

Legislative Report

SC ASSISTED LIVING ASSOCIATION

Report created on April 22, 2022

- SB2 DHEC REORGANIZATION** (PEELER, JR. H)
Current Status: 3/29/2022 - Referred to Committee House Ways and Means
Recent Status: 3/29/2022 - Introduced and read first time
3/17/2022 - Roll call Ayes-43 Nays-0
Comments: Would abolish DHEC and create a Department of Behavioral and Public Health to include mental health and alcohol and other drug abuse services. The environmental functions would be transferred to the Department of Agriculture and Natural Resources.
State Bill Page: [SB2](#)
- SB31 NURSING HOME LIABILITY INSURANCE** (HUTTO B)
Current Status: 1/12/2021 - Referred to Committee Senate Medical Affairs
Recent Status: 1/12/2021 - Introduced and read first time
Comments: Nursing homes or skilled and intermediated care facilities required to maintain a general liability insurance policy in the amount of at least \$1 million.
State Bill Page: [SB31](#)
- SJR83 MEDICAID EXPANSION** (MALLOY G)
Current Status: 1/12/2021 - Referred to Committee Senate Medical Affairs
Recent Status: 1/12/2021 - Introduced and read first time
Comments: Would provide for a statewide advisory referendum during the 2022 general election to determine whether electors favor Medicaid expansion.
State Bill Page: [SJR83](#)
- SCR130 COVID-19 EXECUTIVE ORDERS** (MASSEY A)
Current Status: 1/12/2021 - Referred to Committee Senate Judiciary
Recent Status: 1/12/2021 - Introduced
Comments: Requires consent of General Assembly for extensions of COVID-19 related State of Emergency.
State Bill Page: [SCR130](#)
- SJR147 SOUTH CAROLINA COVID-19 LIABILITY SAFE HARBOR ACT** (MASSEY A)
Current Status: 7/2/2021 - Act No 99
Recent Status: 4/28/2021 - **SIGNED BY GOVERNOR**
4/28/2021 - Ratified R 39
Comments: Provides for limited COVID-19 liability protections for health care professionals and businesses that follow public health guidance.
State Bill Page: [SJR147](#)

- SB150 SOUTH CAROLINA COMPASSIONATE CARE ACT (DAVIS T)**
Current Status: 4/21/2022 - Requests for debate -Rep(s). Herbkersman, McCravy, Forrest, Ott, Pope, Henderson-Meyers, GR Smith, Dabney, B Cox, VS Moss, Hiott, Bryant, Calhoon, Haddon, Allison, Magnuson, White, West, MM Smith, Wetmore, Hart, Whitmire
Recent Status: 4/19/2022 - Committee report House Medical, Military, Public and Municipal Affairs: Favorable with amendment
Comments: Medical marijuana
State Bill Page: [SB150](#)
- SB159 SOUTH CAROLINA MINIMUM WAGE ACT (SCOTT, JR. J)**
Current Status: 1/12/2021 - Referred to Committee Senate Labor, Commerce and Industry
Recent Status: 1/12/2021 - Introduced and read first time
Comments: Establishes state minimum wage at an hourly rate of one dollar above the federal minimum wage for individuals entitled to receive the federal minimum wage under the Fair Labor Standards Act.
State Bill Page: [SB159](#)
- SB210 MEDICAID EXPANSION (JOHNSON K)**
Current Status: 1/12/2021 - Referred to Committee Senate Medical Affairs
Recent Status: 1/12/2021 - Introduced and read first time
Comments: Expands Medicaid for adults 65 years of age and under with incomes that do not exceed 133% federal poverty limit.
State Bill Page: [SB210](#)
- SB267 LONG-TERM CARE FACILITIES TORT CLAIMS (MATTHEWS M)**
Current Status: 1/12/2021 - Referred to Committee Senate Medical Affairs
Recent Status: 1/12/2021 - Introduced and read first time
Comments: Prohibits use of arbitration agreement by long-term care facilities to resolve claims of residents for injury or other damages occurring at the long-term care facility.
State Bill Page: [SB267](#)
- SB343 SOUTH CAROLINA MINIMUM WAGE ACT (MCLEOD M)**
Current Status: 1/12/2021 - Referred to Committee Senate Labor, Commerce and Industry
Recent Status: 1/12/2021 - Introduced and read first time
Comments: Establishes state minimum wage at an hourly rate of two dollars above the federal minimum wage for individuals entitled to receive the federal minimum wage under the Fair Labor Standards Act.
State Bill Page: [SB343](#)
- SJR345 EMPLOYER COVID-19 STANDARDS (MCLEOD M)**
Current Status: 1/12/2021 - Referred to Committee Senate Labor, Commerce and Industry
Recent Status: 1/12/2021 - Introduced and read first time

