/23/19

6/10/2019 Act No.  87

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**VERSIONS OF THIS BILL**

[1/31/2019](file:///p:\pprever\2019-20\3821_20190131.docx)

[3/7/2019](file:///p:\pprever\2019-20\3821_20190307.docx)

[3/8/2019](file:///p:\pprever\2019-20\3821_20190308.docx)

[3/19/2019](file:///p:\pprever\2019-20\3821_20190319.docx)

[4/25/2019](file:///p:\pprever\2019-20\3821_20190425.docx)

[4/26/2019](file:///p:\pprever\2019-20\3821_20190426.docx)

[5/7/2019](file:///p:\pprever\2019-20\3821_20190507.docx)

[5/21/2019](file:///p:\pprever\2019-20\3821_20190521.docx)

(A87, R108, H3821)

**AN ACT** **TO AMEND THE CODE OF LAWS OF SOUTH CAROLINA, 1976, SO AS TO ENACT THE “ADVANCED PRACTICE REGISTERED NURSE ACT”; AND TO AMEND SECTION 40‑33‑34, AS AMENDED, RELATING TO MEDICAL ACTS THAT ADVANCED PRACTICE REGISTERED NURSES MAY PERFORM, SO AS TO INCLUDE CERTIFYING THE MANNER OF DEATH AND EXECUTING DO NOT RESUSCITATE ORDERS EXCEPT IN CERTAIN CIRCUMSTANCES, AND TO PERMIT THE PRESCRIBING OF SCHEDULE II NARCOTIC SUBSTANCES FOR PATIENTS RESIDING IN LONG‑TERM CARE SETTINGS IN CERTAIN CIRCUMSTANCES.**

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

**Citation**

SECTION 1. This act must be known and may be cited as the “Advanced Practice Registered Nurse Act”.

**Allowed medical acts**

SECTION 2. Section 40‑33‑34(D)(2) and (F)(1)(e) and (f) of the 1976 Code, as last amended by Act 234 of 2018, is further amended to read:

“(2) Notwithstanding any provisions of state law other than this chapter and Chapter 47, and to the extent permitted by federal law, an APRN may perform the following medical acts unless otherwise provided in the practice agreement:

(a) provide noncontrolled prescription drugs at an entity that provides free medical care for indigent patients;

(b) certify that a student is unable to attend school but may benefit from receiving instruction given in his home or hospital;

(c) refer a patient to physical therapy for treatment;

(d) pronounce death, certify the manner and cause of death, and sign death certificates pursuant to the provisions of Chapter 63, Title 44 and Chapter 8, Title 32;

(e) issue an order for a patient to receive appropriate services from a licensed hospice as defined in Chapter 71, Title 44;

(f) certify that an individual is handicapped and declare that the handicap is temporary or permanent for purposes of the individual’s application for a placard; and

(g) execute a do not resuscitate order pursuant to the provisions of Chapter 78, Title 44.

(e) may include Schedule II narcotic substances if listed in the practice agreement and as authorized by Section 44‑53‑300, provided, however, that the prescription must not exceed a five‑day supply and another prescription must not be written without the written agreement of the physician with whom the nurse practitioner, certified nurse‑midwife, or clinical nurse specialist has entered into a practice agreement, unless the prescription is written for patients in hospice or palliative care or for patients residing in long‑term care facilities;

(f) may include Schedule II narcotic substances for patients in hospice or palliative care, or for patients in long‑term care facilities, if listed in the practice agreement as authorized by Section 44‑53‑300, provided, however, that each such prescription must not exceed a thirty‑day supply;”

**Time effective**

SECTION 3. This act takes effect sixty days after approval by the Governor.

Ratified the 22nd day of May, 2019.

Approved the 24th day of May, 2019.

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