

AGENDA

Rules Review Committee



Representative Jean Hunhoff, Chair
Senator Alan Solano, Vice Chair

Three hundred sixty-fourth meeting
Monday
May 1, 2017

Room 413
State Capitol
Pierre, South Dakota

**Agencies are asked to have a representative present at the meeting
to give background information on their rules.**

10:00 a.m. CDT Call to order, roll call, approval of minutes, and staff report

Review of proposed rules

Senator Kennedy

Department of Revenue: South Dakota Commission on Gaming – Amend Racing rules to clarify the penalty for use of illegal substances, repeal 20:04:27:13 to allow therapeutic medication to be used, allow the use and administration of furosemide, clarify the use of certain therapeutic medications, allow the Commission and stewards to impose penalties which may be considered by other racing jurisdictions and allow the Commission and stewards to consider a trainer's pattern of drug or medication violations in other jurisdictions when determining a penalty for violations in South Dakota.

Department of Revenue: South Dakota Lottery Commission – Adopt rules to authorize and establish the parameters to offer the Lucky for Life game.

Senator Solano

Department of Game, Fish, and Parks – Amend Public Water Zoning rules to add a "public swimming zone" on Lake Madison in Lake County, modify the size and configuration of the "public swimming zone" on Lake Alvin in Lincoln County, amend and clarify the public water safety zone regulations for Sheridan Lake in Pennington County, and add a "no motors zone" on Lewis and Clark Lake in Yankton County; amend Motorboats and Watercraft rules to clarify the definition of "careless boat operation" and adopt a rule to prohibit a boat operator from eluding law enforcement; amend a Duck Hunting Season rule to decrease the daily bag limit for pintail; amend a Goose Hunting Season rule to increase the number of days for the light goose hunting season from 86 days to 105 days as allowed by the U.S. Fish and Wildlife Service; amend a Tundra Swan Hunting Season rule to set the number of licenses available; amend Aquatic Invasive Species rules to allow businesses approved by the department to transport and possess boats with aquatic invasive species attached for the purpose of decontamination, allow participants in a local boater registry to transport and possess aquatic invasive species in accordance with the provisions of the registry, allow participants in a local boater registry to launch a boat with an aquatic invasive species attached if it is done in accordance with the provisions of the registry, adopt a rule to define and identify specific waters that will be classified as "containment waters," create a local boater registry, require the decontamination of boats with at least one gallon of water from a lake, river or stream remaining in the watercraft, that cannot be drained after all drain plugs, bailers, valves, or other devices used to control the

drainage of water have been opened or removed, after use in a "containment water," and require decontamination of boats that have been moored in a "containment water" for three or more continuous days.

Representative Haugaard

Department of Education: Board of Education – Amend rules to update the state certification process for educators to: streamline the certification process; eliminate unnecessary barriers to the certification process; and ensure educators meet the minimum content and pedagogical knowledge requirements expected of them prior to being certified.

Department of Education: Board of Education – Amend Special Education and Career and Technical Education rules to replace obsolete citations to Article 24:15 with citations to the updated certification requirements in Article 24:28; repeal Certification rules in Article 24:15 that were made obsolete by the updated certification rules in Article 24:28; amend a Certificate Denial and Discipline Procedures rule to replace obsolete citations to Article 24:15 with citations to the updated certification requirements in Article 24:28; amend Accreditation and School Improvement rules to update references with the rule to the applicable preparation and certification requirements and remove language which limits certificate holders based on school structure and repeal the waiver route for noncertified administrators; and amend a Teacher Preparation Program Approval rule to replace obsolete citations to Article 24:15 with citations to the updated certification requirements in Article 24:28.

Department of Education: SD School Finance and Accountability Board – Adopt rules to establish an appeals process and a set of factors that will be used to determine if a school district be recommended for a waiver from their accountabilities in regards to teacher compensation as outlined in SDCL 13-13-73.6.

12:00 p.m. CDT Adjourn

* Breaks will be at the call of the chair.

NOTE: A copy of the proposed rules being reviewed at the meeting may be obtained without charge by contacting the department, board, or commission.

PLEASE NOTE: The above times are approximate.

Members: Representative Jean Hunhoff (Chair); Senator Alan Solano (Vice Chair); Senators Craig Kennedy and Lance Russell; and Representatives Julie Bartling and Steven Haugaard.

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