



2023 South Dakota Legislature

Senate Bill 198

SENATE ENGROSSED

Introduced by: **Senator Davis**

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~~
 8 ~~identifying~~ 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 the limited purpose
 11 of receiving direct communication regarding the cardholder's:

12 (1) Individual medical needs; or

13 (2) Use of a specific product.

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