**South Carolina General Assembly**

124th Session, 2021-2022

**S. 838**

**STATUS INFORMATION**

General Bill

Sponsors: Senators Adams, Garrett, M. Johnson, Kimbrell, Rice, Cash and Corbin

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Introduced in the Senate on June 8, 2021

Currently residing in the Senate

Summary: COVID-19 vaccine

**HISTORY OF LEGISLATIVE ACTIONS**

Date Body Action Description with journal page number

6/8/2021 Senate Introduced and read first time ([Senate Journal‑page 5](file:///h:\sj\20210608.docx))

6/8/2021 Senate Referred to Committee on **Medical Affairs** ([Senate Journal‑page 5](file:///h:\sj\20210608.docx))

3/3/2022 Senate Committee report: Favorable with amendment **Medical Affairs**

View the latest [legislative information](http://www.scstatehouse.gov/billsearch.php?billnumbers=838&session=124&summary=B) at the website

**VERSIONS OF THIS BILL**

[6/8/2021](file:///p:\pprever\2021-22\838_20210608.docx)

[3/3/2022](file:///p:\pprever\2021-22\838_20220303.docx)

~~Indicates Matter Stricken~~

Indicates New Matter

COMMITTEE REPORT

March 3, 2022

**S. 838**

Introduced by Senators Adams, Garrett, M. Johnson, Kimbrell, Rice, Cash and Corbin

S. Printed 3/3/22--S.

Read the first time June 8, 2021.

**THE COMMITTEE ON MEDICAL AFFAIRS**

To whom was referred a Bill (S. 838) to amend Section 63-5-350 of the 1976 Code, relating to providing health services to minors without parental consent, to prohibit the administration of the COVID-19, etc., respectfully

**REPORT:**

That they have duly and carefully considered the same and recommend that the same do pass with amendment:

Amend the bill, as and if amended, on page 1, by striking lines 40 through 42:

/(B) Notwithstanding the provisions contained in subsection (A), COVID‑19 vaccinations may not be provided to an unemancipated minor without the consent of a parent or legal guardian.” /

Renumber sections to conform.

Amend title to conform.

DANIEL B. VERDIN III for Committee.

**A** **BILL**

TO AMEND SECTION 63-5-350 OF THE 1976 CODE, RELATING TO PROVIDING HEALTH SERVICES TO MINORS WITHOUT PARENTAL CONSENT, TO PROHIBIT THE ADMINISTRATION OF THE COVID-19 VACCINE WITHOUT PARENTAL CONSENT.

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

SECTION 1. Section 63-5-350 of the 1976 Code is amended to read:

“Section 63-5-350. (A) ~~Health services of any kind may be rendered to minors of any age without the consent of a parent or legal guardian when, in the judgment of a person authorized by law to render a particular health service, such services are deemed necessary unless such involves an operation which shall be performed only if such is essential to the health or life of such child in the opinion of the performing physician and a consultant physician if one is available.~~ Health services may be provided to a minor without the consent of his parent or legal guardian if a person legally authorized to provide a particular health service determines that, in his professional judgment, the health service is necessary. If the necessary health service is an operation, then the operation may be performed without the consent of the minor’s parent or legal guardian if the operation is determined by the physician performing the operation and a consulting physician, if one is available, to be necessary for the minor’s health or the preservation of the minor’s life.

(B) Notwithstanding the provisions contained in subsection (A), COVID-19 vaccinations may not be provided to a minor without the consent of a parent or legal guardian.”

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

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