AS PASSED BY THE SENATE

April 17, 2018

**H. 4116**

Introduced by Reps. Ridgeway, Douglas, Spires, G.M. Smith, Clemmons, Tallon and Cole

S. Printed 4/17/18--S.

Read the first time February 27, 2018.

**A** **BILL**

TO AMEND THE CODE OF LAWS OF SOUTH CAROLINA, 1976, BY ADDING SECTION 40‑47‑38 SO AS TO PROVIDE THAT NO PROVISION OF THE MEDICAL PRACTICE ACT MAY BE CONSTRUED TO REQUIRE A PHYSICIAN TO SECURE A MAINTENANCE OF CERTIFICATION AS A CONDITION OF LICENSURE, REIMBURSEMENT, EMPLOYMENT, OR ADMITTING PRIVILEGES AT A HOSPITAL IN THIS STATE; AND TO DEFINE A NECESSARY TERM.

Amend Title To Conform

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

SECTION 1. Article 1, Chapter 47, Title 40 of the 1976 Code is amended by adding:

“Section 40‑47‑38. (A) No provision of this article may be construed to require a physician to secure a Maintenance of Certification as a condition of licensure, reimbursement, employment, or admitting privileges at a hospital in this State.

(B) No provision of this article may be construed to require a physician to secure a Maintenance of Certification as a condition of licensure, reimbursement, employment, or admitting privileges at an FQHC in this State.

(C) For the purposes of this article, ‘Maintenance of Certification’ or ‘MOC’ means a continuing education program that measures core competencies in the practice of medicine and surgery and is approved by a nationally‑recognized accrediting organization.”

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

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