



## 2021 South Dakota Legislature

# House Bill 1242

Introduced by: **Representative York**

1 **An Act to impose certain duties on providers of services under a case management**  
 2 **plan of a workers' compensation insurance policy and provide a penalty for a**  
 3 **violation thereof.**

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

5 **Section 1.** That a NEW SECTION be added:

6 **62-5-22. Duties of provider of services under case management plan--**  
 7 **Penalties for violation.**

8 A person who provides medical services or health care to an employee under a  
 9 case management plan referenced in § 58-20-24 or 62-5-21 may not send  
 10 correspondence to the issuer of the policy or the employer unless the correspondence is  
 11 concurrently sent to the employee.

12 A person who provides medical or health care services to any employee under a  
 13 case management plan referenced in § 58-20-24 or 62-5-21 may not misrepresent the  
 14 person's identity, credentials, or duties.

15 The secretary of the Department of Labor and Regulation may suspend, revoke, or  
 16 not renew the certification of a case management plan of any person who violates the  
 17 provisions of this section. A person who violates the provisions of this section is guilty of  
 18 Class 2 misdemeanor and is subject to an administrative fine of one hundred dollars  
 19 payable to the Department of Labor and Regulation.