



2021 South Dakota Legislature

Senate Bill 56

Introduced by: The Committee on Commerce and Energy at the request of the Department of Labor and Regulation

1 **An Act to revise certain provisions regarding the abuse of health insurance.**

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

3 **Section 1.** That § 58-17-60 be AMENDED.

4 **58-17-60. Certain payments exempt.**

5 Payments made pursuant to federal medicare laws or payments made to ~~the~~
 6 ~~health care~~ a health care provider according to a contract or agreement between an
 7 employer and employee ~~which that~~ requires a third-party payor to pay the full amount for
 8 ~~health care~~ health care services are exempt from §§ 58-17-57 to 58-17-60, inclusive.
 9 Payments by a person to a health care provider for services that are not processed as a
 10 claim by a third-party payor are exempt from §§ 58-17-57 to 58-17-60, inclusive, and
 11 may count towards a deductible or co-payment in the person's health benefit plan. A third-
 12 party payor may not prohibit a health care provider from, nor penalize a health care
 13 provider for, providing consumers with information on cost sharing or cash prices for
 14 services.