

State of South Dakota

SEVENTY-THIRD SESSION
LEGISLATIVE ASSEMBLY, 1998

724B0748

SENATE BILL NO. 223

Introduced by: Senators Lawler, Brown (Arnold), Dennert, Hunhoff, Lange, Morford, Olson,
and Stagers and Representatives Hunt, Cutler, Fiegen, Matthews, Sperry, and
Waltman

1 FOR AN ACT ENTITLED, An Act to revise certain provisions regarding insurance coverage
2 for and after delivery of a baby.

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

4 Section 1. That § 58-17-88 be amended to read as follows:

5 58-17-88. If a health insurance policy that is issued or renewed on or after July 1, ~~1996~~ 1998,
6 provides ~~maternity~~ coverage for vaginal delivery and for complications of pregnancy, including
7 delivery by cesarean section, the policy shall provide coverage for a minimum of forty-eight
8 hours of inpatient care following a vaginal delivery and a minimum of ninety-six hours of
9 inpatient care following delivery by cesarean section for a mother, and her newborn child if the
10 policy provides for routine nursery care, in a health care facility licensed pursuant to chapter
11 34-12, except as otherwise provided in § 58-17-89.

12 Section 2. That § 58-18-76 be amended to read as follows:

13 58-18-76. If a group health insurance policy that is issued or renewed on or after July 1, ~~1996~~
14 1998, provides ~~maternity~~ coverage for vaginal delivery and for complications of pregnancy,
15 including delivery by cesarean section, the policy shall provide coverage for a minimum of

1 forty-eight hours of inpatient care following a vaginal delivery and a minimum of ninety-six hours
2 of inpatient care following delivery by cesarean section for a mother, and her newborn child if
3 the policy provides for routine nursery care, in a health care facility licensed pursuant to chapter
4 34-12, except as otherwise provided in § 58-18-77.

5 Section 3. That § 58-18B-50 be amended to read as follows:

6 58-18B-50. If a health benefit plan of a small employer carrier that is issued or renewed on
7 or after July 1, ~~1996~~ 1998, provides ~~maternity~~ coverage for vaginal delivery and for
8 complications of pregnancy, including delivery by cesarean section, the plan shall provide
9 coverage for a minimum of forty-eight hours of inpatient care following a vaginal delivery and
10 a minimum of ninety-six hours of inpatient care following delivery by cesarean section for a
11 mother, and her newborn child if the policy provides for routine nursery care, in a health care
12 facility licensed pursuant to chapter 34-12, except as otherwise provided in § 58-18B-51.

13 Section 4. That § 58-38-37 be amended to read as follows:

14 58-38-37. If a service or indemnity-type contract issued or renewed on or after July 1, ~~1996~~
15 1998, by a nonprofit medical and surgical service plan corporation provides ~~maternity~~ coverage
16 for vaginal delivery and for complications of pregnancy, including delivery by cesarean section,
17 the contract shall provide coverage for a minimum of forty-eight hours of inpatient care
18 following a vaginal delivery and a minimum of ninety-six hours of inpatient care following
19 delivery by cesarean section for a mother, and her newborn child if the policy provides for
20 routine nursery care, in a health care facility licensed pursuant to chapter 34-12, except as
21 otherwise provided in § 58-38-38.

22 Section 5. That § 58-40-34 be amended to read as follows:

23 58-40-34. If a service or indemnity-type contract issued or renewed on or after July 1, ~~1996~~
24 1998, by a nonprofit hospital service plan corporation provides ~~maternity~~ coverage for vaginal
25 delivery and for complications of pregnancy, including delivery by cesarean section, the contract

1 shall provide coverage for a minimum of forty-eight hours of inpatient care following a vaginal
2 delivery and a minimum of ninety-six hours of inpatient care following delivery by cesarean
3 section for a mother, and her newborn child if the policy provides for routine nursery care, in a
4 health care facility licensed pursuant to chapter 34-12, except as otherwise provided in
5 § 58-40-35.

6 Section 6. That § 58-41-112 be amended to read as follows:

7 58-41-112. If a health maintenance contract issued or renewed on or after July 1, ~~1996~~ 1998,
8 by a health maintenance organization provides ~~maternity~~ coverage for vaginal delivery and for
9 complications of pregnancy, including delivery by cesarean section, the contract shall provide
10 coverage for a minimum of forty-eight hours of inpatient care following a vaginal delivery and
11 a minimum of ninety-six hours of inpatient care following delivery by cesarean section for a
12 mother, and her newborn child if the policy provides for routine nursery care, in a health care
13 facility licensed pursuant to chapter 34-12, except as otherwise provided in § 58-41-113.