

State Watch : South Dakota Bill List

Official Legislative Update

Bill #	Title	Explanation	Status	Position
SB 1	revise certain provisions of the prescription drug monitoring program.	Shortens the required timeframe for reporting prescriptions to the prescription drug monitoring program from once each week to once every 24 hours and requires integration of prescription reporting with medical records. AMENDED to require all prescribers, except veterinarians, to enroll in the prescription drug monitoring program	Passed Senate 35-0; Passed House 64-3	Monitor
SB 32	revise the General Appropriations Act for fiscal year 2017.	Adjusts the FY 17 budget bill with additions and reductions based on increased revenue and decreased expenses in various departments	Referred to Joint Committee on Appropriations; Scheduled or Hearing 3/6	Monitor
SB 49	license and regulate freestanding emergency medical care facilities.	Creates a licensure category for freestanding emergency medical care facilities to ensure they provide the same quality of care required by hospital-based emergency rooms. Necessitated by the creation of the first facility of this type.	Passed Senate 34-1; Passed House 66-0; Awaiting Governor's Signature to become law	Monitor
SB 95	add cannabidiol to the list of Schedule IV controlled substances and to exclude it from the definition of marijuana.	Removes cannabidiol from the criminal definition of marijuana and provides for the drug to be added to the controlled substance list once approved by the FDA for specific FDA-approved use AMENDED to require US Food and Drug Administration approval, too.	Passed Senate 27-7; Passed House Health & Human Services 7-3	Monitor
SB 106	enhance South Dakota	A placeholder for any topic	Passed Senate 22-13; Referred to House State Affairs; Scheduled for Hearing 3/6	Monitor

SB 124	require legislative authority for refugee actions under South Dakota law.	Requires legislative approval of any agreements with the federal government for new refugee settlements AMENDED to require agencies providing services to refugees to make an annual report to the legislature	Passed Senate 28-6; Pass House State Affairs 11-0	Monitor
SB 136	permit and regulate the practice of licensed certified professional midwives.	Establishes a Board of Certified Professional Midwives, provides for the licensure of certified professional midwives who meet requirements for licensure and allows licensees to practice within a prescribed scope of practice	Passed Senate 29-6; Referred to House 52-16; Awaiting Governor's Signature to become law	Monitor
SB 147	establish a process for periodic review of provider rates for medical assistance to the indigent and to make an appropriation therefor.	Provides a mechanism to review and increase provider rates for certain direct care providers. The initial language of the bill is placeholder language. The intent is to address rates prospectively for direct care community providers, mental health providers and nursing homes that serve large Medicaid populations to account for market and public policy factors that increase costs AMENDED to remove funding and add specific instruction on methodology for calculating rates	Passed Senate 33-0; Passed House Appropriations 7-1	Monitor
SB 175	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.	Appropriates state, federal and other spending authority necessary for the operation state government	Referred to Joint Committee on Appropriations	Monitor
HB 1077	provide for the assignment of certain benefits in dental care insurance coverage.	Allows a patient with dental insurance to assign the coverage to the dentist or dental corporation as payment for services AMENDED to limit the assignment of benefits only to dental services under certain conditions	Passed House 65-2; Passed Senate Commerce 34-0; Awaiting Governor's Signature	Monitor

HB 1183	provide and revise certain provisions regarding mental health procedures in criminal justice, to make an appropriation therefor, and to declare an emergency.	Implements the recommendations of the Chief Justice's Mental Health Task Force to address mental health issues in the judicial system AMENED to make references to Nurse Practitioners nurse consistent with practice act	Passed House 50-17; Passed Senate 32-2; Awaiting House Concurrence in Amendments	Monitor
HB 1195	revise certain provisions regarding health coverage for applied behavior analysis.	Requires insurance coverage for autism services provided by a assistant behavior analyst or a paraprofessional under the supervision of someone licensed by the Board of Medical and Osteopathic Examiners, Board of Psychologists, or Board of Social Workers as a licensed behavior analyst AMENDED to clarify education for providers of services	Passed House 57-9; Passed Senate 33-0; Awaiting Governor's Signature to become law	Monitor
SIGNED BILLS				
SB 61	update, revise, and repeal certain provisions relating to nurse practitioners and nurse midwives.	Modernizes the 1979 Nurse Practice Act by adopting national standards for the regulation of Certified Nurse Practitioners and Certified Nurse Midwives by removing the collaborative agreement requirements for certified nurse practitioners and certified nurse midwives to provide services, except for new graduates in transition to practice	Passed Senate 35-0; Passed House 62-6; Signed by the Governor - law effective July 1	Support
HB 1042	make an appropriation to reimburse certain health care professionals who have complied with the requirements of the recruitment assistance program or the rural health care facility recruitment assistance program and to declare an emergency.	Appropriates \$550,581 to reimburse 4 physicians, 1 physician's assistant, and 2 nurse practitioners who will be fulfilling their agreements for the Recruitment Assistance Program in FY 2018 and appropriates \$292,500 to reimburse 42 eligible healthcare professionals who have complied with the requirements of the Rural Healthcare Facility Recruitment Assistance Program in FY 2018. AMENDED to reduce the total requested appropriation to \$835,581.	Passed House 66-2; Passed Senate 33-0; Signed by Governor - law effective immediately	Support

