

REGISTER



South Dakota Legislative Research Council

Volume 44

Monday, 8:00 a.m., February 26, 2018

FILINGS IN THE LEGISLATIVE RESEARCH COUNCIL'S OFFICE:

DECLARATORY RULING:

The **Public Utilities Commission** of the State of South Dakota has filed with the Legislative Research Council, Declaratory Ruling EL 17-056. In this ruling, Lookout Solar had asked the Commission to determine whether a permit was necessary for a 110 MW solar facility to be located on the Pine Ridge Indian Reservation and the construction of an electric transmission line to be routed through Custer and Oglala Lakota counties. The transmission facility of approximately 11 miles in length would consist of 18 individual cables, each at 34.5 kV. After reviewing the evidence and the applicable administrative rules and statutory authority, the Commission determined that the proposed solar facility met the definition of an energy

conversion facility and a permit is required for its construction while a permit is not required for the construction of the transmission line. The Declaratory Ruling is dated January 17, 2018.

FILINGS IN THE SECRETARY OF STATE'S OFFICE:

(None)

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

2-27-2018	Office of the Attorney General: Law Enforcement Officers Standards and Training Commission: intends to amend rules to establish a training program for drug detection, explosives detection, and patrol canine teams; establish a curriculum including minimum hours of training and specific subject areas for training; and allow for reciprocity and waivers by the commission for canine teams certified in other jurisdictions or teams with members previously separately certified; 44 SDR 123, February 5, 2018.
3-1-2018	Department of Game, Fish and Parks: intends to amend rules to create a 400 yard area as a no wake zone in front of campsites in Hughes County public water safety zones; create a no wake zone in the west boat ramp bay on Shadehill Reservoir; limit hunting in Oakwood Lakes State Park to shotguns using shells, crossbows, and bows; rename the administrative chapter from Black Hills Bighorn Sheep Hunting Season to Bighorn Sheep Hunting Season and make appropriate name changes to applicable rules; and eliminate the ability to harvest one muskellunge or northern-muskellunge, turning the species into a catch and release fish; 44 SDR 127, February 12, 2018.

3-8-2018	Department of Health: Board of Medical and Osteopathic Examiners: intends to amend rules to establish the number of continuing education hours required for physical therapists and physical therapy assistants; 44 SDR 123, February 5, 2018.
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RULES REVIEW COMMITTEE MEETING

The Rules Review Committee will meet Wednesday, March 7, 2018, in Room 363 of the State Capitol to set its 2018 Interim schedule. Interested persons who need to know this schedule are encouraged to attend.

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>.