~~Indicates Matter Stricken~~

Indicates New Matter

COMMITTEE REPORT

April 10, 2013

**S. 465**

Introduced by Senator Hayes

S. Printed 4/10/13--S.

Read the first time February 28, 2013.

**THE COMMITTEE ON BANKING AND INSURANCE**

To whom was referred a Bill (S. 465) to amend Section 38‑71‑1330, as amended, Code of Laws of South Carolina, 1976, relating to definitions in the Small Employer Health Insurance Availability Act, etc., respectfully

**REPORT:**

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

ROBERT W. HAYES, JR. for Committee.

**STATEMENT OF ESTIMATED FISCAL IMPACT**

ESTIMATED FISCAL IMPACT ON GENERAL FUND EXPENDITURES:

$0 (No additional expenditures or savings are expected)

ESTIMATED FISCAL IMPACT ON FEDERAL & OTHER FUND EXPENDITURES:

$0 (No additional expenditures or savings are expected)

**EXPLANATION OF IMPACT:**

The Department of Insurance estimates this bill will have no fiscal impact on the state general fund or on federal and/or other funds.

*Approved By:*

Brenda Hart

Office of State Budget

**A** **BILL**

TO AMEND SECTION 38‑71‑1330, AS AMENDED, CODE OF LAWS OF SOUTH CAROLINA, 1976, RELATING TO DEFINITIONS IN THE SMALL EMPLOYER HEALTH INSURANCE AVAILABILITY ACT, SO AS TO REVISE THE DEFINITION OF AN “ELIGIBLE EMPLOYEE”.

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

SECTION 1. Section 38‑71‑1330(6) of the 1976 Code, as last amended by Act 180 of 2008, is further amended to read:

“(6) ‘Eligible employee’ means an employee:

(a) as defined in Section 38‑71‑710(1) or Section 38‑71‑840(7) who works on a full‑time basis and has a normal workweek of thirty or more hours; or

(b) who is a licensed real estate person engaged in the sale, leasing, or rental of real estate for a licensed real estate broker on a straight commission basis, who has signed a valid independent contractor agreement with the broker~~; and~~ who works on a full‑time basis and has a normal workweek of thirty or more hours.

~~(c)~~ ~~who works on a full‑time basis and has a normal workweek of thirty or more hours.~~”

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

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