

2023 South Dakota Legislature

Senate Bill 198**AMENDMENT 198B
FOR THE INTRODUCED BILL**

1 **An Act to allow medical cannabis establishments to maintain certain cardholder data**
2 **and to declare an emergency.**

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

4 **Section 1. That § 34-20G-89 be AMENDED:**

5 **34-20G-89.** ~~Any~~ Except as otherwise provided in this section, information kept or
6 maintained by a medical cannabis establishment may ~~only~~ identify a cardholder only by
7 registry identification number and may not contain names or other ~~personal identifying~~
8 personally identifiable information.

9 A cardholder may, in writing, authorize an establishment to maintain the
10 cardholder's name and other personally identifiable information, for ~~any specific purpose~~
11 ~~or for all purposes the limited purpose of receiving direct communication regarding the~~
12 cardholder's:

13 (1) Individual medical needs; or

14 (2) Use of a specific product.

15 **Section 2.** Whereas, this Act is necessary for the immediate preservation of the public peace,
16 health, or safety, an emergency is hereby declared to exist, and this Act shall be in full force
17 and effect from and after its passage and approval.