

# State of South Dakota

SEVENTY-FIFTH SESSION  
LEGISLATIVE ASSEMBLY, 2000

400D0371

## HOUSE BILL NO. 1041

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

1 FOR AN ACT ENTITLED, An Act to revise certain provisions related to licensure of health  
2 care facilities and lodging and food service establishments.

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

4 Section 1. That § 34-12-10 be amended to read as follows:

5 34-12-10. ~~All licenses~~ Any license issued under this chapter ~~expire~~ expires on the next  
6 succeeding June thirtieth, unless otherwise provided by this chapter, and shall be renewed  
7 annually subject to the provisions of §§ 34-12-5 and 34-12-7 and upon payment of a fee as  
8 required by § 34-12-6.

9 Section 2. That § 34-18-15 be amended to read as follows:

10 34-18-15. A license issued pursuant to § 34-18-14 shall expire on the thirtieth day of June  
11 each year, unless otherwise provided by this chapter, and ~~shall~~ is not ~~be~~ transferable from owner  
12 to owner or from location to location of the establishment or campground. Changes in ownership  
13 or location shall require the purchase of a new license which may be secured by making proper  
14 application on a form provided by the department and the payment of the proper license fee.

15 Section 3. That chapter 34-18 be amended by adding thereto a NEW SECTION to read as  
16 follows:

1       The department may issue a provisional license if an applicant or licensee under this chapter  
2 fails to comply with the established standards but signifies an intention to remedy such fault. The  
3 provisional license shall state on its face the conditions under which it is granted and the period  
4 of time for which it is issued. A provisional license may also be issued to cover the maintenance  
5 of the establishment or campground until an inspection can be completed and a regular license  
6 issued, if the application for license is found to be in order.