

# State of South Dakota

SEVENTY-FOURTH SESSION  
LEGISLATIVE ASSEMBLY, 1999

400C0323

**HOUSE HEALTH AND HUMAN SERVICES  
COMMITTEE ENGROSSED NO. **SB53** -  
2/18/99**

Introduced by: The Committee on Health and Human Services at the request of the Department of Human Services

1 FOR AN ACT ENTITLED, An Act to revise certain provisions regarding the apprehension and  
2 transportation of a person believed to require emergency intervention.

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

4 Section 1. That chapter 27A-10 be amended by adding thereto a NEW SECTION to read  
5 as follows:

6 If a competent person agrees to receive treatment at the Human Services Center and the  
7 treatment is arranged with the center but upon arrival the person does not consent to admission  
8 or if a person agrees to accept treatment at the center and the treatment is arranged but upon  
9 arrival the person is examined and found not competent to consent to admission, if there is no  
10 next of kin available or if there is next of kin available but the person does not consent to  
11 admission, and if the attending psychiatrist has probable cause to believe that the person requires  
12 emergency intervention under the criteria in § 27A-10-1, the center may be used as an  
13 appropriate regional facility.

1 **BILL HISTORY**

2 1/12/99 First read in Senate and referred to Health and Human Services. S.J. 25

3 1/16/99 Scheduled for Committee hearing on this date.

4 1/16/99 Health and Human Services Do Pass, Passed, AYES 7, NAYS 0. S.J. 60

5 1/19/99 Senate Do Pass, Passed, AYES 29, NAYS 5. S.J. 120

6 1/20/99 First read in House and referred to Health and Human Services, AYES 0, NAYS 0.

7 H.J. 101

8 2/17/99 Scheduled for Committee hearing on this date.

9 2/17/99 Health and Human Services Do Pass Amended, Passed, AYES 11, NAYS 0. H.J. 564

10 2/17/99 Health and Human Services Place on Consent Calendar.