

CHAD Bill List 2/1/2022

| Bill Number | Bill Title | Bill Summary | Analysis | Primary Sponsors | Last Action | Last Action Date | Stance |
|------------------------|--|---|--|------------------|--|------------------|--------|
| HB1008 | Provide a cause of action for certain employees that are required to receive a vaccination as a condition of employment and to declare an emergency. | Allows employees to sue employers who require vaccinations for damages in the event of an injury brought on by said vaccination | This bill is aimed at removing or limiting vaccination requirements by employers. An employee can sue an employer for injuries or illness caused by a required vaccination. The genesis of the bill is COVID-19 vaccination requirements, but the bill is written broadly to cover any vaccination that may be required for employment. Additionally, the bill makes not exception for employers who are required to require certain vaccinations under federal rule or law. | Deutsch | Scheduled for hearing | 2/2/2022 | Oppose |
| HB1179 | Provide for an inalienable right to bodily integrity. | Provide for an inalienable right to bodily integrity. | This bill would prevent any person from being required to take any medical treatment. The bill's impact would include required vaccinations (not only COVID-19) and other treatments. | Frye-mueller | First Reading House H.J. 139 | 1/27/2022 | Oppose |
| HB1211 | Prohibit the enforcement of contracts limiting competition on certain matters of conscience. | Prohibit the enforcement of contracts limiting competition on certain matters of conscience. | This bill allows an employee to void a non-compete contract if the employer holding the contract requires COVID vaccination as a term of employment. This bill applies to non-healthcare services contracts under 53-9-11. | Gosch | First read in House and referred to House State Affairs H.J. 138 | 1/27/2022 | Oppose |
| HB1212 | Prohibit certain activities related to a person's COVID-19 vaccination status and provide a penalty therefor. | Prohibit certain activities related to a person's COVID-19 vaccination status and provide a penalty therefor. | This bill prohibits any state subdivision from issuing or requiring a COVID-19 vaccine passport or requiring verification of a vaccine or recovery from COVID to gain entry to the state or engage in any activities. | Haugaard | First Reading House H.J. 139 | 1/27/2022 | Oppose |
| HB1224 | Extend unemployment insurance benefits to individuals who are unemployed because of | Extend unemployment insurance benefits to individuals who are unemployed because of their | This bill allows a person who is unemployed due to a refusal to be vaccinated to receive unemployment benefits longer. | Haugaard | First Reading House H.J. 139 | 1/27/2022 | Oppose |

| | | | | | | | |
|------------------------|---|---|---|----------|--|-----------|---------|
| HB1242 | Allow medical practice on the basis of conscience. | Allow medical practice on the basis of conscience. | This bill allows a healthcare practitioner to practice consistent with personal conscience. Under this bill, a provider at any level could decide to provide or not provide care or treatment regardless of the patient's wishes, other healthcare personnel's recommended treatment plan or state or federal law. This bill has wide ranging implications for patients. | Haugaard | Referred to House Health and Human Services H.J. 156 | 1/31/2022 | Oppose |
| HB1256 | Establish employees' exemptions from employer-imposed COVID-19 vaccine requirements. | Establish employees' exemptions from employer-imposed COVID-19 vaccine requirements. | This bill prohibits employers from requiring a COVID vaccine for an employee if the employee has a written statement from a physician, objects to the vaccine on the basis of religious, moral or ethical reasons or has a written statement attesting to a prior infection. | Odenbach | First Reading House H.J. 139 | 1/27/2022 | Oppose |
| HB1262 | Prohibit discrimination based on a person's vaccination status or possession of an immunity passport and to declare an emergency. | Prohibit discrimination based on a person's vaccination status or possession of an immunity passport and to declare an emergency. | This bill prohibits employers from requiring a vaccine or vaccine passport and prohibits requiring a vaccine or vaccine passport as a condition of doing business with a person. There are exemptions allowed for healthcare facilities to ask for vaccine status to allow for exemptions or accommodations. The exemptions may not meet the federal vaccine policies in place for Medicare and Medicaid providers. | Howard | First Reading House H.J. 139 | 1/27/2022 | Oppose |
| HB1027 | Place certain substances on the controlled substances schedule and to declare an emergency. | This is the annual update to the controlled substance list to reflect changes made to the list at the federal level in the | This is the annual update to the controlled substance list to reflect changes made to the list at the federal level in the last year. | DOH | Senate Do Pass, Passed, YEAS 34, NAYS 0. S.J. 142 | 1/31/2022 | Support |

