

2026 South Dakota Legislature

House Concurrent Resolution

6015

**AMENDMENT HCR6015C
FOR THE INTRODUCED RESOLUTION**

1 **A CONCURRENT RESOLUTION encouraging the Executive Board of the Legislative**
2 **Research Council to form an interim legislative committee to study options**
3 **for expanding state involvement in the national instant criminal background**
4 **check system the role and function of county boards of mental illness.**

5 WHEREAS, under statute, county boards of mental illness have jurisdiction over
6 applications or petitions for involuntary commitment, for the treatment of involuntarily
7 committed individuals, and for the safekeeping of involuntarily committed individuals; and

8 WHEREAS, under statute, county boards of mental illness must provide certain information
9 regarding involuntary commitments to the Attorney General for transmittal to the National
10 Instant Criminal Background Check System; and

11 WHEREAS, the best way to ensure the rights, safety, and security of all citizens is through
12 the identification and implementation of pro-active and collaborative problem-solving
13 measures that can be exercised through legal, public health, and public safety systems;

14 NOW, THEREFORE, BE IT RESOLVED, by the House of Representatives of the One Hundred
15 First Legislature of the State of South Dakota, the Senate concurring therein, that the
16 Executive Board of the Legislative Research Council be encouraged to form an interim
17 legislative committee to study the role of county boards of mental illness, the nature and
18 scope of the boards' authority, the efficacy of existing statutory frameworks governing the
19 voluntary and involuntary commitment processes, and how those existing frameworks can
20 beneficially intersect with the information transmittals potentially available through the
21 national instant criminal background check system; and

1 BE IT FURTHER RESOLVED, that the study address training available to individuals who
2 serve on county boards of mental health and opportunities for the standardization of such
3 training; and

4 BE IT FURTHER RESOLVED, that the study involve the perspectives of the Office of the
5 Attorney General, the Unified Judicial System, mental health boards, behavioral health
6 providers, and law enforcement sheriffs, and that at the conclusion of the study, any findings
7 and recommendations for future legislative action be presented to the Executive Board.

ANALYST