

# State of South Dakota

NINETY-SECOND SESSION  
LEGISLATIVE ASSEMBLY, 2017

840Y0035

## HOUSE HEALTH AND HUMAN SERVICES

### ENGROSSED NO. **SB 6** - 2/7/2017

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 Human Services, ~~may~~ shall annually consider the need for additional nursing facility beds or  
7 additional new nursing facilities or both in ~~defined areas~~ of the state. ~~In doing so, the~~ The  
8 following factors shall be taken into consideration:

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



1           nursing facility beds redistributed pursuant to this chapter;

2           (4)   The potential impact on existing nursing facilities; ~~and~~

3           ~~(4)~~(5) Any additional costs to the state or general public that may result; and

4           (6)   Other current and projected long-term healthcare needs across the state.

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

6           The Department of Health and the Department of Human Services shall, before the fourth  
7           Tuesday in January of each year, submit a written report to and testify before the Senate and  
8           House standing committees on health and human services concerning the consideration of  
9           additional nursing facility beds or additional new nursing facilities and long-term healthcare  
10          needs pursuant to § 34-12-35.7.