SB 4	require the Board of Pharmacy to report to the Legislature regarding monitoring and use of opioids in the state.	Requires the Board of Pharmacy to make an annual report to the Legislature before the end of January with data concerning the number of opioid prescriptions in the past 3 years and updates or changes to the prescription drug monitoring program	Passed Senate 34-1; Passed House 62-6; Signed by Governor - law effective July 1st	Monitor
HB 1041	place certain substances on the controlled substance schedules and to declare an emergency.	Updates South Dakota's controlled substance statute to be consistent with federal DEA scheduling actions that have occurred since last session	Passed House 65-1; Passed Senate 35-0; Signed by Governor - law effective immediately	Monitor
HB 1049	revise certain provisions regarding good cause for voluntarily leaving employment.	Adds physician's assistants and certified nurse practitioners to the list of healthcare provider who can complete and sign an unemployment insurance medical statement AMENDED to provide an emergency clause	Passes House 67-0; Passed Senate 34-0; Signed by the Governor - law effective immediately	Monitor
HCR 1002	Urging an external audit of the Indian Health Service by an act of Congress.	Urges Indian Health Services to undergo an external audit to identify areas for improvement with financial and delivery of service processes	Passed House 68-0; Passed Senate 33-0 (Unanimously approved, but no force of law)	Monitor
HCR 1008	Urging Congress to develop a funding formula for the United States Department of Health and Human Services and the Indian Health Service that accurately reflects the true needs of various Indian Health Service regions.	Urges Congress to develop a funding formula that fully meets the needs of Indian Health Services	Adopted by House 69-0; Adopted by the Senate 34-0	Monitor
DEFEATED BILLS				
SB 2	require prescribers to access the prescription drug monitoring program database prior to issuing a prescription to certain controlled substances.	Requires a prescriber to refer to the prescription drug monitoring database before prescribing controlled substances	Tabled by Senate Health & Human Services 7-0	Monitor

SB 50	authorize the submission of an application for a state innovation waiver regarding health insurance and to declare an emergency.	Allows the Department of Labor to apply for an innovation waiver regarding health insurance under the Affordable Care Act that included provisions that includes a market that provides access to affordable care in the state. There are no immediate plans to submit a waiver if the authority is granted to the Department.	Tabled by Senate State Affairs 7-0	Monitor
SB 96	require a minimum amount of paid sick leave for employees.	Requires an employer to provide one hour of paid sick leave for every thirty-hours worked by an employee (must be an employer of 50 or more employees)	Defeated by Senate State Affairs 6-2	Monitor
SB 107	accommodate legislation on medical services.	A place holder for a health-related topics	Tabled by Senate State Affairs 7-0	Monitor
SB 144	authorize service members to carry a concealed pistol or revolver without a permit.	Allows service members to carry a concealed weapon any where, regardless of premises policies of preferences AMENDED to refer to any member of the national guard of any reserve component of the military	Passed Senate 18-16; Defeated by House Judiciary 8-4	Monitor
SB 169	impose a statewide property tax for purpose of providing funds to increase certain employee wages employed by community support providers and nursing facilities.	Imposes a property tax of 50 cents per \$1,000 of property value to establish funding for increases for certain community care providers and nursing home facilities. The proposed increase is \$5 per hour.	Defeated by Senate Taxation 4-2	Monitor
HB 1004	establish a program to assist nursing and assisted living facilities in recruiting certain health care personnel.	Allows the Department of Health to establish a recruitment program for registered nurses, practical nurses, nurse aids or medication aids who are employed by a nursing or assisted living facility	Referred to House Health & Human Services; Re-referred to Committee on Appropriations 10-1; Defeated by Committee on Appropriations 7-1	Monitor
HB 1043	revise certain provisions relating to the practice of pharmacy.	Updates the practice act for pharmacies and pharmacists and repeals outdated language at the request of the Board of Pharmacy	Tabled by House Health & Human Services 11-0	Monitor
HB 1058	empower health care consumers.	A placeholder for an insurance/provider related bill	Defeated by House Commerce & Energy 13-0	Monitor

HB 1114	accommodate legislation on medical services.	A placeholder for a health-related topic	Withdrawn at the request of the prime sponsor	Monitor
HB 1115	enhance South Dakota.	A placeholder for any topic	Tabled by House State Affairs 12-0	Monitor
HB 1146	authorize parole for inmates that require extensive or chronic medical care.	Allows the Board of Pardons and Paroles to release an inmate with extensive or chronic medical conditions	Withdrawn at the request of the prime sponsor	Monitor
HB 1148	reinstate certain provisions of the South Dakota risk pool, to make an appropriation therefor, and to declare an emergency.	Reinstates the South Dakota risk pool in anticipation of changes at the federal level with health care coverage	Tabled by Joint Committee on Appropriations 10-3	Monitor
HB 1152	establish a maximum rate of interest on debt arising out of medical services.	Caps the annual interest rate in medical services debts at 4.5%	Defeated by House Commerce & Energy 10-3	Monitor
HB 1169	repeal, revise, and enact certain standards and other provisions relating to managed health care plans if the federal Patient Protection and Affordable Care Act is repealed.	Repeals changes made to state insurance laws to comply with the managed health care requirements of the Affordable Care Act	Withdrawn at the request of the prime sponsor	Monitor
HB 1190	accommodate legislation relating to the protection of the public safety.	Placeholder bill for any topic	Withdrawn at the request of the prime sponsor	Monitor