**24:14:04:04.06. Use of private insurance -- Parental refusal to consent.** Early intervention services, as specified in the child's individualized family service plan (IFSP) and to which the parent has consented, may not be denied due to a parent's refusal to allow the parent's or child's private insurance to be billed for such services. A parent may refuse to allow a provider to bill the parent's or child's private insurance if the parent is concerned about the impact on the parent's or child's private insurance.

If a parent refuses access to the parent's or the child's private insurance, the Part C program must provide early intervention services to the child as specified on the IFSP at no cost to parents.

**Source:** 39 SDR 109, effective December 17, 2012; 49 SDR 7, effective July 31, 2022.

**General Authority:** SDCL 13-37.1.1.

**Law Implemented:** SDCL 13-1-23, 13-14-1, 13-37-1.1.