

Committee: Senate Health and Human Services

Monday, February 28, 2022 10:00 AM

Roll Call

Present: Sen. Bolin, Sen. Curd, Sen. Foster, Sen. Rusch, Sen. V. J. Smith, Sen. Tobin, and Sen. Steinhauer

OTHERS PRESENT: See Original Minutes

**The meeting was called to order by Senator Tobin**

**MOTION: TO APPROVE THE MINUTES OF FRIDAY, FEBRUARY 25<sup>TH</sup>**

Moved by: V. J. Smith  
Second by: Rusch  
Action: Prevailed by voice vote

**MOTION: RECONSIDER HB 1004**

Moved by: Rusch  
Second by: V. J. Smith  
Action: Failed by Majority Members Elect (3-3-0-0)

Voting Yes: Foster, Rusch, and V. J. Smith

Voting No: Bolin, Curd, and Tobin

**THE CHAIR DEFERRED HB 1136 UNTIL WEDNESDAY, MARCH 02<sup>ND</sup> 2022**

**HB 1318 : prohibit medical abortion by telemedicine and to increase the penalty for the unlicensed practice of medicine when performing a medical abortion.**

Presented by: Mark Miller, Governor's Office

Proponents: Dale Allen Bartscher, South Dakota Right to Life, Rapid City  
Norman Woods, Family Heritage Alliance Action, Rapid City  
Lisa Gennaro, Concerned Women for America, Keystone

Opponents: Candi Brings Plenty, ACLU, Sioux Falls

**MOTION: DO PASS HB 1318**

Moved by: Steinhauer  
Second by: Bolin  
Action: Prevailed by Majority Members Elect (6-1-0-0)

Voting Yes: Bolin, Curd, Rusch, V. J. Smith, Tobin, and Steinhauer

Voting No: Foster

**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: Jennifer Stalley, Children's Home Society, Sioux Falls

Senator Marsha Symens, District 25  
Dale Allen Bartscher, South Dakota Right to Life, Rapid City  
Norman Woods, Family Heritage Alliance Action, Rapid City  
Lisa Gennaro, Concerned Women for America, Keystone  
Opponents: Brandy Miesner, Bureau of Finance and Management

**MOTION: DO PASS HB 1133**

Moved by: Steinhauer  
Second by: V. J. Smith  
Action: Prevailed by Majority Members Elect (7-0-0-0)

Voting Yes: Bolin, Curd, Foster, Rusch, V. J. Smith, Tobin, and Steinhauer

**HB 1161 : create a registration requirement for sober living homes.**

Presented by: Representative Jess Olson, District 34  
Proponents: Sam Nelson, South Dakota Municipal League  
Opponents: Laura Ringling, Department of Social Services  
Le Ann Wasmoen, self, Redfield  
Matt Walz, self, Sioux Falls

**MOTION: DEFER HB 1161 TO THE 41<sup>ST</sup> LEGISLATIVE DAY**

Moved by: Rusch  
Second by: Bolin  
Action: Prevailed by Majority Members Elect (4-3-0-0)

Voting Yes: Bolin, Foster, Rusch, and Steinhauer

Voting No: Curd, V. J. Smith, and Tobin

**HB 1223 : authorize the provision of informed consent by a pregnant minor.**

Presented by: Representative Erin Healy, District 14  
Proponents: Deb Fischer-Clemens, Avera Health, Sioux Falls  
Mitchell Rave, Sanford Health, Sioux Falls  
Lindsey Riter-Rapp, South Dakota Section of the American College of  
Obstetricians and Gynecologists, Rapid City  
Justin Bell, South Dakota State Medical Association, Sioux Falls  
Paul Knecht, South Dakota Dental Association, Pierre  
Hannah Sammons, self, Sioux Falls  
Opponents: Norman Woods, Family Heritage Alliance Action, Rapid City (Handout(s) #1)

**MOTION: DO PASS HB 1223**

Moved by: Tobin  
Second by: Foster  
Action: Prevailed by Majority Members Elect (7-0-0-0)

Voting Yes: Bolin, Curd, Foster, Rusch, V. J. Smith, Tobin, and Steinhauer

**HB 1208 : prohibit chemical abortion drugs and to provide a penalty therefor.**

Presented by: Representative Steven Haugaard, District 10

Opponents: Justin Bell, South Dakota State Medical Association, Sioux Falls (Handout(s) #2)  
Lisa Rahja, self, Sioux Falls  
Amy Kelley, MD., self, Sioux Falls  
Candi Brings Plenty, ACLU, Sioux Falls

**MOTION: DEFER HB 1208 TO THE 41<sup>ST</sup> LEGISLATIVE DAY**

Moved by: Tobin  
Second by: Foster  
Action: Prevailed by Majority Members Elect (7-0-0-0)

Voting Yes: Bolin, Curd, Foster, Rusch, V. J. Smith, Tobin, and Steinhauer

Recess until 15 minutes after Senate Adjourns for the day.

**HB 1228 : expand the ability for patients to seek investigational drugs, biological products, or devices.**

Presented by: Representative Steven Haugaard, District 10

Opponents: Mitchell Rave, Sanford Health, Sioux Falls

**MOTION: DO PASS HB 1228**

Moved by: Curd  
Second by: Bolin  
Action: Failed by Majority Members Elect (3-2-2-0)

Voting Yes: Bolin, Curd, and Steinhauer

Voting No: Rusch and Tobin

Excused: Foster and V. J. Smith

**MOTION: DEFER HB 1228 TO THE 41<sup>ST</sup> LEGISLATIVE DAY**

Moved by: Tobin  
Second by: Rusch  
Action: Failed by Majority Members Elect (2-3-2-0)

Voting Yes: Rusch and Tobin

Voting No: Bolin, Curd, and Steinhauer

Excused: Foster and V. J. Smith

**THE CHAIR DEFERRED HB 1228 UNTIL WEDNESDAY MARCH 2ND 2022**

**MOTION: ADJOURN**

Moved by: Rusch  
Second by: Bolin  
Action: Prevailed by voice vote

Doug Mortenson, Committee Secretary

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/s/ WAYNE H. STEINHAUER  
Wayne H. Steinhauer, Chair