

State of South Dakota

EIGHTIETH
LEGISLATIVE ASSEMBLY, 2005

400L0243

SENATE BILL NO. 49

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

1 FOR AN ACT ENTITLED, An Act to revise certain provisions regarding payments or
2 assignments by insurance producers for referrals.

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

4 Section 1. That § 58-30-174 be amended to read as follows:

5 58-30-174. No insurer or insurance producer may pay or assign a commission, service fee,
6 brokerage fee, or any other valuable consideration for a referral to any person not appropriately
7 licensed pursuant to this chapter unless the payment or assignment is a fixed dollar amount that
8 is not related to the amount of commission or premium for an insurance transaction and that is
9 not dependent upon whether the referral results in a transaction.

