

REGISTER

South Dakota Legislative Research Council



Volume 28

Monday, 8:00 a.m., February 4, 2002

A COPY OF EACH REGISTER IS FILED IN THE OFFICE OF THE SECRETARY OF STATE

NOTICES OF PROPOSED RULES: (The date in parentheses is the date the rules were filed in the Legislative Research Council)

South Dakota Lottery: (February 1, 2002) intends to adopt rules to update the Powerball game rules and to implement the Hot Lotto game as a lotto product of the South Dakota Lottery. The general authority for these rules, as cited by the office, is SDCL 42-7A-21.

A public hearing will be held in the Lewis and Clark Room, Ramkota Inn River Centre, 920 West Sioux Avenue, Pierre, South Dakota, on February 22, 2002, at 10:30 a.m. Copies of the proposed rules may be obtained from the South Dakota Lottery, 207 East Capitol Avenue, Pierre, South Dakota 57501. Written comments may be sent to the South Dakota Lottery at the above address and must be received by February 21, 2002, to be considered. This hearing is being held in a physically accessible place. Persons who have special needs for which the office can make arrangements are asked to call (605) 773-5770 at least forty-eight hours before the hearing.

NOTICE: The **South Dakota Lottery** is ending instant ticket game number 137-Buffalo Bingo. The last day that prizes will be paid for the game is July 28, 2002.

CORRECTION: On page 105 of the *South Dakota Register*, delete "DEPARTMENT OF COMMERCE AND EDUCATION: DIVISION OF" and insert "DEPARTMENT OF COMMERCE AND REGULATION: DIVISION OF".

FILINGS IN THE SECRETARY OF STATE'S OFFICE:

Administrative Rules:

SOUTH DAKOTA RETIREMENT SYSTEM: BOARD OF TRUSTEES:
62:01:08:01, 62:01:08:03; 62:03:01:01;
62:03:03:02, 62:03:03:03, 62:03:03:03.01,
62:03:03:03.02, 62:03:03:04; 62:03:04:01,
62:03:04:02, 62:03:04:03; 62:03:05:01,
62:03:05:02, 62:03:05:03, 62:03:05:04,
62:03:05:05, 62:03:05:06, 62:03:05:07;
62:03:06:01, 62:03:06:03, 62:03:06:03.01,
62:03:06:03.02, and 62:03:06:05.

History-Notice: 28 SDR 75, Nov. 19, 2001
Hearing: December 5, 2001
Filed: January 25, 2002
Effective: February 14, 2002

DEPARTMENT OF SOCIAL SERVICES:
67:47:01:02, 67:47:01:10, 67:47:01:10.01,
67:47:01:10.02, 67:47:01:10.04, 67:47:01:19,
67:47:01:23, 67:47:01:24, 67:47:01:25,
67:47:01:25.01, 67:47:01:28; 67:47:02:09,
67:47:02:09.01, 67:47:02:09.02,
67:47:02:09.04, 67:47:02:16, 67:47:02:17,
67:47:02:18, 67:47:02:19, 67:47:02:20;
67:47:03:02, 67:47:03:08, 67:47:03:09,
67:47:03:10, 67:47:03:12, 67:47:03:28,
67:47:03:29, 67:47:03:30, 67:47:03:31;
67:47:04:04, 67:47:04:16; 67:48:05:01 to
67:48:05:12, inclusive.

History-Notice: 28 SDR 87, Dec. 10, 2001
Hearing: January 2, 2002
Filed: January 31, 2002
Effective: February 20, 2002

DEPARTMENT OF SOCIAL SERVICES:

67:18:01:58.03, 67:18:01:61, 67:18:01:62,
67:18:01:65, 67:18:01:66; 67:14:31:22; and
67:17:02:04.

History-Notice: 28 SDR 87, Dec. 10, 2001

Hearing: January 2, 2002

Filed: January 31, 2002

Effective: February 20, 2002

The **DEPARTMENT OF SOCIAL SERVICES** has filed updates for the Food Stamp Program Certification and Accountability Manual. The updates relate to food stamp overpayment and underpayment enhancements and 2002 Social Security and SSI cost of living adjustments.

Executive Appointments:

Steven L. Zinter, Pierre, was appointed on January 29, 2002, as **Supreme Court Justice**, to replace Robert A. Miller, effective immediately upon taking the oath of office, subject to approval or rejection on a nonpolitical ballot at the first general election following the expiration of three years from the date of this appointment.

Dick Cole, Dell Rapids, was appointed on January 30, 2002, to the **Board of Service to the Blind and Visually Impaired**, to replace John Stekly, effective immediately and to continue to June 30, 2002.

Wynema Dupris, Eagle Butte, was appointed on January 30, 2002, to the **Board of Service to the Blind and Visually Impaired**, to replace Marlene Crowe, effective immediately and to continue to June 30, 2003.

Gaye Mattke, Pierre, was appointed on January 30, 2002, to the **Board of Service to the Blind and Visually Impaired**, to replace Patricia Warkenthein, effective immediately and to continue at the pleasure of the Governor.

Susan Birrenkott, Aberdeen, was appointed on January 30, 2002, to the **Board of Service to the Blind and Visually Impaired**, to replace Stan Arnold, effective immediately and to continue to June 30, 2004.

Larry Nelson, Pierre, was appointed on January 30, 2002, to the **Board of Service to the Blind and Visually Impaired**, to replace Patrick Keating, effective immediately and to continue at the pleasure of the Governor.

Owen "Keith" Bundy, Madison, was appointed on January 30, 2002, to the **Board of Service to the Blind and Visually Impaired**, to replace Steve Bruggeman, effective immediately and to continue to June 30, 2003.

Patrick Czerny, Piedmont, was appointed on January 30, 2002, to the **Board of Service to the Blind and Visually Impaired**, to replace Louis Brush, effective immediately and to continue to June 30, 2004

Linda K. Biffert, Brookings, was appointed on January 30, 2002, to the **Board of Service to the Blind and Visually Impaired**, effective immediately and to continue to June 30, 2004.

Denise A. Jones, Yankton, was reappointed on January 30, 2002, to the **Board of Service to the Blind and Visually Impaired**, effective immediately and to continue to June 30, 2004.

Note: A copy of the rules may be obtained directly from the above agencies. 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 Commerce and Regulation for commercial driver licensing, the Department of Labor for Article 47:03, and the Department of Revenue.

REMINDER OF HEARINGS SCHEDULED

2-15-2002	Agriculture: South Dakota State Fair	Correct errors, clarify dates, update procedures; 28 SDR 105.
2-22-2002	South Dakota Lottery	Update Powerball and implement Hot Lotto Game; 28 SDR 111.

Rules Review Committee Meetings

The Interim Rules Review Committee will meet again following the close of the Seventy-seventh Legislative Session.

Note: An updated version of the Administrative Rules Guide to Form and Style is now available at the LRC office and on the LRC web site.

The **South Dakota Register**, ISSN 0191-1104, is published by the South Dakota Legislative Research Council pursuant to SDCL 1-26A-1. Subscriptions to Volume 28 are \$20. Make checks payable to "State of South Dakota" and mail to the Legislative Research Council, State Capitol, 500 East Capitol Avenue, Pierre, South Dakota 57501-5070. Information from the Register is available free of charge on the Internet at <http://legis.state.sd.us>. Subscribe to receive electronic notification of the availability of the **South Dakota Register** at **MyLRC** (<http://legis.state.sd.us/mylrc/index.cfm>).