| | | | | | | | |
|------------------------|---|---|--|------------------|--|-----------|---------|
| HB1030 | 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 \$240,339 to the Department of Health to 50 eligible healthcare professionals who have complied with the requirements of the Rural Healthcare Facility Recruitment Assistance Program | This is the annual appropriation for health care professionals who have completed their contractual obligations under the state's tuition reimbursement program. There are legislators discussing adding more slots for this program and/or adding masters prepared counselors to the program. | DOH | Referred to House Committee on Appropriations, Passed H.J. 39 | 1/19/2022 | Support |
| HB1038 | Establish an opioid trust fund and to declare an emergency. | Establishes a trust fund to remediate the effects of opioid addiction, funded through money received by the state or its subdivisions pursuant to settlements or judgments relating to opioids; direct appropriations from the general fund; any gifts, bequests, or donations; and interest attributable to investment of the money in | The money in the opioid settlement fund will be used to address opioid addiction. The request to set up the fund is being made by the Attorney General. | Attorney General | Referred to House Committee on Appropriations, Passed, YEAS 12, NAYS 0. H.J. 1 | 1/19/2022 | Support |

| | | | | | | | |
|------------------------|--|---|---|-------|--|-----------|---------|
| HB1086 | Provide for the redistribution of donated prescription drugs and medical supplies. | Creates a program to allow unused prescription drugs to be donated back to providers for redistribution | This bill creates a system by which certain drugs can be accepted for redistribution by pharmacies that meet the requirements for accepting donated prescribed drugs. This bill addresses the issue of people who wish to donate certain high-cost drugs that were not used by the person the drugs were originally prescribed to but were originally packaged in a way that allows for redistribution. This system would allow specialty drugs, such as drugs to treat cancer or Alzheimer's, to be redistributed to patients who may not otherwise have access. Additionally, drugs used in long term care facilities that are unused when a patient is transferred or dies may be made available to another patient to give greater access to necessary pharmaceuticals at a lower cost. | Tobin | Remove from Consent Calendar H.J. 168 | 2/1/2022 | Support |
| SB43 | Authorize the Board of Regents to contract for the design, renovation, and construction of an addition for a health sciences center at Black Hills State Universityâ€”Rapid City, to | Authorize the Board of Regents to contract for the design, renovation, and construction of an addition for a health sciences center at Black Hills State Universityâ€”Rapid City, to | This will allow for the expansion of healthcare programming for west river students, specifically nursing workforce development. | BOR | Referred to Joint Committee on Appropriations, Passed, YEAS 7, NAYS 0. | 1/18/2022 | Support |
| SB61 | Make an appropriation to the Board of Technical Education to support the purchase of simulation equipment for a health sciences clinical simulation center on the campus of | Make an appropriation to the Board of Technical Education to support the purchase of simulation equipment for a health sciences clinical simulation center on the campus of Southeast Technical | This will help enhance programming in the healthcare programming at STI. This will help with workforce development in healthcare fields. | BTE | Referred to Joint Committee on Appropriations, Passed, YEAS 6, NAYS 0. | 1/18/2022 | Support |

| | | | | | | | |
|------------------------|---|--|---|------------|--|-----------|----------|
| SB102 | Create the medicaid expansion fund and to provide for the receipt of monies received as a result of expanding medicaid eligibility. | Creates the fund to finance Sen. Steinhauer's legislative Medicaid Expansion effort | This bill creates a dedicated fund to receive the federal money the State would receive if Medicaid is expanded. An amendment is expected to remove the requirement that the money in the fund be treated as a special appropriation. | Steinhauer | Scheduled for hearing | 2/4/2022 | Support |
| SB186 | Expand Medicaid by the Legislature | Expands Medicaid | This bill is intended to allow the Legislature to expand Medicaid as an alternative to the ballot measure | Steinhauer | Referred to Health & Human Services | 2/2/2022 | Support |
| HB1025 | Update legal holidays in South Dakota. | Amends the law to provide that if any holiday occurs on a Sunday, it will be recognized as a legal holiday the following Monday. | This bill is brought by the Bureau of Human Resources and adds Juneteenth to the list of legal holidays in the State. A similar bill is Senate Bill 30 brought by legislators. | BHR | Senate Do Pass Amended, Passed, YEAS 23, NAYS 11. S.J. 154 | 2/1/2022 | Watching |
| HB1103 | Provide a reimbursement schedule for chiropractic, dental, and optometric services under the Medicaid program. | Provide a reimbursement schedule for chiropractic, dental, and optometric services under the Medicaid program. | This bill adds chiropractic, dental and optometric services to the required methodology review for Medicaid providers. The bill does not address the frequency of review. | Miskimins | House of Representatives Do Pass Amended, Passed, YEAS 61, | 2/1/2022 | Watching |
| HB1121 | Revise certain provisions related to advanced life support personnel. | Expands provisions to apply life support procedures and personnel to all patients rather than emergency | This bill removes the requirement for observation by the physician directing an advanced life support personnel. | Rehfeldt | Scheduled for hearing | 2/3/2022 | Watching |
| HB1122 | Require criminal background checks for emergency medical technicians and advanced | Require criminal background checks for emergency medical technicians and advanced life support personnel. | This bill establishes a requirement for criminal background checks for emergency medical technicians and advanced life support personnel. | Rehfeldt | Scheduled for hearing | 2/3/2022 | Watching |
| HB1123 | Establish licensure for rural emergency hospitals. | Changes licensure requirements to allow for small rural emergency | This bill establishes a license category for rural emergency hospitals. | Rehfeldt | Scheduled for hearing | 2/3/2022 | Watching |
| HB1267 | Allow certain medical professionals to dispense ivermectin to persons with or without a prescription. | Allow certain medical professionals to dispense ivermectin to persons with or without a prescription. | This bill allows a health professional to dispense ivermectin to a patient with or without a prior prescribing relationship with the patient. | Jensen | First read in House and referred to House Health and | 1/31/2022 | Watching |

