**South Carolina General Assembly**

121st Session, 2015-2016

**A64, R98, H3772**

**STATUS INFORMATION**

General Bill

Sponsors: Reps. Merrill and Delleney

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Introduced in the House on March 4, 2015

Introduced in the Senate on March 25, 2015

Passed by the General Assembly on June 3, 2015

Governor's Action: June 4, 2015, Signed

Summary: Medical Malpractice Insurance Joint Underwriting Association Board

**HISTORY OF LEGISLATIVE ACTIONS**

 Date Body Action Description with journal page number

 3/4/2015 House Introduced and read first time ([House Journal‑page 5](file:///h%3A%5CHJ%20Archive%5C2015%5C03-04-15.docx))

 3/4/2015 House Referred to Committee on **Labor, Commerce and Industry** ([House Journal‑page 5](file:///h%3A%5CHJ%20Archive%5C2015%5C03-04-15.docx))

 3/18/2015 House Recalled from Committee on **Labor, Commerce and Industry** ([House Journal‑page 22](file:///h%3A%5CHJ%20Archive%5C2015%5C03-18-15.docx))

 3/24/2015 House Read second time ([House Journal‑page 25](file:///h%3A%5CHJ%20Archive%5C2015%5C03-24-15.docx))

 3/24/2015 House Roll call Yeas‑96 Nays‑0 ([House Journal‑page 25](file:///h%3A%5CHJ%20Archive%5C2015%5C03-24-15.docx))

 3/25/2015 House Read third time and sent to Senate ([House Journal‑page 13](file:///h%3A%5CHJ%20Archive%5C2015%5C03-25-15.docx))

 3/25/2015 Senate Introduced and read first time ([Senate Journal‑page 11](file:///h%3A%5CSJ%20Archive%5C2015%5C03-25-15.docx))

 3/25/2015 Senate Referred to Committee on **Banking and Insurance** ([Senate Journal‑page 11](file:///h%3A%5CSJ%20Archive%5C2015%5C03-25-15.docx))

 5/27/2015 Senate Committee report: Favorable **Banking and Insurance** ([Senate Journal‑page 37](file:///h%3A%5CSJ%20Archive%5C2015%5C05-27-15.docx))

 6/2/2015 Senate Read second time ([Senate Journal‑page 42](file:///h%3A%5CSJ%20Archive%5C2015%5C06-02-15.docx))

 6/2/2015 Senate Roll call Ayes‑39 Nays‑2 ([Senate Journal‑page 42](file:///h%3A%5CSJ%20Archive%5C2015%5C06-02-15.docx))

 6/3/2015 Senate Read third time and enrolled ([Senate Journal‑page 19](file:///h%3A%5CSJ%20Archive%5C2015%5C06-03-15.docx))

 6/3/2015 Ratified R 98

 6/4/2015 Signed By Governor

 6/11/2015 Effective date 06/04/15

 6/12/2015 Act No. 64

View the latest [legislative information](http://www.scstatehouse.gov/billsearch.php?billnumbers=3772&session=121&summary=B) at the website

**VERSIONS OF THIS BILL**

[3/4/2015](file:///p%3A%5Cpprever%5C2015-16%5C3772_20150304.docx)

[3/18/2015](file:///p%3A%5Cpprever%5C2015-16%5C3772_20150318.docx)

[5/27/2015](file:///p%3A%5Cpprever%5C2015-16%5C3772_20150527.docx)

(A64, R98, H3772)

**AN ACT TO AMEND SECTION 38‑79‑260, CODE OF LAWS OF SOUTH CAROLINA, 1976, RELATING TO APPOINTMENT OF DIRECTORS TO THE BOARD OF THE SOUTH CAROLINA MEDICAL MALPRACTICE INSURANCE JOINT UNDERWRITING ASSOCIATION, SO AS TO PROVIDE FOR THE REAPPOINTMENT OF DIRECTORS TO SUCCESSIVE TERMS BY DELETING A RELATED PROHIBITION.**

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

**Member reappointments to successive terms permitted**

SECTION 1. Section 38‑79‑260 of the 1976 Code is amended to read:

 “Section 38‑79‑260. The association is governed by a board of thirteen directors, all of whom must be appointed by the Governor. The Governor shall appoint five health care providers after consultation with the South Carolina Medical Association, the South Carolina Dental Association, and the South Carolina Health Alliance; four insurance representatives after consultation with the insurance industry; one consumer representative who is unaffiliated with the insurance or health care industries or the medical or legal professions; and two licensed insurance agents or brokers. The professional associations listed and the insurance industry may nominate qualified individuals to the Governor for his consideration. The Governor may also receive nominations for appointments to the board from any other individual, group, or association. Notices of vacancies on the board must be published in newspapers of general statewide circulation. The director or his designee shall serve as an ex officio member of the board. The board shall develop a plan of operation which is subject to the approval of the director or his designee as provided in this article. The plan of operation shall provide for staggered terms of the members of the board. The approved plan of operation of the association may make provision for combining insurers under common ownership or management into groups for voting, assessment, and all other purposes and may provide that not more than one of the officers or employees of a group may serve as a director at any one time. The board shall elect a chairman and other necessary officers for two‑year terms. A vacancy must be filled for the unexpired portion of the term only. The Governor may receive recommendations from any individual, group, or association for any vacancy on the board. The board must meet at the call of the chairman or a majority of the members of the board, but in any event it must meet at least once a year.”

**Time effective**

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

Ratified the 3rd day of June, 2015.

Approved the 4th day of June, 2015.

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