**South Carolina General Assembly**

119th Session, 2011-2012

**A61, R47, S232**

**STATUS INFORMATION**

General Bill

Sponsors: Senators Cleary and Ford

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Introduced in the Senate on January 11, 2011

Introduced in the House on March 29, 2011

Last Amended on March 23, 2011

Passed by the General Assembly on May 5, 2011

Governor's Action: May 23, 2011, Vetoed

Legislative veto action(s): Veto overridden

Summary: Health care facilities

**HISTORY OF LEGISLATIVE ACTIONS**

Date Body Action Description with journal page number

12/8/2010 Senate Prefiled

12/8/2010 Senate Referred to Committee on **Medical Affairs**

1/11/2011 Senate Introduced and read first time ([Senate Journal‑page 108](file:///h:\sj%20archive\2011\01-11-11.docx))

1/11/2011 Senate Referred to Committee on **Medical Affairs** ([Senate Journal‑page 108](file:///h:\sj%20archive\2011\01-11-11.docx))

3/3/2011 Senate Committee report: Favorable with amendment **Medical Affairs** ([Senate Journal‑page 17](file:///h:\sj%20archive\2011\03-03-11.docx))

3/4/2011 Scrivener's error corrected

3/23/2011 Senate Committee Amendment Adopted ([Senate Journal‑page 17](file:///h:\sj%20archive\2011\03-23-11.docx))

3/23/2011 Senate Read second time ([Senate Journal‑page 17](file:///h:\sj%20archive\2011\03-23-11.docx))

3/23/2011 Senate Roll call Ayes‑29 Nays‑8 ([Senate Journal‑page 17](file:///h:\sj%20archive\2011\03-23-11.docx))

3/24/2011 Senate Read third time and sent to House ([Senate Journal‑page 13](file:///h:\sj%20archive\2011\03-24-11.docx))

3/24/2011 Senate Roll call Ayes‑31 Nays‑11 ([Senate Journal‑page 13](file:///h:\sj%20archive\2011\03-24-11.docx))

3/29/2011 House Introduced and read first time ([House Journal‑page 19](file:///h:\hj%20archive\2011\03-29-11.docx))

3/29/2011 House Referred to Committee on **Medical, Military, Public and Municipal Affairs** ([House Journal‑page 19](file:///h:\hj%20archive\2011\03-29-11.docx))

4/26/2011 House Committee report: Favorable **Medical, Military, Public and Municipal Affairs** ([House Journal‑page 70](file:///h:\hj%20archive\2011\04-26-11.docx))

4/28/2011 House Debate adjourned until Tuesday, May 3, 2011 ([House Journal‑page 17](file:///h:\hj%20archive\2011\04-28-11.docx))

5/3/2011 House Debate adjourned until Wednesday, May 4, 2011 ([House Journal‑page 20](file:///h:\hj%20archive\2011\05-03-11.docx))

5/4/2011 House Read second time ([House Journal‑page 15](file:///h:\hj%20archive\2011\05-04-11.docx))

5/4/2011 House Roll call Yeas‑94 Nays‑0 ([House Journal‑page 15](file:///h:\hj%20archive\2011\05-04-11.docx))

5/5/2011 House Read third time and enrolled ([House Journal‑page 11](file:///h:\hj%20archive\2011\05-05-11.docx))

5/17/2011 Ratified R 47

5/23/2011 Vetoed by Governor

6/1/2011 Senate Veto sustained Ayes‑22 Nays‑15 ([Senate Journal‑page 129](file:///h:\sj%20archive\2011\06-01-11.docx))

6/1/2011 Senate Reconsider vote whereby veto sustained ([Senate Journal‑page 130](file:///h:\sj%20archive\2011\06-01-11.docx))

6/1/2011 Senate Roll call Ayes‑24 Nays‑13 ([Senate Journal‑page 130](file:///h:\sj%20archive\2011\06-01-11.docx))

6/2/2011 Senate Veto overridden by originating body Ayes‑27 Nays‑11 ([Senate Journal‑page 27](file:///h:\sj%20archive\2011\06-02-11.docx))

6/15/2011 House Veto overridden Yeas‑112 Nays‑1 ([House Journal‑page 286](file:///h:\hj%20archive\2011\06-15-11.docx))

6/24/2011 Effective date 06/15/11

6/27/2011 Act No. 61

**VERSIONS OF THIS BILL**

[12/8/2010](file:///p:\pprever\2011-12\232_20101208.docx)

[3/3/2011](file:///p:\pprever\2011-12\232_20110303.docx)

[3/4/2011](file:///p:\pprever\2011-12\232_20110304.docx)

[3/23/2011](file:///p:\pprever\2011-12\232_20110323.docx)

[4/26/2011](file:///p:\pprever\2011-12\232_20110426.docx)

(A61, R47, S232)

**AN ACT TO AMEND SECTION 44‑7‑130, AS AMENDED, CODE OF LAWS OF SOUTH CAROLINA, 1976, RELATING TO DEFINITIONS OF THE STATE CERTIFICATION OF NEED AND HEALTH CARE FACILITY ACT, SO AS TO REVISE THE DEFINITION OF HEALTH CARE FACILITY.**

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

**Health care facility definition revised**

SECTION 1. Section 44‑7‑130(10) of the 1976 Code, as last amended by Act 278 of 2010, is further amended to read:

“(10) ‘Health care facility’ means acute care hospitals, psychiatric hospitals, alcohol and substance abuse hospitals, nursing homes, ambulatory surgical facilities, hospice facilities, radiation therapy facilities, rehabilitation facilities, residential treatment facilities for children and adolescents, intermediate care facilities for the mentally retarded, narcotic treatment programs, and any other facility for which certificate of need review is required by federal law.”

**Exception for certain narcotic treatment programs**

SECTION 2. A facility that has applied for licensure as a narcotic treatment program within a facility for chemically dependent or addicted persons, prior to the effective date of this act, may be granted a license by the department without first obtaining a certificate of need.

**Time effective**

SECTION 3. This act takes effect upon approval by the Governor.

Ratified the 17th day of May, 2011.

Vetoed by the Governor -- 5/23/2011.

Veto overridden by Senate -- 6/2/2011.

Veto overridden by House -- 6/15/2011.

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