

Committee: House Commerce and Energy

Monday, January 23, 2023 10:00 AM

Roll Call

Present: Rep. Arlint, Rep. Bahmuller, Rep. Callies, Rep. Donnell, Rep. Duffy, Rep. Krohmer, Rep. Mulally, Rep. Nelson, Rep. Pinnow, Rep. Schneider, Rep. Shorma, Rep. Perry, and Rep. Weisgram

OTHERS PRESENT: See Original Minutes

The meeting was called to order by Representative Weisgram

MOTION: TO APPROVE THE MINUTES OF FRIDAY, JANUARY 20TH

Moved by: Pinnow
Second by: Schneider
Action: Prevailed by voice vote

HB 1087 : prohibit restrictive employment contracts involving mental health professionals and counselors.

Presented by: Representative Fred Deutsch

Proponents: Senator Erin Tobin
Rachel Oglesby, Governor's Office
Doug Abraham, South Dakota Association of Specialty Care Providers, Rapid City
Jenny Larson, self, Mobridge
Jill Janecke, self, Pierre
Samuel J. Nelson, South Dakota Association of Nurse Anesthetists, Sioux Falls
Sunny Lester, self, Mina

Opponents: Tim Rave, South Dakota Association of Healthcare Organizations, Sioux Falls
Mitchell Rave, Sanford Health, Sioux Falls
Deb Fischer-Clemens, Avera Health, Sioux Falls

MOTION: AMEND HB 1087

1087A

On page 1, line 1, of the Introduced bill, after "prohibit " insert "certain "

On page 1, line 1, of the Introduced bill, after "contracts " delete "involving mental health professionals and counselors"

On page 2, line 16, of the Introduced bill, after "36-4A;

(3)" insert "A respiratory care practitioner licensed in accordance with chapter 36-4C;

(4) "

On page 2, line 17, of the Introduced bill, delete "(4)" and insert "(5)"

On page 2, line 18, of the Introduced bill, delete "(5)" and insert "(6)"

On page 2, line 20, of the Introduced bill, delete "(6)" and insert "(7)"

On page 2, line 21, of the Introduced bill, delete "(7)" and insert "(8)"

On page 2, line 22, of the Introduced bill, delete "(8)" and insert "(9)"

On page 2, line 22, of the Introduced bill, after "-9-4;

(8)" insert "A physical therapist licensed in accordance with chapter 36-10;

(10) "

On page 2, line 23, of the Introduced bill, delete "(9)" and insert "(11)An athletic trainer licensed in accordance with chapter 36-29;

(12) An occupational therapist licensed in accordance with chapter 36-31;

(13) "

On page 2, line 24, of the Introduced bill, delete "(10)" and insert "(14)"

On page 2, line 25, of the Introduced bill, delete "(11)" and insert "(15)"

On page 2, line 25, of the Introduced bill, after "36-33; " delete "and"

On page 2, line 26, of the Introduced bill, delete "(12)" and insert "(16)"

On page 2, line 27, of the Introduced bill, after "36-34" insert "; and

(17) A speech language pathologist licensed in accordance with chapter 36-37"

Moved by: Krohmer

Second by: Mulally

Action: Prevailed by voice vote

MOTION: DO PASS HB 1087 AS AMENDED

Moved by: Pinnow

Second by: Callies

Action: Prevailed by Majority Members Elect (12-1-0-0)

Voting Yes: Arlint, Bahmuller, Callies, Donnell, Krohmer, Mulally, Nelson, Pinnow, Schneider, Shorma, Perry, and Weisgram

Voting No: Duffy

HB 1088 : update requirements for an insurance company seeking to do business in this state.

Presented by: Representative Amber Arlint

Proponents: Larry Deiter, Department of Labor and Regulation

Doug Abraham, American Property Casualty Insurance Association, Chicago, IL

Randy Moses, Independent Insurance Agents of South Dakota, Fort Pierre

MOTION: AMEND HB 1088

1088A

On page 1, line 6, of the Introduced bill, remove the overstrikes from " has fully complied with the following requirements, in addition to such other requirements as may be specifically provided"

On page 1, line 8, of the Introduced bill, remove the overstrikes from "Such company shall have had"

On page 1, line 8, of the Introduced bill, after "had" delete "Has"

On page 1, line 9, of the Introduced bill, remove the overstrikes from "and"

On page 1, line 10, of the Introduced bill, remove the overstrikes from "Shall have been"

On page 1, line 10, of the Introduced bill, after "been" delete "Is"

On page 1, line 12, of the Introduced bill, remove the overstrikes from "Shall fully satisfy"

On page 1, line 12, of the Introduced bill, after "satisfy" delete "Fully satisfies"

Moved by: Schneider

Second by: Callies

Action: Prevailed by voice vote

MOTION: DO PASS HB 1088 AS AMENDED

Moved by: Shorma

Second by: Krohmer

Action: Prevailed by Majority Members Elect (13-0-0-0)

Voting Yes: Arlint, Bahmuller, Callies, Donnell, Duffy, Krohmer, Mulally, Nelson, Pinnow, Schneider, Shorma, Perry, and Weisgram

HAVING PASSED UNANIMOUSLY, THE CHAIR CERTIFIED HB 1088 AS UNCONTESTED AND AS SUCH BE PLACED ON THE CONSENT CALENDAR.

SB 22 : streamline examination reports.

Proponents: Larry Deiter, Department of Labor and Regulation
Darla Pollman Rogers, Wellmark Blue Cross and Blue Shield, Des Moines, IA
Randy Moses, Independent Insurance Agents of South Dakota, Fort Pierre
Deb Fischer-Clemens, Avera Health, Sioux Falls

MOTION: DO PASS SB 22

Moved by: Nelson
Second by: Arlint
Action: Prevailed by Majority Members Elect (12-0-1-0)

Voting Yes: Arlint, Bahmuller, Callies, Donnell, Duffy, Krohmer, Nelson, Pinnow, Schneider, Shorma, Perry, and Weisgram

Excused: Mulally

SB 43 : revise certain provisions regarding money transmission.

Proponents: Bret Afdahl, Department of Labor and Regulation

MOTION: DO PASS SB 43

Moved by: Perry
Second by: Shorma
Action: Prevailed by Majority Members Elect (12-1-0-0)

Voting Yes: Arlint, Bahmuller, Callies, Donnell, Duffy, Krohmer, Nelson, Pinnow, Schneider, Shorma, Perry, and Weisgram

Voting No: Mulally

MOTION: ADJOURN

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

Jean Denton, Committee Secretary

/s/ MIKE WEISGRAM
Mike Weisgram, Chair