

State of South Dakota

EIGHTY-EIGHTH SESSION
LEGISLATIVE ASSEMBLY, 2013

649U0234

SENATE ENGROSSED NO. **SB 185** - 02/12/2013

Introduced by: Senators Hunhoff (Jean), Begalka, Brown, Buhl, Frerichs, Heineman (Phyllis), Krebs, Lederman, Lucas, Olson (Russell), Peters, Rave, Rhoden, Sutton, Tidemann, and Vehle and Representatives Gibson, Bartling, Duvall, Feickert, Feinstein, Hansen, Hawks, Hawley, Heinert, Hunhoff (Bernie), Kirschman, Lust, Parsley, Peterson, Rounds, Schaefer, Schrempp, Sly, Soli, Solum, Tyler, and Wismer

1 FOR AN ACT ENTITLED, An Act to clarify the authority of the interim rules review
2 committee.

3 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF SOUTH DAKOTA:

4 Section 1. That chapter 1-26 be amended by adding thereto a NEW SECTION to read as
5 follows:

6 The interim rules review committee may:

- 7 (1) Declare that the rule-making process is complete to the satisfaction of the committee;
- 8 (2) Revert the rule to an earlier step in the rule adoption procedure pursuant to § 1-26-4.7
9 to consider an amendment to the proposed rule; or
- 10 (3) Move to suspend the proposed rule pursuant to § 1-26-38.

11 Section 2. That chapter 1-26 be amended by adding thereto a NEW SECTION to read as
12 follows:

13 If the interim rules review committee reverts a rule to consider amendments to the proposed



1 rule, the agency may make the amendment and resubmit the rule as amended at the next meeting
2 of the interim rules review committee. An agency is not required to hold a hearing on an
3 amendment made under this section. If the agency makes the amendment, the amended rule
4 shall be published in the next register.