**South Carolina General Assembly**

123rd Session, 2019-2020

**A61, R81, H3621**

**STATUS INFORMATION**

General Bill

Sponsors: Reps. V.S. Moss, D.C. Moss, Erickson and W. Cox

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Introduced in the House on January 16, 2019

Introduced in the Senate on March 20, 2019

Passed by the General Assembly on May 9, 2019

Governor's Action: May 16, 2019, Signed

Summary: Athletic Trainers' Act, definitions

**HISTORY OF LEGISLATIVE ACTIONS**

 Date Body Action Description with journal page number

 1/16/2019 House Introduced and read first time ([House Journal‑page 23](file:///h%3A%5Chj%5C20190116.docx))

 1/16/2019 House Referred to Committee on **Labor, Commerce and Industry** ([House Journal‑page 23](file:///h%3A%5Chj%5C20190116.docx))

 1/22/2019 House Recalled from Committee on **Labor, Commerce and Industry** ([House Journal‑page 41](file:///h%3A%5Chj%5C20190122.docx))

 1/22/2019 House Committed to Committee on **Medical, Military, Public and Municipal Affairs** ([House Journal‑page 41](file:///h%3A%5Chj%5C20190122.docx))

 1/29/2019 House Member(s) request name added as sponsor: Erickson

 1/31/2019 House Member(s) request name added as sponsor: W.Cox

 3/7/2019 House Committee report: Favorable **Medical, Military, Public and Municipal Affairs** ([House Journal‑page 47](file:///h%3A%5Chj%5C20190307.docx))

 3/8/2019 Scrivener's error corrected

 3/19/2019 House Read second time ([House Journal‑page 18](file:///h%3A%5Chj%5C20190319.docx))

 3/19/2019 House Roll call Yeas‑101 Nays‑2 ([House Journal‑page 18](file:///h%3A%5Chj%5C20190319.docx))

 3/20/2019 House Read third time and sent to Senate ([House Journal‑page 17](file:///h%3A%5Chj%5C20190320.docx))

 3/20/2019 Senate Introduced and read first time ([Senate Journal‑page 9](file:///h%3A%5Csj%5C20190320.docx))

 3/20/2019 Senate Referred to Committee on **Medical Affairs** ([Senate Journal‑page 9](file:///h%3A%5Csj%5C20190320.docx))

 5/2/2019 Senate Polled out of committee **Medical Affairs** ([Senate Journal‑page 14](file:///h%3A%5Csj%5C20190502.docx))

 5/2/2019 Senate Committee report: Favorable **Medical Affairs** ([Senate Journal‑page 14](file:///h%3A%5Csj%5C20190502.docx))

 5/3/2019 Scrivener's error corrected

 5/8/2019 Senate Read second time ([Senate Journal‑page 108](file:///h%3A%5Csj%5C20190508.docx))

 5/8/2019 Senate Roll call Ayes‑44 Nays‑0 ([Senate Journal‑page 108](file:///h%3A%5Csj%5C20190508.docx))

 5/9/2019 Senate Read third time and enrolled ([Senate Journal‑page 40](file:///h%3A%5Csj%5C20190509.docx))

 5/13/2019 Ratified R 81

 5/16/2019 Signed By Governor

 5/31/2019 Effective date 05/16/19

 6/5/2019 Act No.  61

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**VERSIONS OF THIS BILL**

[1/16/2019](file:///p%3A%5Cpprever%5C2019-20%5C3621_20190116.docx)

[3/7/2019](file:///p%3A%5Cpprever%5C2019-20%5C3621_20190307.docx)

[3/8/2019](file:///p%3A%5Cpprever%5C2019-20%5C3621_20190308.docx)

[5/2/2019](file:///p%3A%5Cpprever%5C2019-20%5C3621_20190502.docx)

[5/3/2019](file:///p%3A%5Cpprever%5C2019-20%5C3621_20190503.docx)

(A61, R81, H3621)

**AN ACT TO AMEND SECTION 44‑75‑20, CODE OF LAWS OF SOUTH CAROLINA, 1976, RELATING TO TERMS DEFINED IN THE ATHLETIC TRAINERS’ ACT OF SOUTH CAROLINA, SO AS TO CHANGE THE DEFINITION OF “ATHLETIC TRAINER”; TO AMEND SECTION 44‑75‑50, RELATING TO CERTIFICATION OF ATHLETIC TRAINERS, SO AS TO REVISE THE NAME OF THE REQUIRED EXAMINATION; TO AMEND SECTION 44‑75‑100, RELATING TO EMPLOYEES OF ORGANIZATIONS THAT ARE CONSIDERED ATHLETIC TRAINERS, SO AS TO ADD CERTAIN ORGANIZATIONS; AND TO AMEND SECTION 44‑75‑120, RELATING TO PENALTIES FOR VIOLATING A PROVISION OF THE ACT, SO AS TO AUTHORIZE THE DEPARTMENT OF HEALTH AND ENVIRONMENTAL CONTROL TO TAKE CERTAIN DISCIPLINARY ACTIONS, INCLUDING THE IMPOSITION OF MONETARY PENALTIES.**

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

**Definition, athletic trainer**

SECTION 1. Section 44‑75‑20(a) of the 1976 Code is amended to read:

 “(a) ‘Athletic trainer’ means an allied health professional with specific qualifications as set forth in Section 44‑75‑50 who, upon the advice and consent of a licensed physician, carries out the practice of care, prevention, and physical rehabilitation of athletic injuries, and who, in carrying out these functions, may use physical modalities, including, but not limited to, heat, light, sound, cold, electricity, or mechanical devices related to rehabilitation and treatment.”

**Certification requirements**

SECTION 2. Section 44‑75‑50 of the 1976 Code is amended to read:

 “Section 44‑75‑50. An applicant for an athletic trainer certification must pass the Board of Certification, Inc., (BOC) examination and have met the athletic training curriculum requirements of a college or university and give proof by means of a certified transcript.”

**Certain organizations’ employees who constitute an athletic trainer**

SECTION 3. Section 44‑75‑100 of the 1976 Code is amended to read:

 “Section 44‑75‑100. For purposes of this chapter, a person is engaged as an athletic trainer if the person is employed on a salary or contractual basis by an educational institution, a hospital, a rehabilitation clinic, a physician’s office, an industry, a performing arts group, a professional athletic organization, the military, a governmental agency, or other bona fide organization which employs or serves a physically active population and performs the duties of athletic trainer as a major responsibility of this employment.”

**Penalties**

SECTION 4. Section 44‑75‑120 of the 1976 Code is amended to read:

 “Section 44‑75‑120. The department is authorized to suspend, deny, or revoke an athletic trainer’s certificate, and impose a civil monetary penalty, against any person for a violation of a regulation promulgated pursuant to this chapter. Any person violating the provisions of this chapter is guilty of a misdemeanor and, upon conviction, must be punished by a fine of not less than twenty‑five nor more than two hundred dollars.”

**Time effective**

SECTION 5. This act takes effect upon approval by the Governor.

Ratified the 13th day of May, 2019.

Approved the 16th day of May, 2019.

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