

State of South Dakota

EIGHTIETH
LEGISLATIVE ASSEMBLY, 2005

400L0304

HOUSE COMMERCE COMMITTEE ENGROSSED NO.

HB 1045 - 01/18/2005

Introduced by: The Committee on Commerce at the request of the Department of Revenue
and Regulation

1 FOR AN ACT ENTITLED, An Act to provide for the continuance of coverage for dependents
2 on certain health insurance policies.

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

4 Section 1. That chapter 58-17 be amended by adding thereto a NEW SECTION to read as
5 follows:

6 No insurer or health carrier issuing a health benefit plan that provides dependent coverage
7 for any qualifying child, as defined by rules promulgated pursuant to § 58-17-87, may terminate
8 coverage due to attainment of a limiting age below age nineteen, or, if a full-time student in an
9 accredited institution of higher learning as of the close of the calendar year, below age twenty-
10 four. However, the provisions of this section do not apply to any qualifying relative, as defined
11 by rules promulgated pursuant to § 58-17-87, whose gross income is less than the exemption
12 amount as prescribed by the director by rules promulgated pursuant to chapter 1-26.

13 Section 2. That chapter 58-18 be amended by adding thereto a NEW SECTION to read as
14 follows:

15 No insurer or health carrier issuing a health benefit plan that provides dependent coverage



1 for any qualifying child, as defined by rules promulgated pursuant to § 58-18-79, may terminate
2 coverage due to attainment of a limiting age below age nineteen, or, if a full-time student in an
3 accredited institution of higher learning as of the close of the calendar year, below age twenty-
4 four. However, the provisions of this section do not apply to any qualifying relative, as defined
5 by rules promulgated pursuant to § 58-18-79, whose gross income is less than the exemption
6 amount as prescribed by the director by rules promulgated pursuant to chapter 1-26.