



2022 South Dakota Legislature

House Bill 1282

Introduced by: **Representative Miskimins**

1 **An Act to allow inpatient psychiatric facility placement alternatives for certain**
 2 **patients.**

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

4 **Section 1. That § 27A-15-3 be AMENDED:**

5 **27A-15-3.** ~~No~~ Except as otherwise provided in this section, a minor, whether
 6 admitted by a parent or involuntarily committed, may not be placed with adult patients,
 7 if the inpatient psychiatric facility maintains a separate unit for minors.

8 A minor may be admitted or committed to a facility ~~which~~ that does not maintain
 9 a separate unit for minors, ~~only for acute treatment and evaluation and only for a period~~
 10 ~~not to exceed seven working days. The facility shall provide separate sleeping quarters~~
 11 ~~and separate day areas in which adult patients are not permitted.~~

12 A patient who does not meet the definition of a minor, as set forth in § 27A-15-1,
 13 but is less than nineteen years of age, may be placed in a separate unit with minors if the
 14 patient:

15 (1) Is enrolled in a high school or pursuing high school equivalency; and

16 (2) Consents to the placement.

17 The facility shall provide a separate evaluation program ~~of~~ for which specific
 18 ~~guidelines are~~ must be approved by the Department of Health.