

State of South Dakota

EIGHTY-EIGHTH SESSION
LEGISLATIVE ASSEMBLY, 2013

175U0460

SENATE BILL NO. 75

Introduced by: Senators Hunhoff (Jean), Krebs, Lederman, Lucas, Monroe, and Tidemann
and Representatives Munsterman, Cronin, Ecklund, Haggar (Jenna),
Magstadt, and Parsley

1 FOR AN ACT ENTITLED, An Act to adopt updated guidelines for the evaluation of permanent
2 impairment in connection with workers' compensation claims.

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

4 Section 1. That § 62-7-39 be amended to read as follows:

5 62-7-39. An employee, employer, employer's insurer, or self-insured employer shall be
6 permitted to use the results of post-offer base line testing or a functional capacity assessment,
7 as utilized by Guidelines to the Evaluation of Permanent Impairment established by the
8 American Medical Association, ~~fourth~~ sixth edition, ~~June 1993~~ July 2009 reprint, performed
9 during the course of employment, or other medical evidence of impairment for the purpose of
10 determining permanent partial or permanent total disability compensation due to an employee.

