

April 19, 2022

Dear Speaker Lucas, Speaker Pro Tempore Pope, Majority Leader Smith, Minority Leader Rutherford, and Members of the South Carolina House,

The COVID-19 pandemic has exposed how government red tape gets in the way of a rapid response and interferes with patients being able to get the care they need from those they trust quickly and efficiently. Much can be accomplished when governments enable medical innovators rather than erecting barriers that impede their progress.

In 2020, Governor McMaster waived hundreds of rules in a race to fight the virus – including temporarily suspending certificate of need regulations. *It was the right decision.*

In January 2022, the SC Senate historically voted with broad bipartisan support (35-6) to repeal South Carolina’s certificate of need regulations (S. 290). *It was the right decision.*

On behalf of our organizations and the broader public interest, we write urging you to follow the Governor and SC Senate’s lead. S. 290 would repeal burdensome and counterproductive “certificate of need” laws that place unneeded restrictions on the number of available hospital beds and other critical medical supplies.

This legislation would better position the state’s health care system to meet the needs of South Carolinians by allowing medical professionals to buy more equipment, invest in new facilities, and expand existing facilities. By removing red tape, local health care providers can ensure South Carolinians have access to critical health care services and more effectively address COVID-19 and future public health crises.

When free from counterproductive rules and regulations, such as certificate of need laws, providers, and suppliers inside and outside the health sector have demonstrated they can innovate to create new and better solutions. Countless companies big and small have repurposed manufacturing facilities and accelerated the search for treatments and vaccines. Medical providers, patients, and plans have quickly moved to adopt telemedicine. By permanently repealing certificate of need laws, they could do the same in producing better outcomes, lower costs, and more consumer choices to make health care and coverage more accessible.

The debate today is between those who want to exert even more government control over the health sector and those, like us, who favor giving patients more choice and control and allowing the creativity we have seen in this crisis to flourish.

We welcome the opportunity to work with policymakers to shape a better, brighter health care future. And a good place to start is by passing S. 290.

Sincerely,

Candace Carroll
State Director
Americans for Prosperity – SC

Jaimie Cavanaugh
Legislative Counsel
Institute for Justice

Doug Badger
The Heritage Foundation and Galen Institute

Saulis “Saul” Anuzis
President
60 Plus Association

Twila Brase, RN, PHN
President and Co-founder
Citizens’ Council for Health Freedom

Bob Carlstrom
President
AMAC Action

Ryan Ellis
President
Center for a Free Economy

Heather R. Higgins
CEO
Independent Women's Voice

Phil Kerpen
President
American Commitment

Andrew Langer
President
Institute for Liberty

James L. Martin
Founder/Chairman
60 Plus Association

Charles Sauer
President
Market Institute

James Taylor
President
The Heartland Institute

David Williams
President
Taxpayers Protection Alliance

Daniel Dew
Legal Policy Director
Pacific Legal Foundation

Lisa Nelson
CEO
ALEC Action

**Title and affiliation are listed for identification purposes only*