



## 2022 South Dakota Legislature

# Senate Bill 11

SENATE ENGROSSED

Introduced by: **Senators** V. J. Smith, Breitling, Duhamel, Rohl, Stalzer, and Wheeler and **Representatives** Willadsen, Bartels, Chaffee, Derby, Deutsch, Duba, Finck, Fitzgerald, Goodwin, Milstead, Ernie Otten, Perry, Rehfeldt, and Wiese at the request of the Marijuana Interim Study Committee

1 **An Act to revise provisions regarding the medical marijuana oversight committee.**

2 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF SOUTH DAKOTA:

3 **Section 1. That § 34-20G-93 be AMENDED:**

4 **34-20G-93.** The oversight committee shall meet at least two times per year for  
5 the purpose of evaluating and making recommendations to the Legislature and the  
6 department regarding:

7 (1) The ability of qualifying patients in all areas of the state to obtain timely access to  
8 high-quality medical cannabis;

9 (2) The effectiveness of the dispensaries and cultivation facilities, individually and  
10 together, in serving the needs of qualifying patients, including the provision of  
11 educational and support services by dispensaries, the reasonableness of their  
12 prices, whether they are generating any complaints or security problems, and the  
13 sufficiency of the number operating to serve the state's registered qualifying  
14 patients;

15 (3) The effectiveness of the cannabis testing facilities, including whether a sufficient  
16 number are operating;

17 (4) The sufficiency of the regulatory and security safeguards contained in this chapter  
18 and adopted by the department to ensure that access to and use of cannabis  
19 cultivated is provided only to cardholders;

20 (5) Any recommended additions or revisions to the department regulations or this  
21 chapter, including relating to security, safe handling, labeling, ~~and nomenclature,~~  
22 employment, law enforcement, medical providers, review of medical complications  
23 and side effects, and other recommendations; and

24 (6) Any research studies regarding health effects of medical cannabis for patients.

1 **Section 2.** That § 34-20G-93, as amended by section 1 of this Act, is repealed on June 30,  
2 2025.

3 **Section 3. That § 34-20G-92 be REPEALED:**

4 ~~The Executive Board of the Legislative Research Council shall appoint an oversight~~  
5 ~~committee comprised of: one member of the House of Representatives, one member of~~  
6 ~~the Senate, one Department of Criminal Investigation agent, one staff member from the~~  
7 ~~Office of the Attorney General, two representatives of law enforcement, one~~  
8 ~~representative from the department, one practitioner with experience in medical cannabis~~  
9 ~~issues, one nurse, one board member or principal officer of a cannabis testing facility, one~~  
10 ~~person with experience in policy development or implementation in the field of medical~~  
11 ~~cannabis, and three qualifying patients.~~

12 **Section 4.** That the repeal of § 34-20G-92 in section 3 of this Act is effective June 30, 2025.