

Committee: House Health and Human Services

Tuesday, February 14, 2023 7:45 AM

Roll Call

Present: Rep. Cammack, Rep. Deutsch, Rep. Donnell, Rep. Healy, Rep. Heermann, Rep. Kull, Rep. Moore, Rep. Mulder, Rep. Nelson, Rep. Schaeffbauer, Rep. Weisgram, Rep. Rehfeldt, and Rep. Kevin Jensen

OTHERS PRESENT: See Original Minutes

The meeting was called to order by Representative Kevin Jensen

MOTION: TO APPROVE THE MINUTES OF THURSDAY, FEBRUARY 09TH

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

THE CHAIR DEFERRED SB 87 UNTIL TUESDAY, FEBRUARY 28TH 2023

HB 1183 : authorize the state's participation in the interstate compact on occupational therapy licensure.

Presented by: Representative Linda K. Duba
Proponents: Whitney Lucas Mopitor, Occupational Therapist, self, Sioux Falls
Nicole Fluth, Occupational Therapist, self, Sioux Falls
Mitchell Rave, Sanford Health, Sioux Falls
Deb Fischer-Clemens, Avera Health, Sioux Falls
Dan Logsdon, The Council of State Governments, self, Kentucky
Meghan Pudeler, American Occupational Therapy Association, self, Washington D.C.

MOTION: DO PASS HB 1183

Moved by: Mulder
Second by: Cammack
Action: Prevailed by Majority Members Elect (13-0-0-0)

Voting Yes: Cammack, Deutsch, Donnell, Healy, Heermann, Kull, Moore, Mulder, Nelson, Schaeffbauer, Weisgram, Rehfeldt, and Kevin Jensen

HB 1161 : provide staffing ratios for day care providers.

Presented by: Representative Jon Hansen

MOTION: TO TABLE HB 1161

Moved by: Mulder
Second by: Rehfeldt
Action: Prevailed by Majority Members Elect (13-0-0-0)

Voting Yes: Cammack, Deutsch, Donnell, Healy, Heermann, Kull, Moore, Mulder, Nelson, Schaeffbauer, Weisgram, Rehfeldt, and Kevin Jensen

HB 1235 : provide a conscience exemption from a COVID-19 vaccination.

Presented by: Representative Jon Hansen (Handout(s) #1)

Proponents: Representative Scott Odenbach
Anika Schoonhoven, self, Pierre
Sonja VanErdewyk, self, Mitchell
Dr. Theresa Long, self, Alabama
Dr. Brian Procter, self, Texas
Dr. Ben Marble, self, Florida
Dr. Byran Ardis, self, Tennessee

Opponents: Justin G. Smith, Sioux Falls Area Chamber of Commerce, Sioux Falls
Justin G. Smith, Wellmark of South Dakota, Inc., Des Moines, IA
Doug Abraham, South Dakota Association of Specialty Care Providers, Rapid City
Doug Abraham, South Dakota Retailers Association, Pierre
David Owen, South Dakota Chamber of Commerce & Industry, Pierre
Brett Hoffman, South Dakota Health Care Association, Sioux Falls
Justin Bell, South Dakota State Medical Association, Sioux Falls
Mitchell Rave, Sanford Health, Sioux Falls
Deb Fischer-Clemens, Avera Health, Sioux Falls
Tim Rave, South Dakota Association of Healthcare Organizations, Sioux Falls
Daniel J. Heinemann, South Dakota Academy of Family Physicians, Watertown

MOTION: AMEND HB 1235

1235B

On page 2, line 8, of the Introduced bill, delete "A health care facility, as defined in chapter 34-12, is exempt from this Act if compliance would result in a violation of regulations" and insert " A person's right to decline the receipt of a COVID-19 vaccination on the basis of conscience, as set forth in this Act, is not applicable if, by complying with this Act, the public or private entity requiring or mandating the vaccination would be:

- (1) Violating a specific regulation that is promulgated by the Centers for Medicare and Medicaid Services or the Centers for Disease Control and Prevention; or
- (2) Violating a specific provision of a guidance document "

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

MOTION: DO PASS HB 1235 AS AMENDED

Moved by: Deutsch
Second by: Donnell
Action: Prevailed by Majority Members Elect (7-6-0-0)

Voting Yes: Deutsch, Donnell, Heermann, Moore, Mulder, Schaeffbauer, and Kevin Jensen

Voting No: Cammack, Healy, Kull, Nelson, Weisgram, and Rehfeldt

MOTION: ADJOURN

Moved by: Rehfeldt

Second by: Healy
Action: Prevailed by voice vote

Pam Kean, Committee Secretary

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