

State of South Dakota

SEVENTY-FOURTH SESSION LEGISLATIVE ASSEMBLY, 1999

715C0444

SENATE BILL NO. 134

Introduced by: Senators Brown (Arnold), Dunn (Jim), Flowers, Lawler, Madden, Rounds, and
Whiting and Representatives Fischer-Clemens, Brooks, Brown (Richard),
McCoy, Monroe, and Peterson

1 FOR AN ACT ENTITLED, An Act to require certain health plans to cover certain dental care
2 services.

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

4 Section 1. That § 58-17-1 be amended to read as follows:

5 58-17-1. No policy of health insurance ~~shall~~ may be delivered or issued for delivery to any
6 person in this state unless it otherwise complies with this title, ~~and complies~~ with §§ 58-17-1.1
7 to 58-17-11, inclusive, and with this Act.

8 Section 2. That chapter 58-17 be amended by adding thereto a NEW SECTION to read as
9 follows:

10 Any health benefit plan as defined by § 58-17-63 shall cover anesthesia and hospital charges
11 for dental care provided to a covered person who:

- 12 (1) Is a child under age five;
- 13 (2) Is severely disabled or otherwise suffers from a developmental disability as determined
14 by a licensed physician which places such person at serious risk; or
- 15 (3) Has a medical condition and who requires hospitalization or general anesthesia for
16 dental care treatment.

1 Such coverage applies regardless of whether the services are provided in a hospital or a
2 dental office. A health carrier may require prior authorization of hospitalization for dental care
3 procedures in the same manner that prior authorization is required for hospitalization for other
4 covered diseases or conditions.

5 Section 3. That chapter 58-18 be amended by adding thereto a NEW SECTION to read as
6 follows:

7 Any health benefit plan as defined by § 58-18-42 shall cover anesthesia and hospital charges
8 for dental care provided to a covered person who:

- 9 (1) Is a child under age five;
- 10 (2) Is severely disabled or otherwise suffers from a developmental disability as determined
11 by a licensed physician which places such person at serious risk; or
- 12 (3) Has a medical condition and who requires hospitalization or general anesthesia for
13 dental care treatment.

14 Such coverage applies regardless of whether the services are provided in a hospital or a
15 dental office. A health carrier may require prior authorization of hospitalization for dental care
16 procedures in the same manner that prior authorization is required for hospitalization for other
17 covered diseases or conditions.