

Committee: House Health and Human Services

Thursday, February 10, 2022 7:45 AM

Roll Call

Present: Rep. Aylward, Rep. Davis, Rep. Healy, Rep. Phil Jensen, Rep. Miskimins,  
Rep. Perry, Rep. Rehfeldt, Rep. St. John, Rep. Weis, Rep. Wiese,  
Rep. Deutsch, and Rep. Kevin Jensen  
Present (Remote): Rep. Keintz

OTHERS PRESENT: See Original Minutes

**The meeting was called to order by Representative Kevin Jensen**

**MOTION: TO APPROVE THE MINUTES OF TUESDAY, FEBRUARY 08<sup>TH</sup>**

Moved by: Perry  
Second by: Rehfeldt  
Action: Prevailed by voice vote

**THE CHAIR DEFERRED HB 1161 UNTIL TUESDAY, FEBRUARY 15<sup>TH</sup> 2022**

**HB 1280 : provide for an examination via telehealth for purposes of a bona fide practitioner-patient relationship under the medical cannabis program.**

Presented by: Representative Drew Dennert, District 3 (Handout(s) #1)  
Proponents: Emmett Reistroffer, Genesis Farms LLC, Sioux Falls (Handout(s) #2)  
Kyle Powers, Self, Sioux Falls  
Ned Horsted, Cannabis Industry Association of SD, Sioux Falls  
Christine Johnson, Self, Sioux Falls  
Opponents: Lynne Valenti, Department of Health (Handout(s) #3)  
Representative Fred Deutsch, District 4 (Handout(s) #4)

**MOTION: AMEND HB 1280**

1280A

On page 1, line 23, of the Introduced bill, after "condition; " delete "and"  
On page 1, line 25, of the Introduced bill, after "examinations;" insert " and  
(d) The practitioner is licensed and has the authority to prescribe drugs to humans in this state. In relation to a nonresident cardholder, the practitioner must be licensed and must have the authority to prescribe drugs to humans in the state of the patient's residence;"

Moved by: Perry  
Second by: Rehfeldt  
Action: Prevailed by roll call vote (11-1-1-0)

Voting Yes: Aylward, Davis, Healy, Phil Jensen, Keintz, Miskimins, Perry, Rehfeldt, Weis, Wiese, and Kevin Jensen

Voting No: Deutsch

Excused: St. John

**MOTION: DEFER HB 1280 TO THE 41<sup>ST</sup> LEGISLATIVE DAY**

Moved by: Deutsch  
Second by: Wiese  
Action: Failed by Majority Members Elect (6-7-0-0)

Voting Yes: Davis, Miskimins, Weis, Wiese, Deutsch, and Kevin Jensen

Voting No: Aylward, Healy, Phil Jensen, Keintz, Perry, Rehfeldt, and St. John

**MOTION: WITHOUT RECOMMENDATION HB 1280 AS AMENDED**

Moved by: Perry  
Second by: Healy  
Action: Prevailed by Majority Members Elect (8-5-0-0)

Voting Yes: Aylward, Healy, Phil Jensen, Keintz, Perry, Rehfeldt, St. John, and Weis

Voting No: Davis, Miskimins, Wiese, Deutsch, and Kevin Jensen

**HB 1267 : allow certain medical professionals to dispense ivermectin to persons with or without a prescription.**

Presented by: Representative Phil Jensen, District 33 (Handout(s) #5,6)

Proponents: Kevin Hunter, Self, Rapid City  
Stephanie Hunter, Self, Rapid City  
Linda Montgomery, Self, Fairview (Handout(s) #7)  
Carla Schanzenbach, self, Rapid City

Opponents: Justin Bell, South Dakota State Medical Association, Sioux Falls  
Tim Rave, South Dakota Association of Healthcare Organizations, Sioux Falls  
Dan Heinemann, SD Academy of Family Physicians, Canton  
Mitchell Rave, Sanford Health, Sioux Falls

**MOTION: AMEND HB 1267**

1267A

On page 1, line 5, of the Introduced bill, delete "dispense " and insert "prescribe "  
On page 1, line 6, of the Introduced bill, after "person" delete " with or without a prior prescription"

Moved by: Deutsch  
Second by: Rehfeldt  
Action: Failed by roll call vote (6-7-0-0)

Voting Yes: Davis, Healy, Keintz, Miskimins, Rehfeldt, and Deutsch

Voting No: Aylward, Phil Jensen, Perry, St. John, Weis, Wiese, and Kevin Jensen

**MOTION: DEFER HB 1267 TO THE 41<sup>ST</sup> LEGISLATIVE DAY**

Moved by: Rehfeldt  
Second by: Miskimins  
Action: Was not acted on.

**MOTION:    SUBSTITUTE MOTION:    DO PASS HB 1267**

Moved by:    Phil Jensen  
Second by:    Weis  
Action:        Prevailed by Majority Members Elect (7-6-0-0)

Voting Yes:    Aylward, Phil Jensen, St. John, Weis, Wiese, Deutsch, and Kevin Jensen

Voting No:     Davis, Healy, Keintz, Miskimins, Perry, and Rehfeldt

**HB 1133 :    provide that the cost of a home study required for an adoption is the responsibility of the Department of Social Services.**

Presented by: Representative Jess Olson, District 34  
Proponents:    Jim Kinyon, Self, Rapid City  
                      Dale Allen Bartscher, South Dakota Right to Life, Rapid City  
                      Jennifer Stalley, Children's Home Society, Sioux Falls  
                      Lisa Gennaro, Concerned Woman For America, Alexandria, VA  
                      Debbie Pease, Family Heritage Alliance Action, Rapid City

**MOTION:    AMEND HB 1133**

1133A

On page 1, line 8, of the Introduced bill, remove the overstrikes from "Any person who submitted home studies under this section or under § 26-4-15 prior to July 1, 1990, may continue to submit home study reports without meeting the above requirements."

Moved by:     Perry  
Second by:    Rehfeldt  
Action:        Prevailed by roll call vote (13-0-0-0)

Voting Yes:    Aylward, Davis, Healy, Phil Jensen, Keintz, Miskimins, Perry, Rehfeldt, St. John, Weis, Wiese, Deutsch, and Kevin Jensen

**MOTION:    DO PASS HB 1133 AS AMENDED**

Moved by:     Rehfeldt  
Second by:    Davis  
Action:        Was not acted on.

**MOTION:    SUBSTITUTE MOTION:    DEFER HB 1133 UNTIL THURSDAY, FEBRUARY 17<sup>TH</sup>, 2022**

Moved by:     Healy  
Second by:    Rehfeldt  
Action:        Prevailed by roll call vote (13-0-0-0)

Voting Yes:    Aylward, Davis, Healy, Phil Jensen, Keintz, Miskimins, Perry, Rehfeldt, St. John, Weis, Wiese, Deutsch, and Kevin Jensen

**THE CHAIR DEFERRED HB 1283 AND 1242**

**MOTION: ADJOURN**

Moved by: Perry  
Second by: Aylward  
Action: Prevailed by roll call vote (13-0-0-0)

Voting Yes: Aylward, Davis, Healy, Phil Jensen, Keintz, Miskimins, Perry, Rehfeldt, St. John, Weis, Wiese, Deutsch, and Kevin Jensen

Pam Kean, Committee Secretary

\_\_\_\_\_  
/s/ KEVIN D. JENSEN  
Kevin D. Jensen, Chair