

Minutes: House Health and Human Services

Thursday, February 12, 2026 7:30 AM

Roll Call

Present: Rep. Fosness, Rep. Halverson, Rep. Jordan, Rep. Garcia, Rep. Emery,
Rep. Andera, Rep. Kayser, Rep. Schaeffbauer, Rep. Manhart, Rep. Baxter,
Rep. Heinemann, and Rep. Mulder
Excused: Rep. Rehfeldt

The meeting was called to order by Representative Mulder

MOTION: TO APPROVE THE MINUTES OF TUESDAY, FEBRUARY 10TH

Moved by: Heinemann
Second by: Manhart
Action: Prevailed by voice vote

HB 1182 : establish a data collection system pertaining to assisted reproductive technology and to provide a penalty therefor.

Presented by: Representative Terri Jorgenson

Proponents: Kristin Nave, Self
David Prentice, PhD, Self
Dale Allen Bartscher, South Dakota Right to Life
Michael G. Pauley, South Dakota Catholic Conference
Linda Schauer, Concerned Women for America
Don Haggard, South Dakota Family Voice Action
Patience Sunne, Them Before Us
Clinton Ohlers, PhD, SafeBlood

Opponents: Lindsey Riter-Rapp, South Dakota Section of the American College of
Obstetricians and Gynecologists
Chesney Garnos, Sanford Health
Melissa Magstadt, Department of Health
Moriah Gross, Self
Lacey Walz, Self
Justin Bell, South Dakota State Medical Association
Vanida V Schmitt, Self
Erin Tobin, Self
Elizabeth Waletich, Self

MOTION: AMEND HB 1182

1182A

On page 1, line 2, of the Introduced bill, after "technology" insert " and to provide a penalty therefor"

On page 1, line 7, of the Introduced bill, after "technology;" insert "

(2) The number of embryos that are subjected to preimplantation genetic testing for:

(a) Aneuploidy;

(b) Monogenic disorders; and

(c) Structural rearrangements;"

On page 1, line 8, of the Introduced bill, delete "(2)" and insert "(3)"

On page 1, line 10, of the Introduced bill, delete "(3)" and insert "(4)"

On page 1, line 14, of the Introduced bill, delete "Compassionate implantation" and insert "Implantation"

On page 1, line 17, of the Introduced bill, delete "(4)" and insert "(5)"

On page 1, line 21, of the Introduced bill, delete "(5)" and insert "(6)"

On page 1, line 24, of the Introduced bill, delete "(6)" and insert "(7)"

On page 1, line 25, of the Introduced bill, delete "(7)" and insert "(8)"

On page 2, line 2, of the Introduced bill, after "department." insert "

The secretary of the Department of Health may impose a civil penalty against an entity for failing to provide the data required by this section. The amount of the civil penalty may not exceed one thousand dollars. The secretary shall forward any civil penalty collected under this section to the state treasurer, for deposit in the general fund."

Moved by: Manhart
Second by: Heinemann
Action: Prevailed by voice vote

MOTION: DO PASS HB 1182 AS AMENDED

Moved by: Manhart
Second by: Kayser
Action: Prevailed by Majority Members Elect (8-4-1-0)

Voting Yes: Jordan, Garcia, Andera, Kayser, Schaeftbauer, Manhart, Baxter, and Heinemann

Voting No: Fosness, Halverson, Emery, and Mulder

Excused: Rehfeldt

HB 1151 : ban kratom and kratom products and to provide a penalty therefor.

Presented by: Representative Leslie Heineman

Proponents: Senator John Carley
Grant Flynn, Attorney General
Jenna R. Severyn, South Dakota Police Chiefs Association
Susan Eppard, Self
Susan A Cave, Kratom Danger Awareness, Inc.
Dan Gibbs, Self
Wendy Chamberlain, Kratom Danger Awareness, Inc Nonprofit
Tia Rustici, KDA

Opponents: Samuel Matson, South Dakota Small Business Owners for Hemp
Allison Smith, Global Kratom Coalition
Mac Haddow, American Kratom Association
Michael L. Turner, Self
Sheldon Bradshaw, The Scientific Association for Botanical Education and Research
Reed Peterson, Self
Misty Brown, Self
Jennifer Gillis, Self
Lora Romney, International Plant & Herbal Alliance
Shannon Hareld, Self

MOTION: DO PASS HB 1151

Moved by: Manhart
Second by: Baxter
Action: Prevailed by Majority Members Elect (8-4-1-0)

Voting Yes: Jordan, Garcia, Emery, Kayser, Schaeftbauer, Manhart, Baxter, and Heinemann

Voting No: Fosness, Halverson, Andera, and Mulder

Excused: Rehfeldt

HB 1065 : require the possession of a registry identification card to raise an affirmative defense in cannabis prosecution.

Presented by: Representative Travis Ismay
Proponents: Jenna R. Severyn, South Dakota Police Chiefs Association
Representative Jana Hunt
April A. Anderson, Citizens for Liberty Rapid City
Opponents: Cash Anderson, South Dakota Association of Criminal Defense Lawyers
Terra Larson, Cannabis Industry Association of South Dakota

MOTION: DEFER HB 1065 TO THE 41ST LEGISLATIVE DAY

Moved by: Fosness
Second by: Emery
Action: Was not acted on.

MOTION: SUBSTITUTE MOTION: DO PASS HB 1065

Moved by: Schaeftbauer
Second by: Manhart
Action: Prevailed by Majority Members Elect (8-3-2-0)

Voting Yes: Halverson, Jordan, Garcia, Kayser, Schaeftbauer, Manhart, Baxter, and Heinemann

Voting No: Fosness, Emery, and Mulder

Excused: Rehfeldt and Andera

Representative Mulder, Chairman, announced recess. The hearing for HB1171 will take place in Room 413 at noon today.

HB 1171 : establish provisions related to the disclosure of COVID-19 and mRNA vaccination status and blood donations.

Presented by: Representative Josephine Garcia (Handout(s) #1,2,3,4)
Proponents: Representative Jana Hunt
Representative Travis Ismay
Sierra Hamm, Self

Opponents: Liz James, Blessed By His Blood
Clinton Ohlers, PhD, SafeBlood
Chesney Garnos, Sanford Health
Ryan Askeland, Sanford Health (Handout(s) #5)
Alex Smith, LifeServe Blood Center
Justin G. Smith, Infectious Disease Prevention Network (Handout(s) #6)
Anjeanette Barto, LifeServe Blood Center
Tori Robbins, Vitalant
Jacob Parsons, South Dakota Association of Healthcare Organizations
Kim Malsam-Rysdon, Avera Health
Anna Whetham, Monument Health
Rachel Fernandez, LifeServe Blood Center
Justin Bell, South Dakota State Medical Association
Carmen Toft, American Families for Vaccines Action Fund
David C Mair MD, American Red Cross Blood Services- Minnesota & Dakotas
(MN-Dak) Region

MOTION: DO PASS HB 1171

Moved by: Manhart
Second by: Jordan
Action: Prevailed by Majority Members Elect (7-5-1-0)

Voting Yes: Jordan, Garcia, Andera, Kayser, Schaeftbauer, Manhart, and Baxter

Voting No: Fosness, Halverson, Emery, Heinemann, and Mulder

Excused: Rehfeldt

MOTION: ADJOURN

Moved by: Manhart
Second by: Kayser
Action: Prevailed by voice vote

Pam Kean, Committee Secretary

/s/ BRIAN MULDER
Brian Mulder, Chair