



2023 South Dakota Legislature
House Bill 1154
ENROLLED

AN ACT

ENTITLED An Act to modify acceptable conduct for practitioners related to medical cannabis.

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

Section 1. That § 34-20G-78 be AMENDED:

34-20G-78. A practitioner is guilty of a Class 2 misdemeanor if the practitioner:

- (1) Knowingly refers a patient to a medical cannabis establishment or to a designated caregiver in exchange for financial consideration;
- (2) Advertises in a medical cannabis establishment;
- (3) Issues written certifications while holding a financial interest in a medical cannabis establishment;
- (4) Offers a discount, deal, or other financial incentive for making an appointment with the practitioner for the purpose of receiving a written certification;
- (5) Conducts the medical assessment required for a bona fide practitioner-patient relationship in a space licensed for the sale of alcoholic beverages; or
- (6) Charges a patient based on the term of a written certification issued to the patient.

Section 2. That chapter 34-20G be amended with a NEW SECTION:

An entity is guilty of a Class 2 misdemeanor if the entity:

- (1) Offers a discount, deal, or other financial incentive for making an appointment with a practitioner for the purpose of receiving a written certification; or
- (2) Charges a practitioner's patient based on the duration of a written certification issued to the patient.

An Act to modify acceptable conduct for practitioners related to medical cannabis.

I certify that the attached Act originated in
the:
House as Bill No. 1154

Received at this Executive Office
this ____ day of _____,
2023 at _____ M.

Chief Clerk

By _____
for the Governor

Speaker of the House

The attached Act is hereby
approved this _____ day of
_____, A.D., 2023

Attest:

Chief Clerk

Governor

STATE OF SOUTH DAKOTA,

ss.

Office of the Secretary of State

President of the Senate

Attest:

Filed _____, 2023
at _____ o'clock __ M.

Secretary of the Senate

Secretary of State

House Bill No. 1154
File No. _____
Chapter No. _____

By _____
Asst. Secretary of State