| | | | | | | | |
|----------------------|--|---|--|-----------|---------------------------------|-----------|----------|
| SB19 | Permit certain facilities to establish reasonable restrictions related to the medical use of cannabis. | Provides protections for healthcare and treatment facilities and for employees of facilities relative to cannabis use by residents- need to check for unintended consequences of language | This bill allows a healthcare facility or accredited prevention facility to establish a policy that allows a patient/resident legally allowed to have medical cannabis to have the cannabis at the facility and to have employees of the facility address the storage of the cannabis, but puts protections in place for the staff handling the cannabis. Specifically, no civil, criminal or occupational licensing actions can be taken against an employee complying with the facility's policy. | Breitling | First Reading House H.J. 147 | 1/27/2022 | Watching |
| SB23 | Revise the definition of bona fide practitioner-patient relationship. | Changes to written certification requirements for medical cannabis | The requirements for certification, as proposed, are aimed at addressing "Doc in a Box" operations or healthcare professionals who do not see or treat the patient other than to certify for medical cannabis. These requirements will require an ongoing patient-provider relationship. | Rehfeldt | First Reading House H.J. 129 | 1/26/2022 | Watching |
| SB26 | Revise the definition of practitioner for purposes of the medical cannabis program. | changes "nurse practitioner" to include "advanced practice registered nurse" | An amendment to this bill in the Senate Health Committee changed "nurse practitioner" to "advanced practice registered nurse." The intent of the bill as amended is to allow advanced practice registered nurses to certify for medical cannabis use, as appropriate, under the medical cannabis program. The bill also allows physician assistants to certify for medical cannabis use. The bill does not require any healthcare professional to certify someone for medical cannabis use, but it does allow the option for a wider array of healthcare professionals to certify in recognition of access to care issues creating by limiting certification to only physicians. | Otten | First Reading House H.J. 129 | 1/26/2022 | Watching |

| | | | | | | | |
|-----------------------|--|---|---|----------|--|-----------|----------|
| SB53 | Make an appropriation to increase workforce housing and to declare an emergency. | Appropriates \$150,000,000 from the general fund and \$50,000,000 in federal fund expenditure authority to the Governor's Office of Economic Development (GOED) for purposes of | This is the Governor's bill aimed at addressing the workforce housing issues with a \$200 million program. | GOV | Scheduled for hearing | 2/3/2022 | Watching |
| SB58 | Make an appropriation for the construction of a new state public health laboratory and the renovation of the existing laboratory and to declare an | Make an appropriation for the construction of a new state public health laboratory and the renovation of the existing laboratory and to declare an emergency. | This bill provided authority to use federal funds to construct a new public health laboratory and make updates and renovations to the current lab in Pierre. Presumably, the new lab will be in Pierre. | BOR | Referred to Joint Committee on Appropriations, Passed, YEAS 7, NAYS 0. | 1/26/2022 | Watching |
| SB60 | Revise the General Appropriations Act for fiscal year 2022. | Corrects figures relating to the preliminary projections that estimated less revenue for FY 2021. This bill will become the vehicle for a number of one-time funding projects as the legislature finalizes the spending of federal ARPA and COVID relief funding. | This is the bill that will be used to reconcile the FY 2022 budget (current budget year) and fund a number of one-time items. Due to the amount of federal money the state is receiving for COVID and tax collections, the state is seeing a much higher revenue for FY 2022 (estimated to be at least \$166 million more than the budget has expenses for) and this will necessitate realigning expenses with revenue by making one-time expenditures. | BFM | Referred to Joint Committee on Appropriations, Passed S.J. 35 | 1/12/2022 | Watching |
| SB134 | Revise provisions related to physician assistants. | Revise provisions related to physician assistants. | This bill would allow physician assistants to practice to their full scope of training and education. | Tobin | First read in Senate and referred to | 1/27/2022 | Watching |
| SB163 | Address transparency in prescription drug pricing. | Address transparency in prescription drug pricing. | This bill clarifies provisions regarding PBMs and the enforcement of regulations regarding drug pricing. The bill is supported by the Pharmacists Association, hospitals and community health centers. | Diedrich | First read in Senate and referred to Senate Health and Human Services S.J. 129 | 1/27/2022 | Watching |