

# AGENDA

## Rules Review Committee



Representative Jean Hunhoff, Chair  
Senator Alan Solano, Vice Chair

Three hundred seventy-first meeting  
Monday  
April 9, 2018

Room 414  
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

### **Representative Hunhoff**

Department of Health: Board of Medical and Osteopathic Examiners: Amend rules to establish the number of continuing education hours required for physical therapists and physical therapy assistants.

### **Senator Solano**

Department of Agriculture: Amend rules to require all aerial applicators in South Dakota to acquire aerial applicator certification for agricultural plant pest control and right of way; and designate all pesticide products containing only straight Dicamba active ingredient for agricultural use as restricted use pesticides in South Dakota.

Department of Agriculture: South Dakota Veterinary Medical Examining Board: Amend rules to update application and assessment requirements for veterinarians seeking licensure in South Dakota; update current language of reference materials and names of national veterinary assessments and scores; eliminate the option of licensure by endorsement of another state's veterinary licensing authority; and update application requirements for persons seeking registration as a veterinary technician.

Department of Game, Fish and Parks: Adopt a rule to require all bait dealers to list employees/agents on their application that will engage in trapping, transporting, delivering, raising, or seining bait; and allow the Department to refuse the issuance of a license to a bait dealer with an employee/agent who has had their bait dealer license suspended, revoked, or been denied a bait dealer license.

Department of Game, Fish and Parks: Amend rules to modify the Low Plains South Zone hunting season to begin on the third Saturday instead of the second Saturday; increase the pigtail bag limit from one to two; remove Lawrence and Meade Counties from Unit 1 and place them in Unit

2 for the Canada goose hunting season and allow Canada goose hunting into mid-February; and reduce the daily limit from fifteen to eight birds and change the possession limit from forty-five to three times the daily limit of Canada geese.

Department of Game, Fish and Parks: Amend rules to create a 400 yard area as a no wake zone in front of campsites in Hughes County public water safety zones; create a no wake zone in the west boat ramp bay on Shadehill Reservoir; limit hunting in Oakwood Lakes State Park to shotguns using shells, crossbows, and bows; rename the administrative chapter from Black Hills Bighorn Sheep Hunting Season to Bighorn Sheep Hunting Season and make appropriate name changes to applicable rules; and eliminate the ability to harvest one muskellunge or northern-muskellunge, turning the species into a catch and release fish.

### **Representative Haugaard**

Department of Education: South Dakota Board of Technical Education: Transfer existing rules from Article 24:10 under the Board of Education Standards to Article 24:59 under the Board of Technical Education; and amend relevant references from the director of Career and Technical Education to the Executive Director of the Board of Technical Education, from the Board of Education Standards to the Board of Technical Education, and from the Department of Education to the Board of Technical Education.

Department of Education: State Library Board: Amend rules to clarify language; make consistent with statutory amendments; and remove outdated language from the rules concerning access to public libraries and how certain funding is distributed to public libraries.

Office of the Attorney General: Amend rules to increase the fee that a participant shall pay for each drug patch while participating in the 24/7 Sobriety Program.

Office of the Attorney General: Law Enforcement Officers Standards and Training Commission: Amend rules to establish a training program for drug detection, explosives detection, and patrol canine teams; establish a curriculum including minimum hours of training and specific subject areas for training; and allow for reciprocity and waivers by the commission for canine teams certified in other jurisdictions or teams with members previously separately certified.

### **Senator Kennedy**

Department of Revenue: South Dakota Commission on Gaming: Amend rules to add a fee of \$500 for associated equipment manufacturer or distributor license applications; provide for clarification on procedures for found credits, tickets, chips, tokens or cash; clarify that the dealer is responsible to enforce bet limits; clarify types of games where a pit boss is required and the functions of the pit boss; require signage regarding the minimum age to gamble; clarify policies involving persons under the age of 21 in a casino; update the variations of blackjack that have been authorized by the Commission for play in Deadwood; clarify procedures on setting bet limits; set forth a new variation of the game of blackjack known as Triple Win 20; update the variations of poker that have been authorized by the Commission for play in Deadwood; adopt a new payable for the game of Three-card Poker; clarify where cards should be placed on the layout of the game of Ultimate Texas Hold'em; comply with current law which only requires

surveillance of slot machines that have an award of \$12,000 or greater; and correct typographical errors.

2:30 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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