

RESOLUTION NUMBER: H- 01

REFERRED TO: Reference Committee on Constitution and Bylaws

SUBJECT: SCMA-MIT Membership

SUBMITTED BY: Henry F. Butehorn III, MD, Chairman

1 **WHEREAS;** the SCMA Bylaws Section 1.41 provides that SCMA Active Members
2 shall possess a license to practice medicine or surgery in the State of South Carolina; and

3 **WHEREAS;** it is important that physician members who can vote and have
4 membership rights represent South Carolina licensees; and

5 **WHEREAS;** the SCMA sponsors the South Carolina Medical Association Voluntary
6 Employees' Beneficiary Association Welfare Benefit Plan and Trust, casually referred to as
7 the SCMA Members' Insurance Trust or MIT; and

8 **WHEREAS;** SCMA physician practices on the border of South Carolina often have
9 physicians that practice in Georgia and North Carolina; and

10 **WHEREAS;** physician practices who are not headquartered in South Carolina may be
11 permitted to enroll in MIT if they are determined to have a sufficient legal connection to the
12 South Carolina medical community, such as where a majority of the practice is in South
13 Carolina or multiple offices are located in South Carolina; and

14 **WHEREAS;** SCMA physician practices may choose to be a part of MIT even though
15 some of the practicing physicians are licensed only in the border states of Georgia and North
16 Carolina, so long as the practice meets MIT's requirements; and

17 **WHEREAS;** the SCMA Bylaws prevent physicians from membership in the SCMA if
18 they are not licensed in South Carolina; and

19 **WHEREAS;** the stated requirement was not meant to exclude the limited number of
20 border physicians who participate in MIT and have strong ties to South Carolina through their
21 practice as their practice and South Carolina colleagues are affected by South Carolina laws;
22 therefore, be it

23 **RESOLVED;** that the South Carolina Medical Association amend Bylaws Section
24 1.421 to state that physicians who are members of SCMA-MIT through their practice may be
25 an At-Large member of the SCMA without having a South Carolina license so long as they are
26 part of a SCMA-MIT participating practice.

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