**South Carolina General Assembly**

125th Session, 2023-2024

**S. 863**

**STATUS INFORMATION**

General Bill

Sponsors: Senator Shealy

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Introduced in the Senate on January 9, 2024

Currently residing in the Senate Committee on **Medical Affairs**

Summary: Mental Health Hospitals

**HISTORY OF LEGISLATIVE ACTIONS**

Date Body Action Description with journal page number

11/30/2023 Senate Prefiled

11/30/2023 Senate Referred to Committee on **Medical Affairs**

1/9/2024 Senate Introduced and read first time

1/9/2024 Senate Referred to Committee on **Medical Affairs**

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**VERSIONS OF THIS BILL**

[11/30/2023](https://www.scstatehouse.gov/sess125_2023-2024/prever/863_20231130.docx)

A bill

TO AMEND THE SOUTH CAROLINA CODE OF LAWS BY AMENDING SECTION 44-7-130, RELATING TO DEFINITIONS FOR THE STATE HEALTH FACILITY LICENSING ACT, SO AS TO PROVIDE THAT THE DEFINITION OF HOSPITAL DOES NOT INCLUDE A RESIDENTIAL TREATMENT FACILITY FOR CHILDREN, ADOLESCENTS, OR YOUNG ADULTS IN NEED OF MENTAL HEALTH TREATMENT THAT IS PHYSICALLY PART OF A LICENSED PSYCHIATRIC HOSPITAL.

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

SECTION 1. Section 44-7-130(17) of the S.C. Code is amended to read:

(17) “Hospital” means a facility that is organized and administered to provide overnight medical or surgical care or nursing care for an illness, injury, or infirmity and must provide on-campus emergency services; that may provide obstetrical care; and in which all diagnoses, treatment, or care is administered by or under the direction of persons currently licensed to practice medicine, surgery, or osteopathy.

“Hospital” may does not include a residential treatment facility for children, adolescents, or young adults in need of mental health treatment that is physically a part of a licensed psychiatric hospital. This definitionThe definition of “hospital” also does not include facilities that are licensed by the Department of Social Services. A residential treatment facility for children, adolescents, or young adults in need of mental health treatment that is physically part of a licensed psychiatric hospital is not required to provide on-campus emergency services.

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

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