



**2021 South Dakota Legislative Session
Bill List
March 12, 2021**

Bill #	Prime	Prime	Bill Title	Description	Bill Status							
					House Committee	House Floor	Senate Committee	Senate Floor	Governor	Defeated	CHAD Position	
HB 1021	DOH	DOH	make an appropriation to reimburse certain health care professionals who have complied with the requirements for certain health care recruitment assistance programs and to declare an emergency.	Appropriates \$791,967 to pay out the contracts for qualified participants in the rural tuition assistance programs	Passed Health & Human Services 13-0; Referred to Approps Passed 9 - 0	Passed 66-0	Health and Human Services Referred to Approps Passed 9 - 0	Passed 34-0				Support
SB 34	GOED	GOED	make an appropriation to expand rural access to broadband services and to declare an emergency.	Appropriates \$100 million for the expansion of broadband access across the state		Passed 52-16	Commerce and Energy; Referred to Approps Passed 13 - 5	Passed 34-0				Monitor
SB 57	BHR	BHR	revise the provisions regarding the South Dakota state employee health plan.	Provides for the state health plan premium to be required for state employees and continues the current law regarding providing premium-free health insurance for its employees, though it pegs that to the least-expensive plan, and it doesn't provide even a bare minimum of bare minimums for what that least-expensive plan would cover	Commerce and Energy Passed 12 - 1	Passed 55-13	State Affairs Passed 6 - 3	Passed 27-7				Monitor
SB 64	BFM	BFM	revise the General Appropriations Act for fiscal year 2021.	Makes adjustments to the adopted FY 21 budget based on increased revenues and decreased expenses		Passed 58-11	Joint Apprriations Passed 18-0	Passed 34-0				Monitor
SB 195	GOV	GOV	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.	The general spending bill for FY 22		Passed 61-8	Joint Approps Passed 18-0	Passed 34-0				Monitor
HB 1131	St. John		authorize primary care agreements.	Allows a person to enter into a contract for medical services with a healthcare provider for specific services for a specific period of time	Health and Human Services Passed 12 - 1	Passed 63-2	Health and Human Services Passed 7 - 0	Passed 35-0				Monitor
HB 1154	Deutsch	Curd	prohibit employment contracts restricting competitive health care practices.	Prohibits non-compete contracts for certain healthcare providers, including nurses	Judiciary Passed 7 - 6 (Amended)	Passed 41-27	Health and Human Services Passed 5 - 2	Passed 19-16				Monitor
HB 1263	GOV	GOV	provide price transparency for health care costs.	Requires certain health care cost to be available to patients	Health and Human Services Passed 12 - 0	Passed 68-0	Health and Human Services	Passed 35-0				Monitor
HB 1273	Approps		transfer funds to the health care trust fund and to declare an emergency.	Transfers \$50 million to the healthcare trust fund	Approps Passed 7 - 0	Passed 59-8	Approps Passed 7 - 1	Passed 35-0				Monitor
SIGNED BILLS												
HB 1195	Davis	Crabtree	authorize the participation of certified registered nurse anesthetists in the recruitment assistance program.	Adds CRNA's to the list of practitioners who may be eligible for the recruitment assistance program	Health and Human Services 13 - 0	Passed 68-0	Health and Human Services Passed 7 - 0	Passed 35-0	Signed on March 3, 2021			Oppose

