



2025 South Dakota Legislature

House Bill 1061

Introduced by: **Representative Hughes**

1 **An Act to prohibit a health care provider from restricting or denying a parent or**
2 **guardian's access to certain medical records and other health information of**
3 **a minor.**

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

5 **Section 1. That a NEW SECTION be added to chapter 36-2:**

6 Unless a minor has lawfully obtained a health care service without the consent or
7 notification of a parent or guardian, a health care provider may not restrict or deny, to a
8 minor's parent or guardian, access to the minor's:

9 (1) Electronic health information;

10 (2) Medical record; or

11 (3) Patient portal.

12 Any agreement between a health care provider and a parent or guardian that
13 restricts or denies access to the parent or guardian in violation of this section is void and
14 unenforceable.