



# SOUTH DAKOTA REGISTER

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## FILINGS WITH THE LEGISLATIVE RESEARCH COUNCIL

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### Notice of Postponed/Cancelled Hearings

With government guidance regarding social distancing and group gatherings in response to COVID-19, previously scheduled public hearings on administrative rules may be cancelled or postponed. Such action will be noted in this publication as well as on agency and organization websites. Changes received as of 4/3/2020 include:

<u>Entity</u>	<u>Original Date</u>	<u>Status</u>	<u>Rescheduled Date</u>
<a href="#">South Dakota Board of Education Standards</a>	3/16/2020	Postponed	5/11/2020
<a href="#">South Dakota State Historical Society</a>	4/23/2020	Postponed	6/19/2020

### Notice of Proposed Rules

Date in parentheses indicates when rules were filed with the Legislative Research Council.  
Copies of proposed rules may be obtained for no charge at <https://rules.sd.gov> or from the agency directly.

[Law Enforcement Officers Standards and Training Commission \(Office of the Attorney General\)](#): (April 1, 2020) intends to adopt emergency rules to allow the extension of expiration dates for canine teams and permit the authorization of compensation for reserve officers when they are utilized due to emergency declarations. The general authority for these rules, as cited by the commission, is SDCL 23-3-35.

A copy of the rules may be obtained without charge from the Law Enforcement Officers Standards and Training Commission, 1302 East Highway 14, #1, Pierre, South Dakota 57501. Emergency rules must be filed with the Secretary of State within 30 days of the date of admission to the Legislative Research Council and are effective for 90 days from the date of filing.

[South Dakota Weed & Pest Control Commission \(Department of Agriculture\)](#): (April 1, 2020) intends to amend rules to add absinth wormwood to the statewide noxious weed list and remove Russian knapweed from the same list. The general authority for these rules, as cited by the commission, is SDCL 38-22-9 and 38-22-11.1.

A public hearing will be held via teleconference on April 30, 2020, at 1:00 p.m. CT. Telephonic access information is available by contacting Brenda Sievers at (605) 280-4463 no later than April 29, 2020, at 1:00 p.m. CT. Copies of the proposed rules may be obtained without charge from, and written comments sent to, the Department of Agriculture, Division of Agricultural Services, 523 East Capitol Avenue, Pierre, South Dakota 57501. Persons may also email their comments to [Brenda.sievers@state.sd.us](mailto:Brenda.sievers@state.sd.us). Materials sent by mail must be received by April 29, 2020, with emailed comments due by 1:00 p.m. CT April 30, 2020, to be considered.

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## UNIFIED JUDICIAL SYSTEM

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### Supreme Court Special Rules Hearing

**Special Rules Hearing No. 141:** The South Dakota Supreme Court on February 11, 2020, considered petitions for amendments to existing South Dakota Codified Laws. The Court approved an amendment as proposed to the Appendix of Chapter 25-4A, South Dakota Parenting Guidelines.

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## SCHEDULED PUBLIC HEARINGS

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<b>4-2-2020</b>	<b>Department of Game, Fish and Parks:</b> (March 12, 2020) intends to amend rules to modify the total "any elk" and "antlerless elk" in the Black Hills hunting season; modify the unit structure within the Black Hills elk hunting season; modify the total number of "any elk" licenses for the Custer State Park elk hunting season; modify the total number of "any elk" and "antlerless elk" licenses available for the archery elk hunting season; modify the number of "any elk" and "antlerless elk" licenses issued and change some season dates during the prairie elk hunting season; add a new unit for those portions of South Dakota west of the Missouri River not associated with another prairie elk unit; modify prairie elk Units 9, 15A, and 27A; and eliminate Unit 30A, instead including it in the West River prairie unit; 46 SDR 108, March 16, 2020.
<b>4-23-2020</b>	<b>South Dakota State Historical Society (Department of Education):</b> Amend rules to set standard fees for services provided by the State Historical Society; 46 SDR 93, January 27, 2020.
<b>4-30-2020</b>	<b>South Dakota Weed &amp; Pest Control Commission (Department of Agriculture):</b> (April 1, 2020) intends to amend rules to add absinth wormwood to the statewide noxious weed list and remove Russian knapweed from the same list; 46 SDR 114, April 6, 2020.
<b>5-7-2020</b>	<b>South Dakota State Library Board (Department of Education):</b> Amend rules to update fees charged to library users who damage or lose state library materials; 46 SDR 105, March 2, 2020.
<b>5-11-2020</b>	<b>South Dakota Board of Education Standards (Department of Education):</b> Amend rules to accurately reflect the federal Individuals with Disabilities Education Act (IDEA) rules amended by Every Student Succeeds Act (ESSA) and correct the definition of preschool age and preschool program to align with the IDEA preschool age; 46 SDR 97, February 6, 2020.
<b>6-19-2020</b>	<b>South Dakota State Historical Society (Department of Education):</b> Amend rules to set standard fees for services provided by the State Historical Society; 46 SDR 93, January 27, 2020.

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## RULES REVIEW COMMITTEE MEETINGS

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The first meeting of the Interim Rules Review Committee for the 2020 Interim is Tuesday, April 7, 2020, at 10:00 a.m. via electronic conference with limited public access in Room 414 of the Capitol. Future meetings for the 2020 Interim are scheduled for May 5, June 9, July 14, August 18, September 15, and November 10.

Watch for notices of 2020 meetings in this publication, on the [LRC website](#), and at the Capitol.

The Drafting Manual for Administrative Rules in South Dakota is available on the [Administrative Rules Manual page](#) of the LRC website and will be updated regularly to reflect changes in drafting styles and procedures.