

State of South Dakota

SEVENTY-THIRD SESSION
LEGISLATIVE ASSEMBLY, 1998

553B0135

SENATE BILL NO. 135

Introduced by: Senators Drake, Aker, Lawler, Olson, and Shoener and Representatives
Monroe, Brown (Jarvis), Konold, Kredit, Madden, Rost, Schaunaman, and
Smidt

1 FOR AN ACT ENTITLED, An Act to prohibit automobile insurers from increasing rates or
2 canceling or nonrenewing automobile policies based solely on the number of claims made on
3 the comprehensive coverage of a policy.

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

5 Section 1. That chapter 58-11 be amended by adding thereto a NEW SECTION to read as
6 follows:

7 No automobile insurer may increase the premium rate for comprehensive coverage
8 disproportionately based solely on the number of claims made on the policy if no fault was
9 determined. No automobile insurer may cancel or nonrenew an automobile policy based solely
10 on the number of claims made on the comprehensive coverage of the policy if no fault was
11 determined.