

State Watch : South Dakota Bill List

Official Legislative Update

Bill #	Title	Explanation	Status	Position
SB 7	revise certain provisions concerning campaign finance limits.	Limits campaign contributions to \$4,000 for a statewide office, \$1,000 a legislative or county office, \$10,000 to a political action committee, \$10,000 to a political party, and unlimited contributions to a ballot question committee by an entity or an individual in a calendar year.	Passed Senate 33-0; Passed House 64-0; Awaiting Governor's Signature	Monitor
SB 8	establish provisions as to how campaign contribution limits apply to certain aggregate contributions.	Aggregates the campaign contributions of all committees established and maintained by the same person or entity for purposes of the campaign finance limits.	Passed Senate 33-0; Passed House 64-2; Awaiting Signatures	Monitor
SB 62	provide for the notification related to a breach of certain data and to provide a penalty therefor.	Requires an information holder to disclose a breach to any resident of South Dakota upon discovery of a breach of a security system that contains certain personal information within 45 days and requires notice to the Attorney General within 45 days if the breach impacts more than 250 residents. Amended to address federal data breach regulations. (Amended to allow for compliance with applicable federal laws that may be passed and to accommodate cloud-based vendors)	Passed Senate 30-2; Passed House 64-0; Adoption of Conference Committee Report by House 64-0 and Senate 30-0; Awaiting Governor's Signature	Monitor
SB 164	prohibit certain instances of inserting a catheter without consent of the patient and to create a penalty therefore.	Requires parental consent to insert a catheter in a patient less than 16 years of age unless a medical emergency or medical necessity (Amended to apply to any healthcare provider and limits to urinary catheters with verbal or written consent)	Passed Senate 35-0; Passed House 65-0; Awaiting Governor's signature	Monitor
HB 1044	revise the General Appropriations Act for fiscal year 2018.	Makes adjustments to the FY 2018 budget to recognize decreases and increases in spending in various departments of state government	Passed House 53-12; Passed Senate 31-4; Awaiting Governor's Signature	Monitor
HB 1307	appropriate money for the ordinary expenses of the legislative, judicial, and executive departments of the state, the expenses of state institutions, interest on the public debt, and for common schools.	Provides for the general appropriation for all state spending	Passed House 49-17; Passed Senate 32-3; Awaiting Governor's Signature	Monitor

SIGNED BILLS

HB 1040	provide for the licensing of a professional counselor, professional counselor-mental health, or marriage and family therapist licensed in another state under certain circumstances and to declare an emergency.	Provides an option for the Board of Examiners for Counselors & Marriage and Family Therapists to license an out of state applicant by endorsement.	Passed House 60-0; Passed Senate 31-1; Signed into Law; Effective Immediately	Support
SB 31	make an appropriation to reimburse health care professionals who have complied with the requirements for certain health care recruitment assistance programs and to declare an emergency.	Appropriates \$652,972 to reimburse five physicians, one dentist, and two nurse practitioners who will be fulfilling the requirements of their agreements with the State during FY19 and \$185,000 to reimburse 41 eligible healthcare professionals who have complied with the requirements of the Rural Healthcare Facility Recruitment Assistance Program in FY19.	Passed Senate 32-1; Passed House 61-3; Signed by the Governor; Law effective immediately	Support
HB 1079	authorize certain physical therapists to perform dry needling as a treatment technique.	Allows a physical therapist to perform dry needling (a skilled technique performed using filiform needles to penetrate the skin for management of neuromusculoskeletal conditions, pain, movement and disability) if the therapist has completed training prescribed by the licensing board. (Amended to address a grammatical error)	Passed House 59-6; Passed Senate (Amended) 34-0; Signed by Governor; Effective July 1	Monitor
HB 1205	require certain health benefit plans to provide coverage to medically compromised persons for certain dental care services.	Extends coverage for anesthesia services to patients that are too compromised to receive anesthesia services in a dental office. (Amended)	Passed House 68-0; Passed Senate 34-0; Signed by Governor; Effective July 1	Monitor
SB 32	place certain substances on the controlled substances schedule and to declare an emergency.	Updates South Dakota's controlled substance statute (SDCL 34-20B) to be consistent with federal Drug Enforcement Agency (DEA) scheduling actions and updates the list of anabolic steroids to include additional "designer" anabolic steroids. (Amended to address updated DEA classifications)	Passed Senate 35-0; Passed House 63-3; Signed by Governor; Effective Immediately	Monitor
SB 71	revise certain provisions related to a license renewal for the practice of medicine, osteopathy, surgery, or obstetrics.	Changes the renewal of licenses from annual to biennial.	Passed Senate 35-0; Passed House 66-2; Signed by Governor; Law effective July 1st	Monitor
SB 75	establish certain provisions regarding the dispensing of biological products.	Allows pharmacists to dispense a bio-similar drug unless otherwise designated by the prescriber	Passed Senate 34-0; Passed House Health 66-0; Signed by Governor; Effective July 1st	Monitor
DEFEATED BILLS				

