

# State of South Dakota

EIGHTY-THIRD SESSION  
LEGISLATIVE ASSEMBLY, 2008

355P0658

## HOUSE BILL NO. 1194

Introduced by: Representative Willadsen and Senator Dempster

1 FOR AN ACT ENTITLED, An Act to revise certain provisions regarding group life insurance  
2 policies.

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

4 Section 1. That § 58-16-4 be amended to read as follows:

5 58-16-4. ~~The amounts of insurance under a policy issued under § 58-16-2 shall be based~~  
6 ~~upon some plan precluding individual selection either by the employees or by the employer or~~  
7 ~~trustees.~~ Supplemental life coverage may be purchased at the employee's option subject to the  
8 underwriting criteria of the insurer.

9 Section 2. That § 58-16-6 be amended to read as follows:

10 58-16-6. The premium for a policy issued under § 58-16-2 shall may be paid entirely by the  
11 policyholder, ~~either wholly from the employer's fund or funds contributed by him, or partly from~~  
12 ~~such funds and partly from funds contributed by the insured employees. No policy may be~~  
13 ~~issued on which the entire premium is to be derived from funds contributed by the insured~~  
14 ~~employees. A policy on which part of the premium is to be derived from funds contributed by~~  
15 ~~the insured employees may be placed in force only if at least seventy-five percent of the then~~



1 ~~eligible employees, excluding any as to whom evidence of individual insurability is not~~  
2 ~~satisfactory to the insurer, elect to make the required contributions or by funds paid entirely by~~  
3 ~~the insured employees, or by funds contributed by both the policyholder and the insured~~  
4 ~~employees. A policy on which no part of the premium is to be derived from funds contributed~~  
5 ~~by the insured employees must insure all eligible employees, or all except any as to whom~~  
6 ~~evidence of individual insurability is not satisfactory to the insurer. For supplemental life~~  
7 ~~coverage, the employee may be required to pay the entire premium.~~

8 Section 3. That § 58-16-15 be repealed.

9 ~~—58-16-15. The amount of insurance under a policy issued under § 58-16-12 must be based~~  
10 ~~upon some plan precluding individual selection either by the insured persons or by the~~  
11 ~~policyholder, employers, or unions.~~