

REGISTER



South Dakota Legislative Research Council

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FILINGS IN THE LEGISLATIVE RESEARCH COUNCIL'S OFFICE:

NOTICE:

The **Department of Social Services** intends to make changes to the South Dakota Medicaid State Plan regarding the department's fee schedules. The proposed State Plan Amendment (SPA) clarifies the effective dates of the department's fee schedules including in home services which were subject to a 0.3 percent inflationary increase effective July 1, 2017. The inflationary increase was appropriated by the state legislature during the 2017 legislative session. The SPA also clarifies reimbursement methodology for transportation and personal care services, and updates terminology regarding religious non-medical home health care institutions. In addition, the SPA also revises the reimbursement methodology for endstage renal disease clinics by establishing a rate of \$470 for CPT code 90999. This change is being made to comply with the federal upper payment limit. The SPA adds Introduction, page 1 to Attachment 4.19-B and revises page 38 of Attachment 4.19-B of the South Dakota Medicaid State Plan. The Department intends to make this SPA effective February 1, 2018. The estimated federal fiscal impact will be -\$293,031.48 in Federal Fiscal Year 2018 and -\$459,740.21 in Federal Fiscal Year 2019. The SPA is available to view on the department's website at <http://dss.sd.gov/medicaid/medicaidstateplan.aspx>. Copies of the proposed SPA pages are also available at the Department of Social Services, Division of Medical Services. Written requests for a copy of these changes, and corresponding comments, may be sent to:

Division of Medical Services, Department of Social Services, 700 Governors Drive, Pierre, SD 57501-2291.

FILINGS IN THE SECRETARY OF STATE'S OFFICE:

Executive Order:

The Governor has signed **Executive Order 2017-11**, dated December 27, 2017. In February 2001, an Act to authorize South Dakota to participate in the Revised Interstate Compact for Adult Offender Supervision was passed by the South Dakota Legislature and signed by the Governor. All states and territories have enacted the compact into law. The Act applies to parolees who are governed through Executive Branch functions and probationers who are governed through Judicial Branch functions; the two branches share the duties and tasks associated with the interstate transfer of such offenders. The Act requires each member state to create a State Council for Interstate Adult Offender Supervision with the responsibility of appointing the Compact Administrator as the State Commissioner to the Interstate Commission for Adult Offender Supervision. In South Dakota, the Executive Director of the Board of Pardons and Paroles serves as the compact administrator for adult parolees and the Director of Court Services serves as the compact administrator for adult probationers. This executive order directs that the South Dakota State Council for Interstate Adult Offender Supervision be continued with the Executive Director of the Board of Pardons and Paroles for the state of South Dakota serving as South Dakota's Compact Administrator and as a

member of the State Council. It also authorizes as the other members of the State Council: the Director of Court Services, appointed by the Chief Justice of the State Supreme Court; a Circuit Court Judge, appointed by the Chief Justice of the State Supreme Court; a State Legislator, appointed by the South Dakota Legislature's Executive Board; the Secretary of Corrections, appointed by the Governor; a representative of a victims' group, appointed by the South Dakota Attorney General; and a state or local law enforcement officer, appointed by the South Dakota Attorney General. The Executive Director of the Board of Pardons and Paroles, the Director of Court Services, and the Secretary of Corrections serve as continuous members of the State Council for the term they are appointed to these positions; other members serve three-year terms. The State Council is required to meet at least twice a year. The order expires on December 31, 2022.

LEGISLATIVE APPOINTMENT:

Governor Dennis Daugaard announced on December 29, 2017, that he will appoint Michael Diedrich of Rapid City to fill the District 34 vacancy in the State House of Representatives created by the death of Representative Craig Tieszen.

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

1-11-2018	Department of Game, Fish and Parks: Amend rules to modify the Low Plains South Zone hunting season to begin on the third Saturday instead of the second Saturday; increase the pigtail bag limit from one to two; remove Lawrence and Meade Counties from Unit 1 and place them in Unit 2 for the Canada goose hunting season and allow goose hunting into mid-February; and reduce the daily limit from fifteen to eight birds and change the possession limit from forty-five to three times the daily limit of Canada geese; 44 SDR 111, December 27, 2017.
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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>.