



2020 South Dakota Legislature

Senate Bill 4

*Introduced by: **Senators** Soholt and Sutton and **Representatives** Haugaard and Healy at the request of the Reduce the Overall Use of Acute Mental Health Hospitalizations Task Force*

1 **An Act to provide for the designation of an appropriate regional facility by the**
 2 **Department of Social Services.**

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

4 **Section 1.** That a NEW SECTION be added:

5 **27A-10-1.2. Appropriate regional facility--Application for Designation by**
 6 **Department of Social Services--Requirements.**

7 For purposes of admitting a person who is apprehended under § 27A-10-2 or 27A-
 8 10-3, the Department of Social Services shall designate any facility as an appropriate
 9 regional facility if the facility is approved by the department in accordance with this
 10 section.

11 Any facility may apply to the department for designation as an appropriate regional
 12 facility at the time and in the manner established by the department under rule
 13 promulgated in accordance with chapter 1-26.

14 To be designated as an appropriate regional facility, a facility must:

15 (1) Have the capacity for overnight residential services necessary to stabilize acute
 16 psychiatric or behavioral symptoms and evaluate treatment needs;

17 (2) Have the capacity to admit individuals twenty-four hours per day and seven days
 18 per week;

19 (3) Have the capacity to develop a crisis stabilization plan for each individual admitted;

20 (4) Have on-site personnel twenty-four hours per day and seven days per week, and
 21 have medical personnel available, including by electronic communication, twenty-
 22 four hours per day and seven days per week;

23 (5) Have the capacity to document daily interactions with or observations of the
 24 individual by treatment staff of the facility; and

25 (6) Comply with any other requirements determined by the department by rule
 26 promulgated in accordance with chapter 1-26.