

# REGISTER



## South Dakota Legislative Research Council

Volume 43

Tuesday, 8:00 a.m., January 3, 2017

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### FILINGS IN THE LEGISLATIVE RESEARCH COUNCIL'S OFFICE:

**Notice of Proposed Rules:** (The date in parentheses is the date the rules were filed in the Legislative Research Council.)

**Department of Education: Board of Education:** (December 30, 2016) intends to amend rules to update the state certification process for educators to: streamline the certification process; eliminate unnecessary barriers to the certification process; and ensure educators meet the minimum content and pedagogical knowledge requirements expected of them prior to being certified. The general authority for these rules, as cited by the board, is SDCL §§ 13-1-12.1, 13-42-3, and 13-42-71.

A public hearing will be held at the MacKay Building, First Floor, Library Commons, 800 Governors Drive, Pierre, South Dakota, on January 19, 2017, at 10:30 a.m. CST. Copies of the proposed rules may be obtained without charge from the Department of Education, Attn: Ferne Haddock, 800 Governors Drive, Pierre, SD 57501 or at

<http://www.doe.sd.gov/board/index.aspx>.

Written comments may be sent to the board at the address above or at this website:

<https://rules.sd.gov/default.aspx>. Material sent by mail must be received by January 18, 2017, to be considered. This hearing is being held in a physically accessible place. Persons who have special needs for which the department can make arrangements are asked to call (605) 773-3553 at least 48 hours before the hearing.

### NOTICES:

The **Department of Social Services**, in conjunction with the **Department of Human Services**, has proposed a renewal to the Assistive Daily Living Services (ADLS) 1915(c) HCBS Waiver, which is operated by the Division of Rehabilitation Services, Department of Human Services. The proposed waiver is available on the Department's website: <http://dhs.sd.gov/rehabservices/ADLS.aspx>. The proposed waiver will be open for public comment from December 29, 2016, to January 28, 2017. Comments may be made by e-mail to [infors@state.sd.us](mailto:infors@state.sd.us). Comments will also be accepted by mail or phone. Copies of the proposed waiver are available at the Department of Human Services, Division of Rehabilitation Services. Written requests for a copy of the proposed waiver, and corresponding comments, may be sent to: Jennifer Geuther, ADLS Waiver Manager, Department of Human Services, Division of Rehabilitation Services, 3800 E. Hwy. 34, c/o 500 E. Capitol Ave., Pierre, SD 57501.

The **Department of Social Services**, in conjunction with the **Department of Human Services**, has proposed a renewal to the Family Support 360 Medicaid 1915 (c) waiver, which is operated by the Division of Developmental Disabilities, Department of Human Services. The proposed waiver renewal is available on the Department of Human Services website: <http://dhs.sd.gov/developmentaldisabilities/default.aspx>. The proposed waiver renewal will be open for public comment for 30-days from January 3, 2017, through February 1, 2017. Comments may be made by e-mail to [infodd@state.sd.us](mailto:infodd@state.sd.us), by phone at 605-773-3438,

or by mail. Copies of the proposed waiver renewal are available at the Department of Human Services, Division of Developmental Disabilities. Written requests for a copy of the proposed waiver, and corresponding comments, may be sent to Department of Human Services, Division of Developmental Disabilities, Attn: Family Support 360 Waiver Renewal, c/o 500 East Capitol, Pierre, SD 57501.

**FILINGS IN THE SECRETARY OF STATE'S OFFICE:**

**Executive Appointments:**

**Gary D. Jensen**, Rapid City, was reappointed on December 9, 2016, to the **Game, Fish and Parks Commission**, effective January 11, 2017, and shall continue until January 10, 2021.

**Douglas Sharp**, Watertown, was appointed on December 9, 2016, to the **Game, Fish and Parks Commission**, to replace James Spies, effective January 11, 2017, and shall continue until January 10, 2021.

**Liza Clark**, Pierre, was appointed on December 15, 2016, to the position of

**Commissioner of the Bureau of Finance and Management**, effective January 1, 2017, and serve at the pleasure of the Governor.

**Keith Bonenberger**, Kadoka, was appointed on December 19, 2016, to the **Council of Juvenile Services**, effective immediately and shall continue until October 30, 2019.

**Charles Frieberg**, Pierre, was appointed on December 19, 2016, to the **Council of Juvenile Services**, to replace Nancy Allard, effective immediately and shall continue until October 30, 2018.

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 Regulation, and the Department of Labor for Article 47:03.

**REMINDER OF HEARINGS SCHEDULED**

<p><b>1-19-2017</b></p>	<p><b>Department of Education: Board of Education</b> Amend rules to update the state certification process for educators to: streamline the certification process; eliminate unnecessary barriers to the certification process; and ensure educators meet the minimum content and pedagogical knowledge requirements expected of them prior to being certified; 43 SDR 95, January 3, 2017.</p>
<p><b>1-26-2017 (Originally set for 12-16-2017)</b></p>	<p><b>Department of Transportation</b> Amend a Tripp County speed zone rule by reducing a speed limit from 65 mph to 45 mph on U.S. Highway 183 beginning at its junction with U.S. Highway 18 in Colome, then south for 0.5 mile; 43 SDR 85, November 28, 2016.</p>
<p><b>1-26-2017</b></p>	<p><b>Department of Transportation</b> Amend a 65 mile per hour speed zone on Interstate 29 by extending it an additional 1.58 miles south to begin at milepost 72.72 and end at milepost 85.25; 43 SDR 93, December 27, 2016.</p>

**RULES REVIEW COMMITTEE MEETINGS**

The Interim Rules Review Committee will have an informal meeting near the close of the Ninety-second Legislative Session to set the tentative meeting schedule for the 2017 interim. Watch for a notice of this informal meeting 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>.

