

# State of South Dakota

NINETIETH SESSION  
LEGISLATIVE ASSEMBLY, 2015

693W0377

## SENATE BILL NO. 78

Introduced by: Senators Brown, Buhl O'Donnell, Ewing, Heinert, Lederman, Olson, Otten (Ernie), and Tieszen and Representatives Dryden, Deutsch, Haggar (Don), Kaiser, Klumb, Novstrup (Al), Rounds, Rozum, Sly, Solum, and Stalzer

1 FOR AN ACT ENTITLED, An Act to authorize counties or medical providers to recover  
2 inmate healthcare costs from third party insurers.

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

4 Section 1. That chapter 24-11 be amended by adding thereto a NEW SECTION to read as  
5 follows:

6 If an inmate of a county jail requires medical, dental, optometric, or psychiatric care, the  
7 medical provider shall submit the claim for costs of the services to any available third party  
8 payor, prior to submitting the claim to the county. If the claim is denied, or no third party payor  
9 is available, the medical provider may submit the claim to the county for payment with any  
10 applicable proof of denial. If the county pays the claim, it is entitled to seek payment pursuant  
11 to § 24-11-21.

