

# REGISTER

*South Dakota Legislative Research Council*



*Volume 31*

*Monday, 8:00 a.m., March 7, 2005*

**NOTICES 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:*** (March 2, 2005) intends to amend rules that will reference the fact that the department may issue one-year certificates to teachers who have let their certificates lapse; to allow the department to grant an additional one-year extension on a one-year certificate to a teacher who has extenuating circumstances and to reference the alternative certification program; to clearly state that a teacher who lets his or her certificate lapse may be issued a one-year certificate by the department, during which time the teacher may complete the required six hours of transcribed coursework; and to clearly state the type of certificate that is to be issued to a teacher who completes an alternative route to certification. The general authority for these rules, as cited by the board, is SDCL 1-45-13, 13-1-12, 13-1-12.1, 13-3-1.4, 13-3-47, 13-5-34, 13-13-18, 13-26-2.1, 13-27-3, and 13-42-3.

A public hearing will be held in the conference room of the Pierre Public Schools Office Building, 211 South Poplar Avenue, Pierre, South Dakota, on March 21, 2005, at 2:00 p.m. Copies of the proposed rules may be obtained without charge from and written comments sent to the Department of Education, South Dakota Board of Education, 700 Governors Drive, Pierre, South Dakota 57501-2291. Written comments must be received by March 21, 2005, 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) 773-3426 at least 48 hours before the hearing.

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

### **DEPARTMENT OF EDUCATION: BOARD OF EDUCATION:** 24:03:01:01;

24:03:06:06.01, 24:03:06:06.06,  
24:03:06:06.07, 24:03:06:31, 24:03:06:32;  
24:15:01:01; 24:15:03:04; 24:15:06:22,  
24:15:06:36, 24:15:06:37; 24:16:08:16, and  
24:16:08:59.

History-Notice: 31 SDR 103, Jan. 10, 2005

Hearing: January 25, 2005

Filed: March 2, 2005

Effective: March 22, 2005

## **Executive Order:**

The Governor has signed **Executive Order 2005-04** dated March 3, 2005. This order grants authority to the South Dakota Division of Wildland Fire Suppression to augment its response to any wildfires in the Black Hills during the 2005 fire season with assets from the South Dakota National Guard.

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**

3-16-2005	Revenue and Regulation: Gaming Commission	Adopt and amend rules that will allow for three additional payout schedules for three card hands when playing Silverado Stud poker; allow for a variation of poker known as Four-card poker; allow for a variation of poker known as Hold 'Em 212 poker; allow for a variation of poker known as Texas Hold 'Em Bonus poker; clarify that payout percentages for slot machines must be 17,000,000 to one or better; remove video monitors and include shufflers in associated equipment which affects game outcome; allow the use of promotional and bonus systems in slot machines; require that two-dollar chips be predominately orange and \$500 chips predominantly purple; and clarify that all monies held in the cage are locked and secured; 31 SDR 121.
3-17-2005	Environment and Natural Resources: Board of Minerals and Environment	Amend language related to approved uses and disposal of tire wastes; 31 SDR 121.
3-21-2005	Education: Board of Education	Amend rules that will reference the fact that the department may issue one-year certificates to teachers who have let their certificates lapse; to allow the department to grant an additional one-year extension on a one-year certificate to a teacher who has extenuating circumstances and to reference the alternative certification program; to clearly state that a teacher who lets his or her certificate lapse may be issued a one-year certificate by the department, during which time the teacher may complete the required six hours of transcribed coursework; and to clearly state the type of certificate that is to be issued to a teacher who completes an alternative route to certification; 31 SDR 129.
3-29-2005	Revenue and Regulation: Appraisers	Amend a rule to require that an appraisal conform to the Uniform Standards of Professional Appraisal Practice, 2005 Edition; 31 SDR 115.

***Rules Review Committee Meetings***

The Interim Rules Review Committee will hold a meeting on Tuesday, March 22, 2005, at 10:00 a.m. in the LRC Conference Room, Third Floor of the State Capitol, Pierre, South Dakota, to set the meeting schedule for the upcoming interim.

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

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