



2022 South Dakota Legislature

House Bill 1029

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

1 **An Act to revise the definition of telehealth for purposes of health insurance policies.**

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

3 **Section 1. That § 58-17-167 be AMENDED:**

4 **58-17-167.** Terms used in §§ 58-17-167 to 58-17-170, inclusive, mean:

5 (1) "Health care professional," as defined in § 58-17F-1;

6 (2) "Health care services," as defined in § 58-17F-1;

7 (3) "Health insurer," as defined in § 58-17-100;

8 (4) "Telehealth," ~~the delivery of health care services through the use of HIPAA-~~
 9 ~~compliant interactive audio-video. The term does not include the delivery of health~~
 10 ~~care services through audio-only telephone, electronic mail message, text~~
 11 ~~message, mail service, facsimile transmission, or any combination thereof~~ the use
 12 of secure electronic information, imaging, and communication technologies by a
 13 health care professional to deliver health care services to a patient.