**South Carolina General Assembly**

120th Session, 2013-2014

**H. 4996**

**STATUS INFORMATION**

General Bill

Sponsors: Reps. Brannon and Whipper

Document Path: l:\council\bills\agm\18207ab14.docx

Introduced in the House on March 27, 2014

Currently residing in the House Committee on **Labor, Commerce and Industry**

Summary: Health insurance polices and health maintenance organizations

**HISTORY OF LEGISLATIVE ACTIONS**

Date Body Action Description with journal page number

3/27/2014 House Introduced and read first time ([House Journal‑page 8](file:///H:\HJ%20Archive\2014\03-27-14.docx))

3/27/2014 House Referred to Committee on **Labor, Commerce and Industry** ([House Journal‑page 8](file:///H:\HJ%20Archive\2014\03-27-14.docx))

4/10/2014 House Recalled from Committee on **Labor, Commerce and Industry** ([House Journal‑page 109](file:///H:\HJ%20Archive\2014\04-10-14.docx))

4/11/2014 Scrivener's error corrected

4/30/2014 House Member(s) request name added as sponsor: Whipper

4/30/2014 House Debate adjourned until Wed., 5‑14‑14 ([House Journal‑page 90](file:///H:\HJ%20Archive\2014\04-30-14.docx))

5/14/2014 House Debate adjourned until Thur., 5‑15‑14 ([House Journal‑page 16](file:///H:\HJ%20Archive\2014\05-14-14.docx))

5/15/2014 House Debate adjourned until Wed., 5‑21‑14 ([House Journal‑page 26](file:///H:\HJ%20Archive\2014\05-15-14.docx))

5/20/2014 House Debate adjourned until Tues., 5‑27‑14 ([House Journal‑page 13](file:///H:\HJ%20Archive\2014\05-20-14.docx))

5/27/2014 House Debate adjourned until Wed., 5‑28‑14 ([House Journal‑page 85](file:///H:\HJ%20Archive\2014\05-27-14.docx))

5/28/2014 House Recommitted to Committee on **Labor, Commerce and Industry** ([House Journal‑page 14](file:///H:\HJ%20Archive\2014\05-28-14.docx))

**VERSIONS OF THIS BILL**

[3/27/2014](file:///p:\pprever\2013-14\4996_20140327.docx)

[4/10/2014](file:///p:\pprever\2013-14\4996_20140410.docx)

[4/11/2014](file:///p:\pprever\2013-14\4996_20140411.docx)

RECALLED

April 10, 2014

**H. 4996**

Introduced by Rep. Brannon

S. Printed 4/10/14--H. [SEC 4/11/14 4:06 PM]

Read the first time March 27, 2014.

**A** **BILL**

TO AMEND THE CODE OF LAWS OF SOUTH CAROLINA, 1976, BY ADDING SECTION 38‑71‑277 SO AS TO REQUIRE ACCIDENT AND HEALTH INSURANCE POLICIES AND HEALTH MAINTENANCE ORGANIZATIONS TO COVER CERTAIN AMINO ACID‑BASED ELEMENTAL FORMULAS FOR THE TREATMENT OF CERTAIN DISEASES OR DISORDERS, TO PROHIBIT DENIAL OF THIS COVERAGE FOR TREATMENT ORDERED AS MEDICALLY NECESSARY BY A TREATING PHYSICIAN, AND TO PROVIDE THIS COVERAGE MUST BE FAVORABLE FOR PRESCRIPTION DRUGS AND SERVICES COVERED BY THE PLAN.

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

SECTION 1. Article 1, Chapter 71, Title 38 of the 1976 Code is amended by adding:

“Section 38‑71‑277. (A) An individual or group accident and health insurance policy or a health maintenance organization plan must include coverage for amino acid‑based elemental formulas, regardless of the formula delivery method, that are used for the diagnosis and treatment of immunoglobulin E and nonimmunoglobulin E medicated allergies to multiple food proteins; severe food protein‑induced enterocolitis syndrome; eosinophilic disorders evidenced by biopsy results; and impaired absorption of nutrients caused by disorders affecting the absorptive surface, functional length, and motility of the gastrointestinal tract.

(B) Subject to the provisions of subsection (C), an individual or group accident and health insurer shall not deny coverage required pursuant to subsection (A) when a treating physician issues a written order stating that the amino acid‑based elemental formula is medically necessary for the treatment of an insured who is diagnosed with a disease or disorder listed in subsection (A), and this coverage must cover any medically necessary services associated with the administration of the formula.

(C) Coverage provided under this section must be on a basis no less favorable than the basis on which prescription drugs and other medications and related services covered by the plan, and to the same extent that the plan provides coverage for drugs available only on the orders of a physician.”

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

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