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Bulletin 09-04

DATE: August 4, 2009
TO: All Medical Malpractice Insurers
FROM: Merle Scheiber, Director
RE: [Medical Malpractice Claim Reporting](#)

South Dakota law requires each medical malpractice insurer to file [reports](#) of all claims made against any of its insureds not less than semiannually. See SDCL [58-23A-2](#) and [58-23A-4](#).

Previously the actual time frames for the filing were only specified in the reporting form. Furthermore, reporting has been sporadic and inconsistent. Effective immediately there will be a specific time frame each year for the reports to be filed that must be adhered to.

Specifically, the [report](#) for claims filed or disposition of any claims from January 1 to June 30 will need to be submitted to the Division by September 30 of each year; the same [report](#) for claims filed or disposition of any claims from July 1 to December 31 each year would need to be submitted to the Division by March 31.

Failure to timely file the reports is grounds for administration action.