Comments: Requires LLR to promulgate emergency regulations to establish a mandatory, temporary standard for employers to control, prevent, and mitigate the spread of COVID-19.

State Bill Page: [SJR345](#)

SB428 INJURY OF HEALTHCARE WORKERS (ALEXANDER T)

Current Status: 1/12/2021 - Referred to Committee Senate Judiciary

Recent Status: 1/12/2021 - Introduced and read first time

Comments: Provides that a person who unlawfully injures a health care professional in the course of his or duties or injures a person in a health care facility commits the offense of assault and battery of a high and aggravated nature.

State Bill Page: [SB428](#)

SB433 VOLUNTEER TRANSPORTATION TO A SENIOR CITIZEN (ALEXANDER T)

Current Status: 1/12/2021 - Referred to Committee Senate Judiciary

Recent Status: 1/12/2021 - Introduced and read first time

Comments: Limits liability for a certain individual who provides volunteer transportation to a senior citizen.

State Bill Page: [SB433](#)

SB514 ACT TO ESTABLISH PAY EQUITY (SHEALY K)

Current Status: 2/3/2021 - Referred to Committee Senate Labor, Commerce and Industry

Recent Status: 2/3/2021 - Introduced and read first time

Comments: Establishes mandate for pay equity for comparable work performed.

State Bill Page: [SB514](#)

SJR633 STATEWIDE ADVISORY REFERENDUM (JACKSON D)

Current Status: 3/2/2021 - Referred to Committee Senate Judiciary

Recent Status: 3/2/2021 - Introduced and read first time

Comments: Provides for a statewide advisory referendum at the time of the 2022 General Election to determine whether electors favor raising the minimum wage

State Bill Page: [SJR633](#)

SB634 MINIMUM WAGE (SCOTT, JR. J)

Current Status: 3/2/2021 - Referred to Committee Senate Labor, Commerce and Industry

Recent Status: 3/2/2021 - Introduced and read first time

Comments: Establishes a fifteen dollar per hour minimum wage and establishes penalties for noncompliance.

State Bill Page: [SB634](#)

SB889 VACCINATION STATUS (LOFTIS D)

Current Status: 12/6/2021 - Referred to Committee Senate Judiciary

Recent Status: 12/6/2021 - Introduced and read first time

Comments: Provides that an individual may not be discriminated against because of vaccination status.

State Bill Page: [SB889](#)

- SB891 COVID-19 VACCINE MANDATES (ADAMS B)**
Current Status: 12/6/2021 - Referred to Committee Senate Judiciary
Recent Status: 12/6/2021 - Introduced and read first time
Comments: Provides that an employer who mandates that employees receive a COVID-9 as a condition of employment is liable for any damages arising from an adverse health condition suffered by the employee and to provide an exemption to employers mandated by federal law or regulation to require employees to receive COVID-19 vaccine.
State Bill Page: [SB891](#)
- SB899 SC VACCINATION RIGHTS ACT OF 2022 (LOFTIS D)**
Current Status: 12/6/2021 - Referred to Committee Senate Finance
Recent Status: 12/6/2021 - Introduced and read first time
Comments: Enacts the SC Vaccination Rights Act of 2022 by setting forth unlawful discriminatory practices relating to requirements involving a person's vaccination status.
State Bill Page: [SB899](#)
- SB902 COVID-19 VACCINE MANDATE ADVERSE REACTION (MALLOY G)**
Current Status: 12/6/2021 - Referred to Committee Senate Judiciary
Recent Status: 12/6/2021 - Introduced and read first time
Comments: Provides that employees may seek compensation for adverse health conditions or death caused by an employer-mandated COVID-19 vaccine.
State Bill Page: [SB902](#)
- HB3018 MINIMUM WAGE (GARVIN K)**
Current Status: 1/12/2021 - Referred to Committee House Ways and Means
Recent Status: 1/12/2021 - Introduced and read first time
Comments: Establishes a base state minimum wage and a schedule to implement an adjusted minimum wage to \$10.10 per hour over a three-year period.
State Bill Page: [HB3018](#)
- HB3174 PUT PATIENTS FIRST ACT (RUTHERFORD T)**
Current Status: 1/14/2021 - Member(s) request name added as sponsor: J.L.Johnson
Recent Status: 1/12/2021 - Referred to Committee House Medical, Military, Public and Municipal Affairs
1/12/2021 - Introduced and read first time
Comments: Medical marijuana guidelines.
State Bill Page: [HB3174](#)
- HB3180 VULNERABLE ADULT MALTREATMENT REGISTRY ACT (SMITH G)**
Current Status: 4/20/2021 - House Judiciary, (Bill Scheduled for Hearing)
Recent Status: 4/15/2021 - House Special Laws- Judiciary , (Bill Scheduled for Hearing)
3/10/2021 - Member(s) request name added as sponsor : Wetmore
Comments: Establishes a Vulnerable Adult Maltreatment Registry.

