

Committee: Senate Health and Human Services Wednesday, February 26, 2020 10:00 AM

Roll Call

Present: Sen. Duhamel, Sen. Phil Jensen, Sen. Rusch, Sen. Russell, Sen. Foster,
 Sen. Steinhauer, and Sen. Soholt

OTHERS PRESENT: See Original Minutes

The meeting was called to order by Senator Soholt

MOTION: TO APPROVE THE MINUTES OF MONDAY, FEBRUARY 24TH

Moved by: Phil Jensen
Second by: Steinhauer
Action: Prevailed by voice vote

MOTION: AMEND HB 1096

1096N

On page 1, line 20, of the House bill, after "other " insert "financial "

On page 1, line 20, of the House bill, delete " or thing of value" and insert ", except any money or other consideration or thing of value offered, given, or received pursuant to § 25-6-4.2"

On page 2, line 10, of the House bill, after "2020." insert " Nothing in this section shall be construed to prohibit any surrogacy conducted in compliance with SDCL 25-6. "

On page 2, line 14, of the House bill, after "state." insert " Nothing in this section shall be construed to prohibit any surrogacy conducted in compliance with SDCL 25-6. "

On page 2, line 15, of the House bill, after "state." delete "Section 4. There is established an interim legislative committee to study and evaluate surrogacy in South Dakota. The study must be under the supervision of the Executive Board of the Legislative Research Council and staffed and funded as an interim legislative committee."

Moved by: Rusch
Second by: Russell
Action: Prevailed by voice vote

HB 1096 : prohibit commercial surrogacy contracts, provide a penalty for facilitating a commercial surrogacy, and establish an interim committee to evaluate surrogacy in the state.

Presented by: Senator Al Novstrup

Representative Jon Hansen (Handout(s) #1)

Proponents: Jennifer Lahl, The Center for Bioethics and Culture, Pleasant Hill, CA
Debbie Pease, Family Heritage Alliance Action (Handout(s) #2, #3)
Tamara Grove, South Dakota Family Policy Council
Dale Allen Bartscher, South Dakota Right to Life (Handout(s) #4)
Chris Motz, SD Catholic Conference

Opponents: Harold Cassidy, self, New Jersey (Handout(s) #5)
Ella Daae, self, Sioux Falls, SD (Handout(s) #6)
Erica Schipper, self, Sioux Falls (Handout(s) - telephone testimony)
Emily Gehling, self, Sioux Falls (Handout(s) #7)
Lisa Rahja, self, Sioux Falls
Elizabeth Waletich, self, Britton

Jennie Boe, self, Pierre
Vanida Schmitt, self, Pierre
Rebekka Parrott, self, Chester
Stephanie Witte, self, Sioux Falls
Vanessa Lewis, self, Sioux Falls
Marrissa Janssen, self, Sioux Falls
Mark Papousek, self, Rapid City
Janelle Lafretz, self, Sioux Falls
Mitchell Boe, self, Ft. Pierre
Aimee Van Houten, self, Pierre

MOTION: DO PASS HB 1096 AS AMENDED

Moved by: Rusch
Second by: Steinhauer
Action: Was not acted on.

MOTION: SUBSTITUTE MOTION: DEFER HB 1096 TO THE 41ST LEGISLATIVE DAY

Moved by: Foster
Second by: Duhamel
Action: Prevailed by Majority Members Elect (4-3-0-0)

Voting Yes: Duhamel, Rusch, Foster, and Soholt

Voting No: Phil Jensen, Russell, and Steinhauer

MOTION: ADJOURN

Moved by: Steinhauer
Second by: Duhamel
Action: Prevailed by voice vote

Rena Ortbahn, Committee Secretary

/s/ DEB SOHOLT
Deb Soholt, Chair