



# SOUTH DAKOTA REGISTER

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## FILINGS WITH THE LEGISLATIVE RESEARCH COUNCIL

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### Notice

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The **Department of Social Services** intends to hold a public forum regarding the [Former Foster Care Youth Demonstration](#). The demonstration was approved by the Center for Medicare and Medicaid Services on May 1, 2018 and provides the State with the authority to continue Medicaid coverage for individuals who were in foster care under the responsibility of another state, were enrolled in Medicaid in that state, and now reside in South Dakota. The forum will be held at the Kneip 2 Conference Room, Kneip Building, 700 Governors Drive, Pierre, South Dakota, on November 19, 2019, at 2:00 p.m. CT. Persons wanting to appear telephonically can call (866) 410-8397 and enter conference code 6857840198. Questions regarding the forum may be sent to [DSS.Medicaid@state.sd.us](mailto:DSS.Medicaid@state.sd.us).

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## UNIFIED JUDICIAL SYSTEM

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### Supreme Court Rules Hearing

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**February 2020 Rules Hearing:** A Supreme Court Rules Hearing will be held in the Courtroom of the Supreme Court, State Capitol, 500 East Capitol Avenue, Pierre, South Dakota on February 11, 2020, at 11:00 a.m. CT. An original and five copies of proposals for amendment or adoption of rules should be filed with the Clerk of the Supreme Court no later than December 6, 2019. Submitters must comply with SDCL 16-3-5.1 when submitting proposals.

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## SCHEDULED PUBLIC HEARINGS

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10-15-2019	<a href="#">Department of Health</a> : Amend rules to prescribe a form to be used by a physician to comply with the requirement of SDCL 34-23A-10.1(1); 46 SDR 40, September 16, 2019.
10-15-2019	<a href="#">Department of Health</a> : Amend rules to reflect current practices; delete unnecessary rules; and increase flexibility in providing Assisted Living services; 46 SDR 41, September 16, 2019.
10-17-2019	<a href="#">South Dakota Board of Examiners in Optometry (Department of Health)</a> : Amend rules to clarify existing language for release of prescriptions; set out processes for reviewing license applications; establish and clarify processes for license renewal and late renewal fee; update and clean up continuing education requirements and documentation; revise requirements of notification of change in professional corporation membership; and add three CPT codes to clinical procedures approved for optometrists; 46 SDR 39, September 16, 2019.
10-17-2019	<a href="#">South Dakota Board of Minerals and Environment (Department of Environment and Natural Resources)</a> : Amend rules to update South Dakota's existing air quality rules by incorporating updated, codified federal regulations; incorporating by reference the revised federal National Ambient Air Quality Standards; and incorporating federal requirements for municipal solid waste landfills; 46 SDR 39, September 16, 2019.

10-17-2019	<b><u>Civil Service Commission (Bureau of Human Resources):</u></b> Amend a rule to change a written examination from a mandatory requirement to an optional criterion during the law enforcement employment selection process; 46 SDR 49, September 30, 2019.
10-18-2019	<b><u>Appraiser Certification Program (Department of Labor and Regulation):</u></b> Amend rules to define appraisal in rule the same as in statute; require state-registered appraisers and supervisors to jointly maintain the required experience log for accuracy; remove language regarding when supervision may begin; reduce the number of joint inspections required; correct a cited rule; establish the length of time the appraiser examination is valid; adopt the new edition of the uniform standards; correct the timeframe for completion of the uniform standards update course; and establish criteria for instructors of the department's training course; 46 SDR 54, October 7, 2019.
10-18-2019	<b><u>South Dakota State Board of Dentistry (Department of Health):</u></b> Amend rules to incorporate the Integrated National Board Dental Examination; streamline and update requirements regarding clinical competency examinations; update supervision levels; update the duties and procedures performed by dental assistants and registered dental assistants; update registered dental assistant registration requirements and training program criteria; remove redundant regulations and obsolete provisions, and update references; update student exemption to registration; and update continuing education requirements applicable to registered dental assistants; 46 SDR 37, September 9, 2019.
10-21-2019	<b><u>South Dakota Board of Barber Examiners (Department of Labor and Regulation):</u></b> Amend rules to update language to current nationally recognized terminology; update safety and infection control requirements; add blood exposure procedures; and update rules that affect barber schools including instructor-to-student ratio, allow for substitute instructors, establish equipment requirements, change board approval of a school from accreditation to school license, and establish the number of hours barber students must spend in classrooms, demonstrations, and practice before performing service on a client; 46 SDR 49, September 30, 2019.
10-22-2019	<b><u>South Dakota Electrical Commission (Department of Labor and Regulation):</u></b> Amend rules to increase the fees for certain inspections and establish an allotted amount of inspections per permit type; 46 SDR 54, October 7, 2019.
10-23-2019	<b><u>South Dakota Real Estate Commission (Department of Labor and Regulation):</u></b> Amend a rule to require team leaders to keep a current list of their team members, require the responsible broker to maintain the list, and make the list available upon request from the commission; 46 SDR 50, September 30, 2019.
10-24-2019	<b><u>Department of Transportation:</u></b> Amend and establish rules to expand the 35 mile-per-hour limited speed zone through Bryant; shift the locations of the 45 mile-per-hour limited speed zones on the east and west ends of Bryant; expand the approved routes for longer combination vehicles; and allow the testing and operation of groups of individual motor vehicles traveling in a unified manner at electronically coordinated speeds and distance intervals that are closer than otherwise allowed under SDCL 32-26-40 through 32-26-42; 46 SDR 54, October 7, 2019.
2-11-2020	<b><u>February 2020 Rules Hearing:</u></b> A Supreme Court Rules Hearing will be held in the Courtroom of the Supreme Court, State Capitol, 500 East Capitol Avenue, Pierre, South Dakota on February 11, 2020, at 11:00 a.m. CT. An original and five copies of proposals for amendment or adoption of rules should be filed with the Clerk of the Supreme Court no later than December 6, 2019. Submitters must comply with SDCL 16-3-5.1 when submitting proposals; 46 SDR 57, October 15, 2019.

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## RULES REVIEW COMMITTEE MEETINGS

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The final meeting of the Interim Rules Review Committee for the 2019 interim is Monday, November 4, 2019, at 10:00 a.m. CT in Room 414 of the Capitol. Notices of 2019 Rules Review Committee meetings will be provided 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.

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