

REGISTER



South Dakota Legislative Research Council

Volume 44

Tuesday, 8:00 a.m., January 16, 2018

FILINGS IN THE LEGISLATIVE RESEARCH COUNCIL'S OFFICE:

Notice of Proposed Rules: (The date in parentheses is the date the rules were filed with the Legislative Research Council.)

Department of Agriculture: (January 9, 2018) intends to 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. The general authority for these rules, as cited by the agency, is SDCL § 38-21-51.

A public hearing will be held at the Department of Agriculture Conference Room, Foss Building, 523 East Capitol Avenue, Pierre, South Dakota, on February 9, 2018, at 1:30 p.m. CT. Copies of the proposed rules may be obtained without charge from and written comments sent to the South Dakota Department of Agriculture, Division of Agricultural Services, 523 E. Capitol Ave., Pierre, SD 57501. Material sent by mail must reach the Department by February 9, 2018, to be considered. This hearing is being held in a physically accessible place. Persons who have special needs for which the Department can make arrangements are asked to call (605) 773-4432 at least 48 hours before the public hearing.

Office of the Attorney General: (January 12, 2018) intends to amend rules to increase the fee that a participant shall pay for each drug patch while participating in the

24/7 Sobriety Program. The general authority for these rules, as cited by the office, is SDCL § 1-11-33.

A public hearing will be held at the George S. Mickelson Criminal Justice Center, Commission Conference Room, 1302 East Highway 14, Pierre, South Dakota, on February 23, 2018, at 10:00 a.m. CT. Copies of the proposed rules may be obtained without charge from and written comments sent to the Office of the Attorney General, 1302 E. Highway 14, Pierre, SD 57501. Material sent by mail must reach the Office of the Attorney General by March 5, 2018, to be considered. This hearing is being held in a physically accessible place. Persons who have special needs for which the Office can make arrangements are asked to call (605) 773-3215 at least 48 hours before the public hearing.

FILINGS IN THE SECRETARY OF STATE'S OFFICE:

Executive Appointments:

Patrick J. Burchill, Rapid City, was reappointed on December 13, 2017, to the **South Dakota Ellsworth Development Authority**, effective January 15, 2018 and shall continue until January 17, 2022.

Stanley Porch, Wanblee, was reappointed on December 13, 2017, to the **South Dakota Ellsworth Development Authority**, effective January 15, 2018 and shall continue until January 17, 2022.

Kurt E. Solay, Rapid City, was reappointed on December 13, 2017, to the **South Dakota**

Ellsworth Development Authority, effective January 20, 2018 and shall continue until January 17, 2022.

David R. Emery, Rapid City, was reappointed on December 13, 2017, to the **South Dakota Ellsworth Development Authority**, effective January 15, 2018 and shall continue until January 17, 2022.

Jody Kuper, Milbank, was reappointed on December 13, 2017, to the **American Dairy Association of South Dakota**, effective December 11, 2017 and shall continue until October 30, 2019.

Dr. Scott Van Dam, Rapid City, was appointed on January 3, 2018, to the **State Board of Dentistry**, effective immediately and shall continue until October 30, 2020.

Note: A copy of the rules may be obtained directly from the above agencies or at <https://rules.sd.gov>. Write to the agency at the address given under "Notices of Proposed Rules." There is no charge for proposed rules. The following agencies have permission from the Interim Rules Review Committee to charge for adopted rules: the Division of Insurance, the Cosmetology Commission, the State Board of Examiners in Optometry, the State Plumbing Commission, the Board of Nursing, the Department of Social Services, the State Electrical Commission, the South Dakota Board of Pharmacy, the Real Estate Commission, the Gaming Commission, the Department of Revenue, and the Department of Labor and Regulation for Article 47:03.

REMINDER OF HEARINGS SCHEDULED

2-9-2018	Department of Agriculture: intends to 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; 44 SDR 117, January 16, 2018.
2-23-2018	Office of the Attorney General: intends to amend rules to increase the fee that a participant shall pay for each drug patch while participating in the 24/7 Sobriety Program; 44 SDR 117, January 16, 2018.

RULES REVIEW COMMITTEE MEETING

Watch for notices of 2018 Rules Review Committee meetings in this publication, on the LRC website, and at the Capitol.

Note: An updated version of the Administrative Rules Guide to Form and Style is available on the LRC website at <http://www.sdlegislature.gov/Rules/RulesManual.aspx>.