



2024 South Dakota Legislature  
**Senate Bill 191**  
**ENROLLED**

AN ACT

**ENTITLED An Act to restrict the use of medical cannabis for individuals on probation or conditional release.**

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

**Section 1. That a NEW SECTION be added to chapter 34-20G:**

In order for an individual who is serving a probationary sentence under the supervision of the Unified Judicial System or who is on conditional release or parole from a state correctional facility under the legal custody of the Department of Corrections to utilize medical cannabis, the individual's practitioner must attest that the use of medical cannabis is:

- (1) Consistent with the medical standard of care for the treatment of the individual's documented debilitating medical condition and any symptoms associated with the debilitating medical condition;
- (2) Reasonable in light of the practitioner's observation and the individual's physical examination, diagnostic test results, medical history, and reported symptoms; and
- (3) Reasonable in light of the risks and benefits of medical cannabis as compared to the risks and benefits of other treatment options for the individual's debilitating medical condition and any symptoms associated with the debilitating medical condition.

An Act to restrict the use of medical cannabis for individuals on probation or conditional release.

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\_\_\_\_\_

I certify that the attached Act originated in the:

Received at this Executive Office this \_\_\_\_ day of \_\_\_\_\_,

Senate as Bill No. 191

2024 at \_\_\_\_\_ M.

\_\_\_\_\_  
Secretary of the Senate

By \_\_\_\_\_  
for the Governor

\_\_\_\_\_  
President of the Senate

The attached Act is hereby approved this \_\_\_\_\_ day of \_\_\_\_\_, A.D., 2024

Attest:

\_\_\_\_\_  
Secretary of the Senate

\_\_\_\_\_  
Governor

**STATE OF SOUTH DAKOTA,**

ss.

Office of the Secretary of State

\_\_\_\_\_  
Speaker of the House

Attest:

Filed \_\_\_\_\_, 2024  
at \_\_\_\_\_ o'clock \_\_ M.

\_\_\_\_\_  
Chief Clerk

\_\_\_\_\_  
Secretary of State

Senate Bill No. 191  
File No. \_\_\_\_\_  
Chapter No. \_\_\_\_\_

By \_\_\_\_\_  
Asst. Secretary of State