

Committee: House Health and Human Services

Thursday, February 15, 2024 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. Jensen (Kevin)

OTHERS PRESENT: See Original Minutes

**The meeting was called to order by Representative Rehfeldt**

**MOTION: TO APPROVE THE MINUTES OF TUESDAY, FEBRUARY 13<sup>TH</sup>**

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

**SB 10 : require that a notification of medical cannabis certification be provided to a patient's primary or referring practitioner.**

Presented by: Representative Roger DeGroot  
Others: Melissa Magstadt, Department of Health

**MOTION: AMEND SB 10**

10A

On page 1, line 5, of the Introduced bill, after "practitioner" delete ", who"  
On page 1, line 5, of the Introduced bill, delete "is not" and insert " and if the practitioner is neither"  
On page 1, line 6, of the Introduced bill, after "provider" insert " nor a specialty provider caring for the patient's debilitating medical condition"

Moved by: Donnell  
Second by: Nelson  
Action: Prevailed by voice vote

**MOTION: DO PASS SB 10 AS AMENDED**

Moved by: Mulder  
Second by: Cammack  
Action: Prevailed by Majority Members Elect (7-4-2-0)

Voting Yes: Cammack, Donnell, Heermann, Kull, Mulder, Weisgram, and Rehfeldt

Voting No: Healy, Moore, Nelson, and Schaeffbauer

Excused: Deutsch and Jensen (Kevin)

**SB 11 : prohibit a practitioner from referring a patient to a medical cannabis clinic with which the practitioner or an immediate family member has a financial relationship and to provide a penalty therefor.**

Presented by: Representative Roger DeGroot

**MOTION: DO PASS SB 11**

Moved by: Mulder  
Second by: Kull  
Action: Prevailed by Majority Members Elect (12-0-1-0)

Voting Yes: Cammack, Donnell, Healy, Heermann, Kull, Moore, Mulder, Nelson, Schaeftbauer, Weisgram, Rehfeldt, and Jensen (Kevin)

Excused: Deutsch

**HAVING PASSED UNANIMOUSLY, THE CHAIR CERTIFIED SB 11 AS UNCONTESTED AND AS SUCH BE PLACED ON THE CONSENT CALENDAR.**

**SB 42 : modify provisions related to medical cannabis.**

Presented by: Lynne Valenti, Department of Health (Handout(s) #1)  
Proponents: Justin Bell, South Dakota State Medical Association, Sioux Falls  
Jeremiah M. Murphy, Cannabis Industry Association of SD, Sioux Falls

**MOTION: DO PASS SB 42**

Moved by: Kull  
Second by: Donnell  
Action: Prevailed by Majority Members Elect (10-2-1-0)

Voting Yes: Cammack, Donnell, Heermann, Kull, Moore, Mulder, Schaeftbauer, Weisgram, Rehfeldt, and Jensen (Kevin)

Voting No: Healy and Nelson

Excused: Deutsch

**SB 43 : establish procedures for the imposition of fines and probation against medical cannabis establishments, increase the allowable fee for a medical cannabis establishment registration certificate, and direct the Department of Health to promulgate rules to increase the fee for a registration certificate.**

Presented by: Lynne Valenti, Department of Health (Handout(s) #2,3)  
Proponents: Justin Bell, South Dakota State Medical Association, Sioux Falls  
Opponents: Rob Krostad, self, Ft. Pierre  
Jeremiah M. Murphy, Cannabis Industry Association of SD, Sioux Falls (Handout(s) #4)

**MOTION: AMEND SB 43**

43B

On page 4, line 17, of the Senate Engrossed bill, delete " fourteen" and insert " ten"

Moved by: Cammack  
Second by: Jensen (Kevin)  
Action: Prevailed by voice vote

**MOTION: DO PASS SB 43 AS AMENDED**

Moved by: Jensen (Kevin)

Second by: Donnell

Action: Prevailed by Majority Members Elect (10-2-1-0)

Voting Yes: Cammack, Deutsch, Donnell, Heermann, Kull, Moore, Schaeffbauer, Weisgram, Rehfeldt, and Jensen (Kevin)

Voting No: Healy and Nelson

Excused: Mulder

**MOTION: ADJOURN**

Moved by: Jensen (Kevin)

Second by: Deutsch

Action: Prevailed by voice vote

Pam Kean, Committee Secretary

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/s/ TAYLOR REHFELDT  
Taylor Rehfeldt, Vice-Chair