State Bill Page: [HB3180](#)

HB3183 ACT TO ESTABLISH PAY EQUITY (BRAWLEY W)

Current Status: 3/3/2021 - Member(s) request name added as sponsor:
Henderson-Myers

Recent Status: 1/14/2021 - Member(s) request name added as sponsor:
McDaniel, Govan, Cogswell, J.Moore, Pendarvis, S.Williams,
Rose, Hosey, Clyburn, R.Williams, Parks, Garvin, Howard,
Gilliard, Murray, Wetmore, J.L.Johnson
1/13/2021 - Member(s) request name added as sponsor : Hyde,
K.O.Johnson, King, Tedder

Comments: Employers not allowed to pay wages to employees at rates less than the rates paid to employees of other races, religions, colors, sexes, including gender identity and sexual orientation, ages, national origins, or disability statuses for comparable work.

State Bill Page: [HB3183](#)

HB3184 MINIMUM WAGE (BRAWLEY W)

Current Status: 1/13/2021 - Member(s) request name added as sponsor:
K.O.Johnson, King

Recent Status: 1/12/2021 - Referred to Committee House Ways and Means
1/12/2021 - Introduced and read first time

Comments: Establishes a base state minimum wage and a schedule to gradually implement an adjusted minimum wage to \$15.00 per hour over a three-year period.

State Bill Page: [HB3184](#)

HB3188 SOUTH CAROLINA EQUAL PAY FOR EQUAL WORK ACT (COBB-HUNTER G)

Current Status: 1/14/2021 - Member(s) request name added as sponsor:
Brawley, J.L.Johnson

Recent Status: 1/12/2021 - Referred to Committee House Ways and Means
1/12/2021 - Introduced and read first time

Comments: Prohibits employers from paying wages to employees of one sex at a lesser rate than the rate paid to employees of the opposite sex for comparable work.

State Bill Page: [HB3188](#)

HB3216 NURSING HOMES (CALHOON P)

Current Status: 12/9/2021 - House Ways and Means, (Bill Scheduled for Hearing)

Recent Status: 3/9/2021 - Member(s) request name added as sponsor :
McDaniel
1/12/2021 - Referred to Committee House Medical, Military,
Public and Municipal Affairs

Comments: Requires nursing homes and community residential care facilities, and ICF-ID facilities to install and maintain electronic video monitoring system at every exit and maintain copies of recordings for at least 30 days.

