

State of South Dakota

EIGHTY-FIFTH SESSION LEGISLATIVE ASSEMBLY, 2010

751R0136

SENATE COMMERCE ENGROSSED NO. **SB 108** - 2/11/2010

Introduced by: Senators Olson (Russell), Dempster, Gant, Merchant, Nelson, Nesselhuf, Peterson, and Tieszen and Representatives Rausch, Blake, Bolin, Cronin, Elliott, Engels, Fargen, Feickert, Gibson, Hamiel, Jensen, Kirkeby, Kirschman, Krebs, Lederman, Lucas, Moser, Novstrup (David), Pitts, Romkema, Schlekeway, Solberg, Solum, Sorenson, Steele, Van Gerpen, and Vanderlinde

1 FOR AN ACT ENTITLED, An Act to prohibit dental insurers from setting fees for noncovered
2 services.

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

4 Section 1. No contract between an insurer and a dentist may require a dentist to provide
5 services for an insured at a fee set by the contract unless the services are covered services under
6 the terms of the insured's plan or policy. For the purposes of this section, the term, covered
7 services, means services reimbursable under the plan, policy, or contract, subject to such
8 contractual limitations on benefits as may apply, including deductibles, waiting periods,
9 frequency limitations, or charges over the benefit maximum.

