**South Carolina General Assembly**

124th Session, 2021-2022

**A109, R79, S729**

**STATUS INFORMATION**

General Bill

Sponsors: Senators Gustafson and McElveen

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Introduced in the Senate on April 6, 2021

Introduced in the House on April 13, 2021

Passed by the General Assembly on May 7, 2021

Governor's Action: May 19, 2021, Signed

Summary: Kershaw Health

**HISTORY OF LEGISLATIVE ACTIONS**

 Date Body Action Description with journal page number

 4/6/2021 Senate Introduced, read first time, placed on local & uncontested calendar ([Senate Journal‑page 11](file:///h%3A%5Csj%5C20210406.docx))

 4/7/2021 Senate Read second time ([Senate Journal‑page 23](file:///h%3A%5Csj%5C20210407.docx))

 4/7/2021 Scrivener's error corrected

 4/8/2021 Senate Read third time and sent to House ([Senate Journal‑page 18](file:///h%3A%5Csj%5C20210408.docx))

 4/13/2021 House Introduced and read first time ([House Journal‑page 13](file:///h%3A%5Chj%5C20210413.docx))

 4/13/2021 House Referred to **Kershaw Delegation** ([House Journal‑page 13](file:///h%3A%5Chj%5C20210413.docx))

 5/6/2021 House Read second time ([House Journal‑page 13](file:///h%3A%5Chj%5C20210506.docx))

 5/6/2021 House Roll call Yeas‑103 Nays‑0 ([House Journal‑page 13](file:///h%3A%5Chj%5C20210506.docx))

 5/6/2021 House Unanimous consent for third reading on next legislative day ([House Journal‑page 14](file:///h%3A%5Chj%5C20210506.docx))

 5/7/2021 House Read third time and enrolled ([House Journal‑page 1](file:///h%3A%5Chj%5C20210507.docx))

 5/13/2021 Ratified R 79

 5/19/2021 Signed By Governor

 6/1/2021 Effective date 05/19/21

 7/2/2021 Act No.  109

View the latest [legislative information](http://www.scstatehouse.gov/billsearch.php?billnumbers=729&session=124&summary=B) at the website

**VERSIONS OF THIS BILL**

[4/6/2021](file:///p%3A%5Cpprever%5C2021-22%5C729_20210406.docx)

[4/6/2021-A](file:///p%3A%5Cpprever%5C2021-22%5C729_20210406A.docx)

[4/7/2021](file:///p%3A%5Cpprever%5C2021-22%5C729_20210407.docx)

[5/5/2021](file:///p%3A%5Cpprever%5C2021-22%5C729_20210505.docx)

(A109, R79, S729)

**AN ACT TO AMEND ACT 725 OF 1969, RELATING TO KERSHAW HEALTH, SO AS TO PROVIDE FOR THE COMPOSITION OF THE KERSHAW HEALTH BOARD OF DIRECTORS, THE MANNER OF NOMINATION AND APPOINTMENT TO THE BOARD, AND THE TERMS OF BOARD MEMBERS, AND TO REVISE THE PURPOSE AND SCOPE OF THE BOARD’S POWERS AND DUTIES; TO AMEND ACT 868 OF 1954, AS AMENDED, RELATING TO THE BOARD’S POWERS AND DUTIES, SO AS TO MAKE CONFORMING CHANGES; AND TO PROVIDE FOR THE APPOINTMENT OF A NEW BOARD OF DIRECTORS, AND TO STAGGER THE TERMS OF THE NEW BOARD OF DIRECTORS.**

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

**Health Services District of Kershaw County, composition**

SECTION 1. SECTIONS 1 and 2 of Act 725 of 1969 are amended to read:

 “SECTION 1. There is hereby created the Health Services District of Kershaw County, which shall be governed by a Board of Directors which shall be comprised of nine members, all of whom must be residents of Kershaw County.

 SECTION 2. (A)(1) Seven members of the board shall be nominated respectively by each of the seven members of the Kershaw County Council, and two members shall be nominated by any member of the Kershaw County Council.

 (a) Seats one through six on the board shall correspond with the district number of the nominating county council member.

 (b) Seat seven shall be the board member nominated by the Chairman of the Kershaw County Council.

 (c) Seats eight and nine shall be the board members nominated by any member of the Kershaw County Council.

 (2) Nominees shall be appointed to the board upon a majority vote of the county council in favor of the nomination.

 (B) If a vacancy on the board exists because a board member’s term has expired and a new board member has not been nominated by the appropriate county council member within ninety days, then the nomination of a new board member may be made by any member of the county council. The nominee shall be appointed to the board upon a majority vote of the county council in favor of the nomination.

 (C) Board members shall be appointed to six‑year terms that begin on July first of the appropriate year. At the expiration of a member’s term, his seat is vacant, and the member may not serve in a holdover capacity. A board member may not succeed himself after serving a full six‑year term. However, a former board member may be reappointed to the board one year after the completion of his prior service on the board.

 (D) No county council district shall be represented on the board by more than three resident board members.

 (E) Vacancies on the board shall be filled in the manner provided in this section for the unexpired term only.”

**Health Services District of Kershaw County, purpose and powers**

SECTION 2. The first undesignated paragraph of SECTION 3 of Act 868 of 1954 is amended to read:

 “SECTION 3. The Health Services District of Kershaw County shall be a body corporate of perpetual succession. The Health Services District shall provide medical care and medical services to the residents of Kershaw County. It is authorized and empowered to do all matters necessary or convenient for the construction, establishment, maintenance, and continued existence of a local hospital for the benefit of the residents of Kershaw County; operation of the Karesh Wing; and administration of grants within the county to promote access to health care and healthy living. In order to fulfill its mission, the Health Services District shall have the following powers, without limitation:”

**Members’ terms**

SECTION 3. Act 868 of 1954, as last amended by Act 725 of 1969, is further amended by adding an appropriately numbered SECTION to read:

 “SECTION 6. (A) Each seat on the Health Services District of Kershaw County Board of Directors is declared vacant on June 30, 2021. The Kershaw County Council shall nominate and appoint new members to the board as provided in this act. Newly appointed members shall take office July 1, 2021.

 (B) Notwithstanding the provisions contained in SECTION 2 of Act 725 of 1969, as amended by this act, board members appointed to take office July 1, 2021, from:

 (1) seats 1, 3, and 8 shall initially serve for a term of two years;

 (2) seats 2, 4, and 9 shall initially serve for a term of four years; and

 (3) seats 5, 6, and 7 shall serve a full six‑year term.

 (C) Notwithstanding the provisions contained in SECTION 2 of Act 725 of 1969, as amended by this act, a member appointed to take office beginning on July 1, 2021, pursuant to (B)(1) or (2) is eligible for appointment to a full six‑year term upon the expiration of his initial term.”

**Time effective**

SECTION 4. This act takes effect upon approval by the Governor.

Ratified the 13th day of May, 2021.

Approved the 19th day of May, 2021.

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