

State of South Dakota

NINETY-SECOND SESSION
LEGISLATIVE ASSEMBLY, 2017

840Y0035

SENATE BILL NO. 6

Introduced by: Senator Stalzer and Representatives Soli, Campbell, and Steinhauer at the request of the Interim Committee on Regulation of Nursing and Assisted Living Beds

1 FOR AN ACT ENTITLED, An Act to revise the review process to determine the need for
2 additional nursing facilities or nursing facility beds and to require a report to the Legislature.

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

4 Section 1. That § 34-12-35.7 be amended to read:

5 34-12-35.7. The Department of Health, with assistance from the Department of Social
6 Services, ~~may~~ shall annually consider the need for additional nursing facility beds or additional
7 new nursing facilities or both in defined areas of the state. ~~In doing so, the~~ The following factors
8 shall be taken into consideration:

- 9 (1) The current number of available nursing facility beds and nursing facilities in the
10 defined area;
- 11 (2) The current and projected future need for additional nursing facility beds and nursing
12 facilities in the defined area and the current long-term care needs of the population
13 to be served;
- 14 (3) The potential impact on existing nursing facilities; and



1 (4) Any additional costs to the state or general public that may result.

2 Section 2. That chapter 34-12 be amended by adding a NEW SECTION to read:

3 The Department of Health and the Department of Social Services shall, before the fourth
4 Tuesday in January of each year, submit a written report to and testify before the Senate and
5 House standing committees on health and human services concerning the consideration of
6 additional nursing facility beds or additional new nursing facilities pursuant to § 34-12-35.7.