

REGISTER



South Dakota Legislative Research Council

Volume 45

Monday, 8:00 a.m., July 16, 2018

FILINGS IN THE LEGISLATIVE RESEARCH COUNCIL'S OFFICE:
(None)

FILINGS IN THE SECRETARY OF STATE'S OFFICE:

DEPARTMENT OF GAME, FISH AND PARKS: 41:06:01:10, 41:06:01:12;

41:06:04:02, 41:06:04:11, 41:06:04:14, 41:06:04:21; 41:06:05:03, 41:06:05:03.01, 41:06:05:04; 41:06:22:01; 41:08:02:05; 41:09:10:05.

History-Notice: 44 SDR 171, May 21, 2018
Hearing: June 7, 2018
Filed: July 9, 2018
Effective: July 30, 2018

DEPARTMENT OF HEALTH: BOARD OF

NURSING: 20:48:01:01; 20:48:06:01, 20:48:06:02; 20:48:07:19, 20:48:07:20, 20:48:07:21, 20:48:07:22, 20:48:07:23, 20:48:07:24, 20:48:07:25, 20:48:07:26, 20:48:07:26.1, 20:48:07:27, 20:48:07:28, 20:48:07:29, 20:48:07:30, 20:48:07:30.1, 20:48:07:31, 20:48:07:32, 20:48:07:33, 20:48:07:34, 20:48:07:35, 20:48:07:36, 20:48:07:37, 20:48:07:38, 20:48:07:39, 20:48:07:40, 20:48:07:41, 20:48:07:42, 20:48:07:43, 20:48:07:44, 20:48:07:45, 20:48:07:46, 20:48:07:47, 20:48:07:48, 20:48:07:49, 20:48:07:50; 20:48:15:02, 20:48:15:03; 20:62:01:01, 20:62:01:02, 20:62:01:03, 20:62:01:04, 20:62:01:05, 20:62:01:06, 20:62:01:07, 20:62:01:08, 20:62:01:09, 20:62:01:10, 20:62:01:11, 20:62:01:12, 20:62:01:13; 20:62:02:01.01, 20:62:02:02, 20:62:02:03, 20:62:02:03.01,

20:62:02:05, 20:62:02:06, 20:62:02:07, 20:62:02:08, 20:62:02:09; 20:62:03:03, 20:62:03:04, 20:62:03:06, 20:62:03:07, 20:62:03:08, 20:62:03:09, 20:62:03:10, 20:62:03:11; 20:62:05:01, 20:62:05:02; 20:62:06:01, 20:62:06:02, 20:62:06:03, 20:62:06:04, 20:62:06:05, 20:62:06:06, 20:62:06:07.

History-Notice: 44 SDR 171, May 21, 2018
Hearing: June 28, 2018
Filed: July 9, 2018
Effective: July 30, 2018

DEPARTMENT OF TRANSPORTATION:
70:01:02:09.

History-Notice: 44 SDR 165, May 7, 2018
Hearing: May 24, 2018
Filed: July 9, 2018
Effective: July 30, 2018

OFFICE OF THE SECRETARY OF STATE: BOARD OF ELECTIONS:

5:02:03:19; 5:02:04:17; 5:02:06:10.03; 5:02:08:00, 5:02:08:00.05, 5:02:08:07, 5:02:08:08, 5:02:08:09, 5:02:08:45; 5:02:09:16; 5:02:10:04

History-Notice: 44 SDR 167, May 14, 2018
Hearing: June 18, 2018
Filed: July 9, 2018
Effective: July 30, 2018

DEPARTMENT OF HEALTH: BOARD OF MEDICAL AND OSTEOPATHIC

EXAMINERS: 20:66:04:01, 20:66:04:02, 20:66:04:03, 20:66:04:04; 20:84:03:01; 20:84:04:01.