State Bill Page: [HB3216](#)

HB3227 RIGHTS OF RESIDENTS OF LONG-TERM CARE FACILITIES (GILLIARD W)

Current Status: 1/12/2021 - Referred to Committee House Medical, Military, Public and Municipal Affairs
Recent Status: 1/12/2021 - Introduced and read first time
Comments: Amends Rights of Residents of Long-Term Care Facilities to add the right of residents to communicate with other via video telephonic or web-based communication technologies, which the facility must make available and easily accessible for private, discretionary use by each resident.
State Bill Page: [HB3227](#)

HB3341 MINIMUM WAGE (COBB-HUNTER G)

Current Status: 1/12/2021 - Referred to Committee House Labor, Commerce and Industry
Recent Status: 1/12/2021 - Introduced and read first time
Comments: Establishes a state minimum wage at the greater value of either of \$15.00 per hour or the minimum wage set by the Fair Labor Standards Act.
State Bill Page: [HB3341](#)

HB3392 SALES TAX (POPE T)

Current Status: 2/25/2021 - Member(s) request name removed as sponsor : Oremus
Recent Status: 1/12/2021 - Referred to Committee House Ways and Means
1/12/2021 - Introduced and read first time
Comments: Reforms sales tax law, including eliminating/reducing some exemptions.
State Bill Page: [HB3392](#)

HB3469 SOUTH CAROLINA PAID SICK LEAVE ACT (MOORE J)

Current Status: 1/12/2021 - Referred to Committee House Labor, Commerce and Industry
Recent Status: 1/12/2021 - Introduced and read first time
12/16/2020 - Referred to Committee House Labor, Commerce and Industry
Comments: Establishes definitions and the manner for employers to provide earned paid sick leave to employees.
State Bill Page: [HB3469](#)

HB3474 EMPLOYMENT APPLICATION QUESTIONS ABOUT CRIMINAL CONVICTION (ROBINSON L)

Current Status: 1/13/2021 - Member(s) request name added as sponsor : J.L.Johnson
Recent Status: 1/12/2021 - Referred to Committee House Judiciary
1/12/2021 - Introduced and read first time
Comments: No job application may include questions related to conviction of a crime, unless the crime for which a person was convicted directly related to the position of employment/license sought.
State Bill Page: [HB3474](#)

HB3480 MINIMUM WAGE (ROBINSON L)

Current Status: 2/24/2021 - House General Government- W&M, (Bill Scheduled for Hearing)
Recent Status: 1/12/2021 - Referred to Committee House Ways and Means
1/12/2021 - Introduced and read first time
Comments: Establishes state minimum wage at greater of the value of \$13.00 per hour or the minimum set by the Fair Labor Standards Act.
State Bill Page: [HB3480](#)

HB3511 INFECTIOUS OR CONTAGIOUS DISEASE VACCINATIONS (LONG S)

Current Status: 1/26/2021 - Member(s) request name added as sponsor: B.Cox
Recent Status: 1/12/2021 - Referred to Committee House Medical, Military, Public and Municipal Affairs
1/12/2021 - Introduced and read first time
Comments: Allows individuals to opt out of infectious or contagious disease vaccinations.
State Bill Page: [HB3511](#)

HB3518 MEDICAL ETHICS AND DIVERSITY ACT (WILLIS M)

Current Status: 2/18/2021 - Member(s) request name added as sponsor: Calhoon
Recent Status: 2/10/2021 - Member(s) request name added as sponsor: Taylor
2/4/2021 - Member(s) request name added as sponsor: Hiott
Comments: Authorizes medical practitioners, health care institutions, and health care payers to refuse to participate in health care services that violate the practitioner's or entity's conscience.
State Bill Page: [HB3518](#)

HJR3597 SOUTH CAROLINA COVID-19 LIABILITY SAFE HARBOR ACT (TAYLOR B)

Current Status: 2/10/2021 - Member(s) request name added as sponsor: Forrest
Recent Status: 1/12/2021 - Referred to Committee House Judiciary
1/12/2021 - Introduced and read first time
Comments: Provides for limited COVID-19 liability protections for health care providers and businesses that follow public health guidelines.
State Bill Page: [HJR3597](#)

HB3604 CHRONIC ILLNESS SICK LEAVE (WOOTEN C)

Current Status: 1/12/2021 - Referred to Committee House Medical, Military, Public and Municipal Affairs
Recent Status: 1/12/2021 - Introduced and read first time
Comments: Allows employees to use up to three days of earned paid sick leave for certain chronic illnesses without having to obtain health care provider certification.
State Bill Page: [HB3604](#)

HB3675 STATE MINIMUM WAGE OF SEVENTEEN DOLLARS (HART C)

