

## Session 116 - (2005-2006)

**S\*1059 (Rat #0445, Act #0373 of 2006) General Bill, By Hutto, Gregory, Hawkins, Campsen, Cleary, Lourie, Alexander, Martin and Short**

**Summary:** Unanticipated Medical Outcome Reconciliation Act

AN ACT TO AMEND THE CODE OF LAWS OF SOUTH CAROLINA, 1976, BY ADDING SECTION 19-1-190 SO AS TO ENACT THE "SOUTH CAROLINA UNANTICIPATED MEDICAL OUTCOME RECONCILIATION ACT" WHICH CONTAINS CERTAIN FINDINGS OF THE GENERAL ASSEMBLY, DEFINITIONS OF CERTAIN TERMS, PROVIDES THAT IN A CLAIM BROUGHT BY OR ON BEHALF OF A PATIENT ALLEGEDLY EXPERIENCING AN UNANTICIPATED OUTCOME OF MEDICAL CARE, CERTAIN STATEMENTS, GESTURES, ACTIVITIES OR CONDUCT EXPRESSING BENEVOLENCE, REGRET, APOLOGY, CONDOLENCE, MISTAKE, OR ERROR MADE BY A HEALTH CARE PROVIDER OR HIS EMPLOYEE TO CERTAIN PERSONS ARE INADMISSIBLE AS EVIDENCE AND DO NOT CONSTITUTE AN ADMISSION OF LIABILITY OR AN ADMISSION AGAINST INTEREST, TO PROVIDE THAT A DEFENDANT IN A MEDICAL MALPRACTICE ACTION MAY WAVE THE INADMISSIBILITY OF CERTAIN STATEMENTS, AND TO PROVIDE THAT NOTHING IN THIS SECTION AFFECTS THE SOUTH CAROLINA RULES OF EVIDENCE. - ratified title

01/18/06	Senate	Introduced and read first time SJ-7
01/18/06	Senate	Referred to Committee on Judiciary SJ-7
01/25/06	Senate	Referred to Subcommittee: Hutto (ch), Gregory, Hawkins, Campsen, Courson, Lourie
03/01/06	Senate	Committee report: Favorable with amendment Judiciary SJ-23
03/02/06		Scrivener's error corrected
04/25/06	Senate	Amended SJ-47
04/25/06	Senate	Read second time SJ-47
04/26/06	Senate	Read third time and sent to House SJ-30
04/27/06	House	Introduced and read first time HJ-6
04/27/06	House	Referred to Committee on Medical, Military, Public and Municipal Affairs HJ-6
05/03/06	House	Recalled from Committee on Medical, Military, Public and Municipal Affairs HJ-29
05/03/06	House	Referred to Committee on Judiciary HJ-29
05/30/06	House	Recalled from Committee on Judiciary HJ-31
05/31/06	House	Read second time HJ-39
06/01/06	House	Read third time and enrolled HJ-23
06/07/06		Ratified R 445
06/09/06		Signed By Governor
06/16/06		Copies available
06/16/06		Effective date 06/09/06
06/23/06		Act No. 373