SB 3	DOH	DOH	repeal certain sunset provisions regarding contagious disease control and enforcement.	Allows the contagious disease control changes made related to COVID-19 to remain in effect (Specifically allows DOH Secretary to use civil remedies address someone with COVID who is not following direction related to containing the disease (2020 Session - HB 1295)	Health and Human Services Passed 8 - 5 (Amended)	Passed 49 19	Health and Human Services Passed 6 - 1	Passed 22 13	Signed on February 22, 2021		Monitor
SB 4	BON	BON	revise certain provisions regarding the health professionals assistance program.	Updates definitions to reflect HPAP would no longer be jointly operated by multiple regulatory boards and clarifies that HPAP exists for licensees diagnosed with impairment or whose practice has been identified as posing a risk to the public as a result of unmanaged or undermanaged mental health or substance use related issues or disorders.	Health and Human Services Passed 12 - 0	Passed 68 1	Health and Human Services Passed 6 - 0	Passed 34 0	Signed on March 8, 2021		Monitor
SB 7	DSS	DSS	permit Medicaid to qualify as a victim for purposes of restitution in criminal cases.	Allows the state to recover restitution in a criminal case involving expenses covered by Medicaid related to the crime (Response to a Supreme Court ruling)	Health and Human Services Passed 10 - 0	Passed 67 2	Judiciary Passed 6 - 0 (Amended)	Passed 35 0	Signed on February 10, 2021		Monitor
SB 20	DOH	DOH	place certain substances on the controlled substances schedule and to declare an emergency.	Makes the annual update to the list of controlled substances based on the federal DEA list of controlled substances	Health and Human Services Passed 12 - 0	Passed 59 10	Health and Human Services Passed 7 - 0	Passed 34 0	Signed on February 17, 2021		Monitor
SB 58	BHR	BHR	remove an outdated cross-reference to the risk pool.	Updates language in the state's insurance risk pool	State Affairs Passed 12 - 0	Passed 70 0	Commerce and Energy Passed 9 - 0	Passed 34 0	Signed on February 16, 2021		Monitor
SB 87	Cammack	Blare	exempt health benefit plans sponsored by nonprofit agricultural organizations from insurance regulation.	Allows a South Dakota based agriculture group to provide insurance outside insurance regulations under certain conditions	Ag and Natural Resources Passed 11 - 1	Passed 50 16	Commerce and Energy Passed 7 - 1 (Amended)	Passed 19 15	Signed on February 18, 2021		Monitor
SB 96	GOV	GOV	revise certain provisions regarding the use of telehealth technologies.	Codifies the changes made to telehealth technologies through the pandemic executive order	Health and Human Services Passed 12 - 0	Passed 64 5	Health and Human Services Passed 7 - 0	Passed 34 0	Signed on March 9, 2021		Monitor
HB 1046	Anderson	Diedrich	limit liability for certain exposures to COVID-19.	Limits the liability of employers for COVID-19 related illnesses	State Affairs Passed 12 - 1 (Amended)	Passed 60 10 (Amended)	Judiciary Passed 5 - 0	Passed 29 3	Signed on February 17, 2021		Monitor
HB 1073	Miskimins		authorize dentists to void certain contract terms with insurers.	Allows a dentist to void an insurance contract that shares, transfers or assigns discounts to a third party without relinquishing an insurer's rights	Commerce and Energy Passed 12 - 0 (Amended)	Passed 70 0	Commerce and Energy Passed 9 - 0	Passed 33 0	Signed on March 3, 2021		Monitor
HB 1077	GOV	GOV	provide for licensure by endorsement for certain licensed professionals and occupations.	Provides for licensure by endorsement for certain healthcare professions	State Affairs Passed 13 - 0 (Amended)	Passed 67 3	Commerce and Energy Passed 8 - 0	Passed 34 1	Signed on February 23, 2021		Monitor
HB 1132	Healy	Nesiba	add dental hygienists to the list of mandatory reporters of child abuse or neglect.	Includes dental hygienists as mandatory reporters for child abuse and neglect	Judiciary Passed 10 - 0	Passed 48 18	Health and Human Services Passed 7 - 0	Passed 35 0	Signed on March 3, 2021		Monitor
DEFEATED BILLS											
SB 56	DLR	DLR	revise certain provisions regarding the abuse of health insurance.	Provides that payments not processed through insurance may count towards an insured deductible or co-share and a health care provider cannot be penalized for sharing cost information with an insured			Commerce and Energy Deferred to the 41st 7 - 2			X	Monitor

