

State of South Dakota

EIGHTIETH LEGISLATIVE ASSEMBLY, 2005

400L0366

SENATE BILL NO. 56

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

1 FOR AN ACT ENTITLED, An Act to repeal certain provisions relating to preadmission
2 assessment for admission to nursing facilities.

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

4 Section 1. That § 34-12-26 be repealed.

5 ~~— 34-12-26. The Department of Social Services in consultation with the Department of Health~~
6 ~~shall develop and administer a preadmission assessment program for admission to a nursing~~
7 ~~facility. The preadmission assessment program shall assess the health and social needs of each~~
8 ~~person making application for admission to a nursing facility. The results of the assessment shall~~
9 ~~be given to the person making application or his family and his attending physician.~~

10 Section 2. That § 34-12-27 be repealed.

11 ~~— 34-12-27. A nursing facility may not admit a person without a preadmission assessment.~~
12 ~~However, a person discharged from a hospital to a nursing facility may be admitted if such~~
13 ~~facility notifies the Department of Social Services of the hospital discharge within three days~~
14 ~~of admission to the nursing facility. A preadmission assessment on the person discharged from~~
15 ~~the hospital shall be conducted by the Department of Social Services within ten days of~~



1 ~~admission to the nursing facility. For all other persons, the Department of Social Services shall~~
2 ~~provide a preadmission assessment within ten days of a request made by the person or family~~
3 ~~making application to a nursing facility, his attending physician, or the facility.~~

4 Section 3. That § 34-12-28 be repealed.

5 ~~— 34-12-28. The Department of Social Services shall adopt reasonable and necessary rules for~~
6 ~~the preadmission assessment program which shall relate to the development, administration,~~
7 ~~implementation, and exemptions to the preadmission assessment program.~~