

Minutes: Senate Health and Human Services

Wednesday, February 19, 2025 7:45 AM

Roll Call

Present: Sen. Grove, Sen. Perry, Sen. Reed, Sen. Smith, Sen. Voight, Sen. Davis, and Sen. Jensen (Kevin)

The meeting was called to order by Senator Jensen (Kevin)

MOTION: TO APPROVE THE MINUTES OF WEDNESDAY, FEBRUARY 12TH

Moved by: Reed
Second by: Voight
Action: Prevailed by voice vote

SB 158 : address preauthorization requirements for certain health care services and utilization review requirements for certain health benefit plans.

Presented by: Senator Sydney Davis

Proponents: Doug Abraham, South Dakota Association of Specialty Care Providers, Rapid City
Blake Curd, MD, Self, Sioux Falls, SD
Justin Bell, South Dakota State Medical Association, Sioux Falls
Deb Mortenson, South Dakota Academy of Physician Assistants, Pierre
Deb Mortenson, South Dakota Optometric Society, Rapid City
Deb Mortenson, South Dakota Chiropractors Association, Rapid City
Roger A. Tellinghuisen, Rapid City Medical Center, Rapid City
Opponents: Melissa Klemann, Wellmark Blue Cross and Blue Shield, Des Moines, IA
Matthew Stanley, Wellmark Blue Cross and Blue Shield, Des Moines
Jill Kruger, Department of Labor and Regulation
Dylan Wheeler, Sanford Health, SIOUX FALLS
Darla Pollman Rogers, America's Health Insurance Plans, Washington, D.C.
Darla Pollman Rogers, NAIFA, Rapid City
Richard Tieszen, Pharmaceutical Care Management Association, Washington, D.C.
Blake Severyn, Independent Insurance Agents of South Dakota, Fort Pierre

MOTION: DEFER SB 158 TO THE 41ST LEGISLATIVE DAY

Moved by: Reed
Second by: Perry
Action: Was not acted on.

MOTION: SUBSTITUTE MOTION: DO PASS SB 158

Moved by: Davis
Second by: Grove
Action: Failed by Majority Members Elect (3-4-0-0)

Voting Yes: Grove, Voight, and Davis

Voting No: Perry, Reed, Smith, and Jensen (Kevin)

Revert to previous motion**MOTION: DEFER SB 158 TO THE 41ST LEGISLATIVE DAY**

Moved by: Reed
 Second by: Perry
 Action: Prevailed by Majority Members Elect (4-3-0-0)

Voting Yes: Perry, Reed, Smith, and Jensen (Kevin)

Voting No: Grove, Voight, and Davis

SB 154 : prohibit pharmaceutical manufacturers and wholesale drug distributors from interfering in contracts between 340B entities and pharmacies and to provide a penalty therefor.

Presented by: Senator Tim Reed

Proponents: Ally Brandner, Sanford Health, Sioux Falls
 John Ayout, Mobridge Regional Hospital, Self, Mobridge, SD
 Tim Rave, South Dakota Association of Healthcare Organizations, Sioux Falls
 (Handout(s) 1, 2)
 Dillan Kjersnol, Dakota Country Pharmacy, Self, Phillip, SD
 Alan Solano, Monument Health, Rapid City
 Craig Matson, South Dakota Pharmacists Association, Pierre
 Jim Hardwick, Rural Health Care Pharmacy, Self, Pierre, SD
 Kim Malsam-Rysdon, Avera Health, Sioux Falls
 Samuel J. Nelson, Hy-Vee, Inc., West Des Moines, IA
 Opponents: Jessica Lynch, Pharmaceutical Research and Manufacturers of America,
 Washington, D.C. (Handout(s) 3,4,5)
 Don Haggard, Americans For Prosperity, Ballston, VA
 Justin G. Smith, Amgen, Washington, D.C.
 Others: Corey Brown, Sanford Health, SIOUX FALLS

MOTION: AMEND SB 154

154A

On page 1, line 1, of the Introduced bill, after "manufacturers " delete "and wholesale drug distributors"

On page 5, line 8, of the Introduced bill, after "2025);" insert " and"

On page 5, line 10, of the Introduced bill, after "2025)" delete "; and"

On page 5, line 11, of the Introduced bill, after "and" delete "(6) "Wholesale distributor," the same as set forth in § 36-11A-25"

On page 5, line 13, of the Introduced bill, delete "Neither a" and insert a latin capital letter a

On page 5, line 13, of the Introduced bill, after "manufacturer " delete "nor a wholesale distributor"

On page 5, line 13, of the Introduced bill, after "may" insert " not"

On page 5, line 17, of the Introduced bill, after "manufacturer " delete "or a wholesale"

On page 5, line 18, of the Introduced bill, after "wholesale " delete "distributor "

On page 5, line 19, of the Introduced bill, after "manufacturer " delete "or a wholesale"

On page 5, line 20, of the Introduced bill, after "wholesale " delete "distributor "

On page 5, line 23, of the Introduced bill, delete "Neither a" and insert a latin capital letter a

On page 5, line 23, of the Introduced bill, after "manufacturer" delete " nor a wholesale distributor"

On page 5, line 23, of the Introduced bill, after "may" insert " not"

On page 5, line 31, of the Introduced bill, after "manufacturer " delete "or wholesale distributor "

Moved by: Perry
Second by: Davis
Action: Prevailed by voice vote

MOTION: DEFER SB 154 TO THE 41ST LEGISLATIVE DAY

Moved by: Perry
Action: Died for lack of a second

MOTION: DO PASS SB 154 AS AMENDED

Moved by: Smith
Second by: Reed
Action: Prevailed by Majority Members Elect (6-1-0-0)

Voting Yes: Grove, Reed, Smith, Voight, Davis, and Jensen (Kevin)

Voting No: Perry

MOTION: ADJOURN

Moved by: Reed
Second by: Perry
Action: Prevailed by voice vote

Mary Kirk, Committee Secretary

/s/ SYDNEY DAVIS
Sydney Davis, Vice-Chair