

State of South Dakota

SEVENTY-SEVENTH SESSION
LEGISLATIVE ASSEMBLY, 2002

292H0658

HOUSE ENGROSSED NO. **HB 1281** - 02/05/2002

Introduced by: Representative Derby

1 FOR AN ACT ENTITLED, An Act to lengthen the period required for notice of nonrenewal of
2 certain insurance policies.

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

4 Section 1. That § 58-1-14 be amended to read as follows:

5 58-1-14. Notice of refusal to renew an insurance policy as defined in §§ 58-9-5 to 58-9-33,
6 inclusive, ~~except a policy of homeowner's insurance,~~ is not effective unless mailed or delivered
7 by the insurer to the named insured at least ~~thirty~~ sixty days before the effective renewal date.
8 The policy provisions control if the policy provides for a notice of refusal to renew that exceeds
9 ~~thirty~~ sixty days. This section does not apply to the cancellation and nonrenewal of automobile
10 policies or coverages as defined in § 58-11-45 or to a policy of homeowner's insurance. This
11 section also does not apply to any other personal lines policy. A notice of refusal to renew any
12 other personal lines policy is not effective unless mailed or delivered by the insurer to the named
13 insured at least thirty days before the effective renewal date. A notice of nonrenewal is not
14 required if the policyholder is transferred to an insurer that is a member of the same insurance
15 group as the previous insurer and notice of such transfer is given in the form adopted by rule by



1 the Division of Insurance pursuant to chapter 1-26.