SB 71	Bolin	Deutsch	designate Juneteenth Day as a working holiday.	Makes June 19th a working holiday in the state	State Affairs Passed 13 - 0	Failed 31 - 36	State Affairs Passed 7 - 2	Passed 268 (Amended)		X	Monitor
SB 125	Nesiba	Healy	require the wearing of face coverings in the state under certain conditions and to declare an emergency	Provides for a statewide mask mandate			Health and Human Services; No Recommendation 5-2	Defeated 7-25		X	Monitor
SB 137	Novstrup	Peterson (Sue)	provide for the reimbursement of lost revenue for businesses forcibly closed by a governmental entity.	Requires the state to reimburse a business 50% of lost revenue for any period the state requires the closure of the business			Local Government; Deferred to 41st Day			X	Monitor
SB 141	Rohl	Pourier	provide for the automatic removal of certain marijuana convictions from a background check record.	Automatically removes a Class 2 misdemeanor from a person's criminal background check after 10 years of if the highest offense charged was a misdemeanor marijuana offense	Judiciary Passed 7 - 4	Failed 26 - 42	Judiciary Passed 5 - 1 (Amended)	Passed 2411		X	Monitor
SB 154	Steinhauer	Anderson	provide for the calculation of cost-sharing requirements regarding pharmacy benefits management.	Provides for a system in which patient payments follow the patient			Commerce and Energy Deferred to the 41st day Passed 5 - 2			X	Monitor
SB 170	Frye-Mueller	Weis	prohibit the conduct of certain physical examinations or screenings on students in a school district without parental consent.	Requires parental consent for any non-emergency physical examination of a student in a school setting			Education Deferred to the 41st Day Passed 6 - 1			X	Monitor
HB 1097	Pischke	Jensen (Phil)	provide for philosophical exceptions to required vaccinations.	Allows a person to refuse a vaccination on philosophical basis	Health and Human Services Deferred to the 41st Day Passed 7 - 6					X	Monitor
HB 1136	Jensen (Phil)		revise the authority of the Department of Health as it relates to counties and municipalities.	Prevents a city or county from superseding the authority of the Department of Health	Health and Human Services Deferred to the 41st Day 7 - 5					X	Monitor
HB 1141	Cwach	Nesiba	create the medical reinsurance program and to make an appropriation therefor.	Creates a state reinsurance program and appropriates \$20.3 million for the program	Commerce and Energy Deferred to the 41st Day Passed 11 - 1					X	Monitor
HB 1147	Dennett		revise the definition of bona fide practitioner-patient relationship in relation to medical cannabis.	Allows a practitioner-patient relationship to be established via electronic means for purposes of prescribing medical cannabis	Health and Human Services Failed 30 - 38					X	Monitor
HB 1159	Jensen (Phil)		prohibit interference with the right to bodily integrity in contagious disease control.	Prevents an employer, association, educational institution or other listed entity from taking certain action if an employee, student or listed person refuses a medical intervention, including a vaccination	Health and Human Services Deferred to the 41st day Passed 9 - 3					X	Monitor

HB 1163	Johnson (Chris)	Tobin	revise provisions related to physician assistants.	Allows physician assistants to practice to their full scope of practice	Health and Human Services Deferred to the 41st Day 7 - 6					X	Monitor
HB 1220	Healy	Hunhoff	authorize the provision of informed consent by a pregnant minor.	Allows a minor to consent to healthcare under certain circumstances	Health and Human Services Deferred to the 41st Day Passed 7 - 6					X	Monitor
HB 1246	Goodwin		impose a tax on the gross receipts of ambulatory surgery centers and surgical specialty hospitals, provide a penalty for a violation thereof, and to declare an emergency.	Imposes a 6% tax on the gross income of a specialty hospital	Taxation Deferred to the 41st Day					X	Monitor
HB 1247	Hansen	Curd	provide for the protection of the consciences of medical professionals.	Allows a medical provider to refuse to provide medical care based on conscience	State Affairs Passed 8 - 5 (Amended)	Failed 25 - 41				X	Monitor