History-Notice: 44 SDR 167, May 14, 2018
 Hearing: June 14, 2018
 Filed: July 12, 2018
 Effective: August 1, 2018

Filed: July 13, 2018
 Effective: August 2, 2018

DEPARTMENT OF LABOR AND REGULATION: DIVISION OF

INSURANCE: 20:06:12:07; 20:06:19:04;
 20:06:25:01, 20:06:25:01.01, 20:06:25:01.02,
 20:06:25:02; 20:06:26:01; 20:06:36:01;
 20:06:59:01.

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.

History-Notice: 44 SDR 179, June 4, 2018
 Hearing: June 18, 2018

REMINDER OF HEARINGS SCHEDULED

7-16-2018	Department of Education: South Dakota Board of Education Standards: Repeal certain rules regarding postsecondary technical education to permit the Board of Technical Education to assume authority over the postsecondary technical institutes; amend rules to allow educators an additional year to complete the required coursework for CTE educator certification; create a new educator certification endorsement for the Government and Public Administration Career Cluster; and amend high school graduation requirements for South Dakota schools; 44 SDR 183, June 11, 2018.
7-17-2018	Department of Health: Board of Certified Professional Midwives: Amend rules to address definitions, licensing, scope of practice, fees, and disciplinary procedures for midwives; 44 SDR 198, June 25, 2018.
7-19-2018	Department of Public Safety: Amend rules to adopt the 2018 edition of the Commercial Vehicle Safety Alliance handbook; establish requirements for certified nonprofit bus inspectors; revise the harvesting season and radius for hours of service exemption; establish driver license suspension periods for points accumulation; revise the documents required to obtain a driver’s license; update references to federal adoptions; and create a declaratory petition process; 44 SDR 191, June 18, 2018.
7-25-2018	Department of Health: Amend rules to revise the definition of tattooing to include microblading, and to clarify that municipalities may regulate microblading under the regulations for tattooing; 44 SDR 197, June 25, 2018.
7-26-2018	Department of Agriculture: Amend rules to establish emerald ash borer as a regulated insect, and establish restrictions on the movement of material that might further the spread of emerald ash borer; 45 SDR 1, July 2, 2018.
8-6-2018	Department of Agriculture: Amend rules to remove unnecessary definitions; add a definition for small or beginning farmer; repeal "building our South Dakota rural communities" (BOSDRC) grant rules; update language regarding conservation tillage equipment loans; combine rules for participation loan programs; allow direct loans to be provided; enhance the way the Secretary of Agriculture sets interest rates; repeal livestock loan rules; and repeal rules regarding the Beginning Farmer Down Payment Guaranty Program; 44 SDR 197, June 25, 2018.

8-10-2018	Department of Labor and Regulation: Appraiser Certification Program: Amend rules to define AMC National Registry, appraiser panel, covered transaction, federally regulated appraisal management company, federally related transaction regulations, and secondary mortgage market participant; require new application for change of ownership; correct typographical errors; clarify requirements for quality control system; specify requirements for Standard 3 reviews and compliance with uniform standards; require appraisal fee to be paid within 45 days; require services comply with specific sections of TILA; clarify certain grounds for disciplinary action; add grounds for disciplinary action to include if an owner has had certain disciplinary action taken, investigation of a controlling person or designated officer, failing to comply with a final order, failure of a controlling person or designated officer to demonstrate good moral character or failing to register as required; and provide for collection and remittance of AMC National Registry fees; 45 SDR 1, July 2, 2018.
8-22-2018	Department of Veterans Affairs: Amend rules to clarify the duties of county veterans' service officers, and simplify the application process; 44 SDR 197, June 25, 2018.

RULES REVIEW COMMITTEE MEETINGS

The next meeting of the Interim Rules Review Committee for the 2018 Interim is Monday, August 20, 2018, at 10:00 a.m. in Room 414 of the State Capitol. Other meetings scheduled for the 2018 interim will be held September 17 and November 13.

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>.

The **South Dakota Register**, ISSN 0191-1104, is published by the South Dakota Legislative Research Council pursuant to SDCL 1-26A-1. Information from the Register is available free of charge on the LRC website: www.sdlegislature.gov/. You may subscribe to electronic delivery of the **South Dakota Register** at *My LRC* on the LRC website.