

REGISTER



South Dakota Legislative Research Council

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Monday, 8:00 a.m., February 6, 2006

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

Attorney General: Law Enforcement Officers Standards and Training Commission:

(February 2, 2006) intends to amend rules to provide for the continuing educational requirement of law enforcement officers and to set the time frame in which law enforcement officers are to complete specific firearm and continuing educational requirements; to clarify the minimum standards for employment for law enforcement officers; to provide for a written examination for canine certification and to clarify the evaluation that a canine team must undergo; to clarify the renewal requirements for certification of canine teams; to provide a time frame in which a canine handler may repeat the required written examination and to clarify when the yearly skills evaluation can be completed; to clarify the term "evaluation"; and to clarify the minimum standards of employment for certification as 911 telecommunicators. The general authority for these rules, as cited by the commission, is SDCL 23-3-26, 23-3-35, 34-45-26, and 34-45-29.

A public hearing will be held at the George S. Mickelson Criminal Justice Center, 1302 E. SD Highway 14, Pierre, South Dakota, on March 2, 2006, at 1:00 p.m. A copy of the proposed rules may be obtained without charge from and written comments sent to the Law Enforcement Officers Standards and Training Commission, Division of Criminal Investigation, c/o Kim Knecht, George S. Mickelson Criminal Justice Center, 1302 E. SD Highway 14, Pierre, South Dakota 57501. Written comments must be received by the close of business on March 1,

2006. Persons who have special needs for which the commission can make arrangements are asked to call (605) 773-3584 before the hearing.

Department of Environment and Natural Resources: Operator Certification Program:

(February 3, 2006) has filed rules to modify the experience requirement for a water/wastewater operator that does not have applicable post-high school education in order to become certified as a Class III or IV operator. Applicable post-high school education includes "college or vocational school majoring in engineering, environmental sciences, or related fields". The general authority for these rules, as cited by the department, is SDCL 34A-3-24.

A public hearing will be held at the Cedar Shores Resort, Oacoma, South Dakota, on April 4, 2006, at 3:00 p.m. Copies of the proposed rules may be obtained from and written comments sent to the South Dakota Department of Environment and Natural Resources, Operator Certification Program, Joe Foss Building, 523 E. Capitol, Pierre, South Dakota 57501-3181. Written comments must be received by 5:00 p.m., April 3, 2006, to be considered at the hearing. Copies of the proposed rules may also be obtained without charge from the SD Operator Certification web site <http://www.state.sd.us/opercert> or by calling Rob Kittay at 605-773-4208 or by faxing a request to 605-773-5286. 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) 773-4208 at least 48 hours before the public hearing.

FILINGS IN THE SECRETARY OF STATES OFFICE: (None)

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

REMINDER OF HEARINGS SCHEDULED

3-2-2006	Attorney General: Law Enforcement Officers Standards and Training Commission	Amend rules to provide for the continuing educational requirement of law enforcement officers and to set the time frame in which law enforcement officers are to complete specific firearm and continuing educational requirements; to clarify the minimum standards for employment for law enforcement officers; to provide for a written examination for canine certification and to clarify the evaluation that a canine team must undergo; to clarify the renewal requirements for certification of canine teams; to provide a time frame in which a canine handler may repeat the required written examination and to clarify when the yearly skills evaluation can be completed; to clarify the term "evaluation"; and to clarify the minimum standards of employment for certification as 911 telecommunicators; 32 SDR 135.
4-4-2006	Environment and Natural Resources: Operator Certification Program	Amend rules to modify the experience requirement for a water/wastewater operator that does not have applicable post-high school education in order to become certified as a Class III or IV operator. Applicable post-high school education includes "college or vocational school majoring in engineering, environmental sciences, or related fields"; 32 SDR 135.

RULES REVIEW COMMITTEE MEETINGS

The Interim Rules Review Committee will have an informal meeting near the close of the Eighty-first Legislative Session to set the tentative meeting schedule for the 2006 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 at the LRC office and on the Legislative Web site.

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