

# REGISTER



South Dakota Legislative Research Council

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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)

**Department of Commerce and Regulation:**  
**Division of Insurance:** (February 21, 2002) intends to adopt EMERGENCY rules to establish time frames in which eligible individuals apply for subsequent coverage following receipt of rejection notices, clarify the effective date of subsequent coverage, and provide notice to affected individuals regarding guaranteed issue of health plans. The general authority for these rules, as cited by the division, is SDCL 58-17-85 and 58-17-87.

A copy of the proposed rules may be obtained from the South Dakota Division of Insurance, 118 West Capitol Avenue, Pierre, South Dakota 57501-2000. The rules are also available on the division's website at:

<http://www.state.sd.us/dcr/insurance/index.htm>.

**NOTICE:** The **South Dakota Lottery** is ending instant ticket game numbers 133 – Weekly \$500 and 132 – Lucky Ewe. The last day that prizes will be paid for the games is August 13, 2002.

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

**Administrative Rules:**

**DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES:** 74:05:05:16, 74:05:05:17, and 74:05:05:18.

History-Notice: 28 SDR 103, Jan. 14, 2001  
Hearing: January 31, 2002  
Filed: February 19, 2002  
Effective: March 11, 2002

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

2-27-2002	Labor: Division of Labor and Management	Amend workers' compensation rules; 28 SDR 115.
2-28-2002	Commerce and Regulation: Division of Insurance	Define guaranteed issue beginning date, standards for rates for new long-term care policies and long-term care sales, property casualty notice of transfer, amend special enrollment rights; 28 SDR 115.

3-7-2002	Game, Fish and Parks	Special buck license fees, define campsite, family, hard-sided camper, rent-a-camper, and lodge, making and canceling reservation, fees and refunds for certain reservations, clarify permitted occupancy on campsite, provide for revenue; 28 SDR 117.
3-13-2002	Environment and Natural Resources: Water Management Board	Well driller and well pump installer licensing requirement; 28 SDR 117.
3-13-2002	Environment and Natural Resources: Environmental Services	Revisions to federal regulations, Phase II Storm Water Regulations; 28 SDR 117
3-18-2002	Education and Cultural Affairs: Board of Education	Change postsecondary vocational education funding formula; 28 SDR 118.
3-21-2002	Law Enforcement Officers Standards and Training Commission: Criminal Investigation	Prevent law enforcement officers and 911 telecommunicators who lost certification in other states from becoming employed in SD, allow certain applicants to reapply for certification, executive director establish and publish test score, allow certain officers to retain certification by taking refresher course; 28 SDR 118.
3-21-2002	Commerce and Regulation: Commission on Gaming	New variation on the game of poker, alternative payment schedule for Let It Ride poker, allow for mixed denomination WPA systems, update section of Gaming Internal Revenue Reporting Manual; 28 SDR 118.

### ***Rules Review Committee Meetings***

The first meeting of the Interim Rules Review Committee will be held Tuesday, April 16 in Room 413 of the State Capitol. The committee chair has set the following tentative meeting schedule for the 2002 interim: May 14, June 11, August 6, September 17, November 20, and January 6.

Agencies whose rules have had a public hearing will be scheduled to meet with the Rules Review Committee and are asked to have a representative present at the meeting to give background information on their rules. Each agency is requested to provide the LRC with eight copies of the most recent draft of its rules two days before the meeting.

**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.

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