SB 186	prohibit the cancellation or nonrenewal of a health insurance policy for a preexisting condition.	Prohibits the denial or cancellation of a health care policy due to a preexisting condition	Defeated by Senate Commerce & Energy 6-1	Support
HB 1250	revise certain provisions relating to the sale and possession of tobacco products.	Increased the minimum age for purchasing tobacco to 21 years of age (Fiscal Note: change would result in \$2.8million in lower revenue immediately; health benefits would not be achieved for decades)	Defeated by House 21-45	Support
HB 1300	provide for the use of certain general funds to increase Medicaid reimbursement rates for existing Medicaid providers.	Requires that the savings acquired through changes in the Indian Health Services policy on Medicaid be shared between Indian Health Services, providers with coordinated care agreements and other Medicaid providers	Defeated by House Appropriations 5-3	Support
SB 190	require the approval of the Legislature before the state adopts certain changes to the Medicaid program.	Requires legislative approval for any change or waiver to the Medicaid program over a certain threshold	Defeated by Senate 14-20	Oppose
HB 1266	provide funds for the purpose of increasing wages for certain employees of community support providers and nursing facilities.	Requires that the savings acquired through changes in the Indian Health Services policy on Medicaid be used to increase wages for community support provider and nursing homes	Defeated by House Appropriations 7-2	Oppose
SB 122	provide for the payment of claims for covered services provided by a health care provider via telemedicine or telehealth.	Provides for payment of certain services provide by telehealth to be covered the same as if the services were provided in person	Tabled by Senate Health 6-0	Monitor
SB 123	provide for the utilization of telemedicine or telehealth by a health care professional.	Defines the parameters for a provider-patient relationship and the requirements for telehealth services	Tabled by Senate Health 6-0	Monitor
SB 152	revise certain provisions relating to the sale and possession of tobacco products.	Increased the minimum age for purchasing tobacco to 21 years of age	Assigned to Senate Commerce; Withdrawn by Sponsor	Monitor
SB 176	establish certain provisions regarding the prescription of opioids.	Requires a prescription for opioids to be for no more than 7 days for a patient being prescribed an opioid for the first time of a patient under the age of 18 and requires consultation on pain management before renewing the prescription. The requirement does not apply to palliative care or a patient diagnosed with chronic pain. (Amended to provide funding for Attorney General to pursue a lawsuit against the manufacturers of opioids)	Defeated by Senate Health 4-2; Recalled by Senate and Referred to House Appropriations; Defeated by House Appropriations 6-2	Monitor
SB 202	require posting of certain notice on certain public restrooms.	Requires restrooms open to the public that are unisex to post signs indicating that members of the opposite sex may be encountered in the restroom	Defeated by Senate State Affairs 8-0	Monitor

HB 1229	provide for the primary enforcement of the seat belt law and to revise the penalty for a violation of that law.	Makes seatbelt use a primary offense	Defeated by House Judiciary 8-5	Monitor
HB 1230	provide for the primary enforcement of the law prohibiting certain electronic communications while operating a motor vehicle and to revise the penalty for a violation of that law.	Makes distracted driving a primary offense (Amended to make petty offense with \$100 fine)	Passed House (Amended) 40-26; Defeated by Senate Judiciary 5-2	Monitor
HB 1238	lower the state sales and use tax on certain food items and to increase the rate of taxation for the sales and use tax on certain goods and services.	Increases the sales tax on certain items to 4.85% and lowers the sales tax on food items	Defeated by House Taxation 10-5	Monitor
HB 1267	prohibit campaign contributions from certain government contractors and certain attorneys.	Prohibits state contractors or lawyers involved in cases involving the state from donating to political campaigns	Defeated by House State Affairs 11-2	Monitor
HB 1274	increase the tax on cigarettes and other tobacco products and to appropriate the revenues	Raises the tax on tobacco by \$1 per pack and an equivalent for other tobacco products and dedicates the new revenue to technical school tuition, community support providers and nursing homes	Defeated by House State Affairs 9-4	Monitor
HB 1299	revise certain provisions regarding the lawful possession of firearms in certain locations.	Requires any building that posts a No Firearms sign to have a metal detector at the entry to the building	Withdrawn by Sponsor	Monitor
HB 1308	provide for an excise tax on alcoholic beverage sales and the distribution of the revenue.	Increases the tax on alcohol products and dedicates the revenue to counties and health-related programs to reduce alcohol consumption (Amended to increase the amount of current alcohol tax that goes to the Counties to 50%)	Passed House 38-18; Defeated by Senate Appropriations	Monitor
HB 1309	revise certain sales tax exemptions and the tax rate on the sale of food.	Repeals certain sales tax exemptions, including health care services and certain health care equipment, and uses the revenue to remove the sales tax on food and fund technical education tuition reductions (Amended to require a review of sales tax exemptions by 2023 and every four years thereafter)	Passed House Taxation 8-6; Defeated by the House 31-34	Monitor
HB 1312	establish the Tax Revenue Study Task Force to study tax revenue in this state.	Establishes a task force to study the tax revenue of the state	Defeated by House State Affairs 8-3	Monitor
HB 1316	require approval of certain federal grants.	Requires and amendment or reinstatement of a federal grant that is for more than 12 months must be approved by a special committee of the legislature	Defeated by House Government Accountability 4-0	Monitor

HB 1317	authorize the Joint Committee on Appropriations to request program evaluations.	Allows the Joint Appropriation Committee to request and receive program evaluations from any state agency or program and to conduct discussions in executive session to determine any course of action	Defeated by House Appropriations 5-2	Monitor
HB 1319	adopt the Interstate Compact for the Temporary Licensure of Professionals.	Establishes a compact between states to allow for the temporary licensure of any professional licensed in compact state for a period of 18 months while the licensee meets the requirements of the receiving state's requirements. Professions with a licensing compact in place, including nurses, would not be subject to the temporary licensure requirement if the requirement jeopardizes the current licensure compact for that profession	Defeated by House 18-46	Monitor