Current Status: 1/14/2021 - Referred to Committee House Labor, Commerce and Industry
Recent Status: 1/14/2021 - Introduced and read first time
Comments: Establishes a base state minimum wage of \$17.00 per hour effective January 1, 2022.
State Bill Page: [HB3675](#)

- HJR3698 COVID-19 LIABILITY** (POPE T)
Current Status: 2/10/2021 - Member(s) request name added as sponsor: Taylor
Recent Status: 2/9/2021 - Member(s) request name added as sponsor: B.Newton
2/2/2021 - Member(s) request name added as sponsor: Taylor
Comments: Provides for limited liability protections for a limited time for health care providers and businesses that follow public health guidelines related to COVID-19.
State Bill Page: [HJR3698](#)
- HJR3707 COVID-19 VACCINATION RELIEF BILL** (SMITH, JR. G)
Current Status: 2/24/2021 - Act No. 2
Recent Status: 2/24/2021 - Effective date 02/19/21
2/19/2021 - **SIGNED BY GOVERNOR**
Comments: Allocates \$208 million for COVID-19 response efforts including testing, vaccine administration, etc. and expands categories of qualified persons able to administer the vaccine.
State Bill Page: [HJR3707](#)
- HJR3711 COVID-19 VACCINATIONS** (GAGNON C)
Current Status: 1/26/2021 - Referred to Committee House Judiciary
Recent Status: 1/26/2021 - Introduced and read first time
Comments: Employers are prohibited from taking adverse action against employees choosing not to get COVID vaccination.
State Bill Page: [HJR3711](#)
- HB3766 ABOLISH DEPARTMENT AND BOARD OF HEALTH AND ENVIRONMENTAL CONTROL** (YOW R)
Current Status: 1/28/2021 - Referred to Committee House Judiciary
Recent Status: 1/28/2021 - Introduced and read first time
Comments: Abolishes the DHEC Board and creates two departments, the Department of Public Health and the Department of Environmental Control, whose directors are to be appointed by the Governor.
State Bill Page: [HB3766](#)
- HB3876 ELECTIONS - ASSISTANCE WITH REGISTRATION AND ABSENTEE VOTING** (MURRAY C)
Current Status: 4/15/2021 - House Social Services, Mental Health, and Children's Affairs-3M
Recent Status: 3/3/2021 - Member(s) request name added as sponsor: J.L.Johnson
2/11/2021 - Referred to Committee House Medical, Military, Public and Municipal Affairs
Comments: Requires directors of nursing homes and CRCFs to assist residents desiring to register to vote or vote by absentee ballot.
State Bill Page: [HB3876](#)

- HB4145 COMMUNITY RESIDENTIAL CARE FACILITIES (CALHOON P)**
Current Status: 3/29/2022 - House Social Services, Mental Health, and Children's Affairs-3M, (Bill Scheduled for Hearing)
Recent Status: 4/7/2021 - Committed to Committee House Medical, Military, Public and Municipal Affairs
4/7/2021 - Recalled from Committee House Labor, Commerce and Industry
Comments: A bill to establish minimum staffing requirements for Community Residential Care Facilities and to require video cameras to be installed at all entrance, exits, and common areas for continuous monitoring.
State Bill Page: [HB4145](#)
- HJR4509 DHEC COVID RESTRICTIONS (JONES S)**
Current Status: 1/11/2022 - Referred to Committee House Judiciary
Recent Status: 1/11/2022 - Introduced and read first time
11/10/2021 - Referred to Committee House Judiciary
Comments: Stipulates that DHEC may not expend funds on any mandatory enforcement, coercion, requirement, or guidance of face masks, COVID-19 testing, or COVID-19 vaccines.
State Bill Page: [HJR4509](#)
- HB4516 EMPLOYMENT STATUS AND COVID VACCINATIONS (BUSTOS J)**
Current Status: 1/11/2022 - Referred to Committee House Judiciary
Recent Status: 1/11/2022 - Introduced and read first time
11/10/2021 - Referred to Committee House Judiciary
Comments: Prevents an employer from terminating employee for declining to received a COVID-19 vaccination if employee received monoclonal therapy or previously has been diagnosed with COVID-19
State Bill Page: [HB4516](#)
- HB4545 VACCINE MANDATES, LIABILITY (BURNS M)**
Current Status: 1/11/2022 - Referred to Committee House Judiciary
Recent Status: 1/11/2022 - Introduced and read first time
11/10/2021 - Referred to Committee House Judiciary
Comments: Establishes civil liability in certain circumstances for an entity that requires persons seeking admission on their premises to be vaccinated for COVID-19.
State Bill Page: [HB4545](#)
- HB4558 ASSAULT AND BATTERY ON HEALTH CARE WORKERS (MOSS D)**
Current Status: 2/16/2022 - Member(s) request name added as sponsor: Thayer, White
Recent Status: 1/11/2022 - Referred to Committee House Judiciary
1/11/2022 - Introduced and read first time
Comments: Stipulates that assault and battery of a high and aggravated nature occurs when a person injures a health care worker or emergency response employee in the discharge or because of their official duties.
State Bill Page: [HB4558](#)

