



2025 South Dakota Legislature

House Bill 1187

Introduced by: **Representative Sjaarda**

1 **An Act to authorize the sale of home-processed poultry and pork by producers who**
 2 **verify compliance with food safety training requirements.**

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

4 **Section 1. That § 34-18-36.1 be AMENDED:**

5 **34-18-36.1.** Any producer who verifies compliance with the food safety training
 6 requirements set forth in accordance with § 34-18-36, may sell the following:

7 (1) Any non-heat-processed fermented food, provided the food is consistently
 8 maintained at a temperature that is at or below forty-one degrees Fahrenheit;

9 (2) Kuchen and baked goods that require time and temperature control for safety,
 10 including soft pies, cheesecake, and baked goods having a custard or cream filling,
 11 and sauces and pesto that require time and temperature control for safety,
 12 provided the food is consistently maintained at a temperature that is at or below
 13 forty-one degrees Fahrenheit; ~~and~~

14 (3) Home-processed frozen fruit and produce, provided the food is consistently
 15 maintained at a temperature that is at or below zero degrees Fahrenheit;

16 (4) Home-processed poultry, that is exempt under 9 C.F.R. § 381.10(c) (January 1,
 17 2025); and

18 (5) Home-processed pork products that are exempt under § 39-5-11.