## South Dakota

**High Priority to Achieve Basic Equality**

### Parenting Laws
- Second Parent Adoption
- Surrogacy Laws
- Foster Care Non-Discrimination
- Foster Parent Training Required
- Parental Presumption for Same-Sex Couples
- Consent to Inseminate
- De Facto Parent Recognition
- Prohibition of Surrogacy
- Laws Permitting Discrimination in Adoption/Foster Placement

### Non-Discrimination Laws
- Employment
- Housing
- Public Accommodations
- Education
- Adoption
- Foster Care
- Insurance
- Credit
- Jury Selection
- Colleges & Universities
- Non-Discrimination Policy for State Employees
- Restrictions on Municipal Protections

### Religious Refusal & Relationship Recognition
- State Religious Freedom Restoration Act
- Religious Exemptions for Professional Training/Practice
- First Amendment Defense Act

### Youth Laws
- Anti-Bullying Laws
  - Enumerated Categories in Law
  - Enumerated Model Policy
  - Alternative Discipline
  - Cyberbullying
- School Suicide Prevention Policies Required
- Transgender Inclusion in Sports
- Protection from Conversion Therapy
- Laws to Address LGBTQ Youth Homelessness
- LGBTQ Inclusive Sex Education Laws
- LGBTQ Inclusive Juvenile Justice Policies
- Inequality in Age of Consent for Same-Sex Couples
- School Laws that Criminalize Youth
- Anti-Bullying Laws that Prohibit Enumeration
- Laws that Restrict Inclusion of LGBTQ Topics in Schools

### Health & Safety Laws
- LGBTQ Non-Discrimination Protections in ACA Exchanges
- Transgender Healthcare Coverage
  - Ban on Insurance Exclusions for Trans Health Care
  - Transgender Healthcare Inclusion in State Medicaid
  - Trans Inclusive Health Benefits for State Employees
- Name and Gender Updates on Identification Documents
  - Driver’s Licenses
  - Birth Certificates
- Health Data Collection
  - BRFSS
  - YRBS
- All-Gender Single Occupancy Facilities
- Laws Prohibiting Transgender People from Receiving Appropriate ID
- Transgender Exclusions in State Medicaid Coverage

### Hate Crimes & Criminal Justice Laws
- Enumerated Hate Crimes Laws
- Mandatory Reporting of Hate Crimes Statistics
- Elimination of Bias Rage or Panic Defense for Criminal Acts
- Prohibiting Profiling Based on Actual or Perceived LGBTQ Status by Law Enforcement
- Sodomy Laws
- HIV/AIDS Criminalization Laws

### Parenting Laws
- Second Parent Adoption
- Surrogacy Laws
- Foster Care Non-Discrimination
- Foster Parent Training Required
- Parental Presumption for Same-Sex Couples
- Consent to Inseminate
- De Facto Parent Recognition
- Prohibition of Surrogacy
- Laws Permitting Discrimination in Adoption/Foster Placement

### Non-Discrimination Laws
- Employment
- Housing
- Public Accommodations
- Education
- Adoption
- Foster Care
- Insurance
- Credit
- Jury Selection
- Colleges & Universities
- Non-Discrimination Policy for State Employees
- Restrictions on Municipal Protections

### Religious Refusal & Relationship Recognition
- State Religious Freedom Restoration Act
- Religious Exemptions for Professional Training/Practice
- First Amendment Defense Act

### Youth Laws
- Anti-Bullying Laws
  - Enumerated Categories in Law
  - Enumerated Model Policy
  - Alternative Discipline
  - Cyberbullying
- School Suicide Prevention Policies Required
- Transgender Inclusion in Sports
- Protection from Conversion Therapy
- Laws to Address LGBTQ Youth Homelessness
- LGBTQ Inclusive Sex Education Laws
- LGBTQ Inclusive Juvenile Justice Policies
- Inequality in Age of Consent for Same-Sex Couples
- School Laws that Criminalize Youth
- Anti-Bullying Laws that Prohibit Enumeration
- Laws that Restrict Inclusion of LGBTQ Topics in Schools

### Health & Safety Laws
- LGBTQ Non-Discrimination Protections in ACA Exchanges
- Transgender Healthcare Coverage
  - Ban on Insurance Exclusions for Trans Health Care
  - Transgender Healthcare Inclusion in State Medicaid
  - Trans Inclusive Health Benefits for State Employees
- Name and Gender Updates on Identification Documents
  - Driver’s Licenses
  - Birth Certificates
- Health Data Collection
  - BRFSS
  - YRBS
- All-Gender Single Occupancy Facilities
- Laws Prohibiting Transgender People from Receiving Appropriate ID
- Transgender Exclusions in State Medicaid Coverage

### Hate Crimes & Criminal Justice Laws
- Enumerated Hate Crimes Laws
- Mandatory Reporting of Hate Crimes Statistics
- Elimination of Bias Rage or Panic Defense for Criminal Acts
- Prohibiting Profiling Based on Actual or Perceived LGBTQ Status by Law Enforcement
- Sodomy Laws
- HIV/AIDS Criminalization Laws

---

**Annual Progress**

<table>
<thead>
<tr>
<th>Year</th>
<th>Good Bills Introduced</th>
<th>Bad Bills Introduced</th>
<th>Good Laws Passed (Cumulative)</th>
</tr>
</thead>
<tbody>
<tr>
<td>2004</td>
<td>1</td>
<td>1</td>
<td>0</td>
</tr>
<tr>
<td>2005</td>
<td>1</td>
<td>1</td>
<td>0</td>
</tr>
<tr>
<td>2006</td>
<td>2</td>
<td>1</td>
<td>0</td>
</tr>
<tr>
<td>2007</td>
<td>2</td>
<td>1</td>
<td>2</td>
</tr>
<tr>
<td>2008</td>
<td>1</td>
<td>1</td>
<td>1</td>
</tr>
<tr>
<td>2009</td>
<td>2</td>
<td>1</td>
<td>4</td>
</tr>
<tr>
<td>2010</td>
<td>1</td>
<td>1</td>
<td>5</td>
</tr>
<tr>
<td>2011</td>
<td>1</td>
<td>1</td>
<td>3</td>
</tr>
<tr>
<td>2012</td>
<td>2</td>
<td>1</td>
<td>5</td>
</tr>
<tr>
<td>2013</td>
<td>3</td>
<td>1</td>
<td>4</td>
</tr>
<tr>
<td>2014</td>
<td>3</td>
<td>1</td>
<td>0</td>
</tr>
<tr>
<td>2015</td>
<td>2</td>
<td>1</td>
<td>4</td>
</tr>
<tr>
<td>2016</td>
<td>3</td>
<td>1</td>
<td>0</td>
</tr>
<tr>
<td>2017</td>
<td>4</td>
<td>1</td>
<td>0</td>
</tr>
<tr>
<td>2018</td>
<td>3</td>
<td>1</td>
<td>0</td>
</tr>
</tbody>
</table>