- HB4581 CREDIT SCORE FOR EMPLOYMENT CRITERIA (GILLIARD W)**
Current Status: 1/11/2022 - Referred to Committee House Labor, Commerce and Industry
Recent Status: 1/11/2022 - Introduced and read first time
11/17/2021 - Referred to Committee House Labor, Commerce and Industry
State Bill Page: [HB4581](#)
- HB4848 ESTABLISH CRIMINAL LIABILITY IN CERTAIN CIRCUMSTANCES FOR INQUIRING ABOUT ANOTHER PERSON'S COVID-19 VACCINATION STATUS (BURNS M)**
Current Status: 3/30/2022 - Member(s) request name added as sponsor: Thayer
Recent Status: 2/22/2022 - Member(s) request name added as sponsor: Henegan
1/26/2022 - Member(s) request name added as sponsor: Jones, Gagnon
Comments: Notwithstanding another provision of law to the contrary, any employee, officer, agent, or other representative of a public, nonprofit, or private entity who inquires about the COVID-19 vaccination status of any student, employee, member, or anyone else seeking admission on the entity's premises is guilty of a misdemeanor and, upon conviction, must be fined not more than fourteen thousand dollars or imprisoned not more than one year, or both
State Bill Page: [HB4848](#)
- HB4983 CONTINUING CARE RETIREMENT COMMUNITIES (SANDIFER, III W)**
Current Status: 4/20/2022 - Senate Banking and Insurance, (Bill Scheduled for Hearing)
Recent Status: 4/5/2022 - Senate Banking Subcommittee -B&I, (Bill Scheduled for Hearing)
3/3/2022 - Referred to Committee Senate Banking and Insurance
Comments: Amends the statute to define reservation deposit; adds a provision that a CCRC must not be advertised or collect a reservation deposit in without a license; amends the statute regarding provisions to be included in reservation agreements; requires quarterly reporting to the department and prospective residents who have entered into a reservation agreement a progress update of the facility development; and stipulates what is included in the facility feasibility document.
State Bill Page: [HB4983](#)
- HB5018 PATIENT VISITATION RIGHTS (MOSS D)**
Current Status: 2/23/2022 - Referred to Committee House Medical, Military, Public and Municipal Affairs
Recent Status: 2/23/2022 - Introduced and read first time
Comments: Requires each hospital, nursing home, rehabilitation facility, community residential care facility, intermediate care facility for persons with intellectual disability, residential treatment facility for children and adolescents, and residential facility for chemically dependent or addicted persons licensed pursuant to

this article shall permit patients or residents to receive visitors to the fullest extent permitted under any applicable rules, regulations, or guidelines adopted by either the Centers for Medicare and Medicaid Services or the Centers for Disease Control and Prevention or any federal law.

State Bill Page: [HB5018](#)

HB5019 ESSENTIAL CAREGIVERS PROGRAM (HOWARD L)

Current Status: 2/23/2022 - Referred to Committee House Medical, Military, Public and Municipal Affairs

Recent Status: 2/23/2022 - Introduced and read first time

Comments: Enacts the "Essential Caregivers Act" to require nursing homes, inpatient rehabilitation facilities, intermediate care facilities, and community residential care facilities to all a resident to designate two essential caregivers to have access and provide assistance and support to the resident at any time during a public health emergency.

State Bill Page: [HB5019](#)