

# REGISTER



## South Dakota Legislative Research Council

Volume 35

Monday, 8:00 a.m., March 9, 2009

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

***Department of Health: Joint Board of Nursing and Medical and Osteopathic Examiners:***

(March 2, 2009) intends to amend a rule to change the collaboration requirements for a certified nurse practitioner or certified nurse midwife who practices at multiple or separate practice locations. The general authority for this rule, as cited by the board, is SDCL 36-9A-41.

A public hearing will be held in Conference Room 303, Board of Medical and Osteopathic Examiners, 101 North Main Avenue Sioux Falls, South Dakota, on April 8, 2009, at 9:00 a.m. Copies of the proposed rule may be obtained without charge from and written comments sent to the Board of Nursing, 4305 South Louise Avenue, Suite 201, Sioux Falls, South Dakota 57106, or by calling

(605) 362-2760. Written comments must be received by April 1, 2009, to be considered. Persons who have special needs for which the board can make arrangements are asked to call (605) 362-2760 before the public hearing.

**FILINGS IN THE SECRETARY OF STATE'S 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

3-11-2009	Environment and Natural Resources: Water Management Board	Amend Surface Water Quality rules to update references; correct typographical errors; clarify language; update toxic pollutant criteria; add and modify definitions; modify the dissolved oxygen and pH criteria; add E. coli criteria; set site specific criteria for the Little White River and White River; add beneficial uses to low flow rates for low quality fishery waters; review, remove, and reassign designated beneficial uses of certain lakes; and review and reassign designated beneficial uses of certain streams and correct typographical errors; 35 SDR 189.
3-17-2009	Social Services	Amend Medical Services Program rules to revise terminology; specify requirements and

		limitations of covered transportation services; move certain fee schedules to the Department's website and establish a system under which a provider can request an amendment to the schedules; update rates of payment for covered transportation services; and establish criteria for reimbursement of covered transportation services; amend Child Protection Services Program rules to establish water safety standards for family foster homes and require a group care center provider to submit its building plans for review; and amend LIEAP Program rules to remove the maximum payment limit for repair of a household's heating system; 35 SDR 203.
3-30-2009	Education: Board of Education	Adopt and amend Ed Resources rules to require schools to submit a plan if they do not meet their annual measurable objective specific to highly qualified teachers for three consecutive years and increase fees for teachers who apply for initial or for renewing a teacher certificate; and amend an Administration rule to require districts to verify the final submission of data on the second Friday in June and eliminate the additional seven days for districts that are greater than 5000 students for the June reporting deadline; 35 SDR 203.
3-30-2009	Health: Health and Medical Services	Amend a rule to ensure that Children's Special Health Services (CSHS) is using the current poverty guidelines in determining financial assistance eligibility; 35 SDR 204.
4-8-2009	Health: Joint Boards of Nursing and Medical and Osteopathic Examiners	Amend a rule to change the collaboration requirements for a certified nurse practitioner or certified nurse midwife who practices at multiple or separate practice locations; 35 SDR 215.

### RULES REVIEW COMMITTEE MEETINGS

The Interim Rules Review Committee will have an informal meeting near the close of the Eighty-fourth Legislative Session to set the tentative meeting schedule for the 2009 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 on the Legislative Web site at <http://legis.state.sd.us/rules/index.aspx>.

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