

REGISTER



South Dakota Legislative Research Council

Volume 45

Monday, 8:00 a.m., April 1, 2019

GET COPIES OF PROPOSED RULES AND OTHER INFORMATION AT NO CHARGE at <https://rules.sd.gov> or by contacting the agency directly via the means outlined in their notice of hearing.

FILINGS IN THE LEGISLATIVE RESEARCH COUNCIL'S OFFICE:

Notice of Proposed Rules: (The date in parentheses is the date the rules were filed with the Legislative Research Council.)

Department of Education: South Dakota Board of Education Standards: (March 27, 2019) intends to amend rules to update language to reflect industry standards; correct references to national program standards where applicable; and align terminology and requirements with educator certification rules updated. The general authority for these rules, as cited by the board, is SDCL §§ 13-1-12.1 and 13-42-3.

A public hearing will be held at the Dakota Prairie Elementary Community Room, 111 26th Street South, Brookings, South Dakota, on May 20, 2019, at 9:00 a.m. CT. Copies of the proposed rules may be obtained without charge from and written comments sent to South Dakota Department of Education, Attn: Ferne Haddock, 800 Governors Drive, Pierre, SD 57501, or electronically to

ferne.haddock@state.sd.us or <https://rules.sd.gov/default.aspx>. Material sent by mail or email must reach the agency by May 16, 2019, to be considered. This hearing is being held in a physically accessible place. Persons who have special needs for which the agency can make arrangements are asked to call (605) 773-3553 at least 48 hours before the public hearing.

FILINGS IN THE SECRETARY OF STATE'S OFFICE:

DEPARTMENT OF GAME, FISH AND PARKS: 41:06:01:08.01, 41:06:01:09, 41:06:01:10; 41:06:03:01, 41:06:03:02; 41:06:13:02.

History-Notice: 45 SDR 107, Feb. 11, 2019
Hearing: February 28, 2019
Filed: March 28, 2019
Effective: April 17, 2019

NOTE REGARDING ADOPTED 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

4-4-2019	South Dakota Retirement System: Amend rules to update statutory citations of authority and internal cross references to correspond with the changes resulting from passage of House Bill 1010 of the 2019 Legislative Session, and to clarify language and repeal obsolete provisions; 45 SDR 115, March 11, 2019.
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<p>4-4-2019</p>	<p>Department of Game, Fish and Parks: Amend or establish rules to alter the boundary of an existing unit as described in rule; close the antlerless elk units listed in ARSD 41:06:47:01; allow for an individual who submits a habitat solution with such solution being deemed worthy by the Secretary to receive either authorization to access the state park system or hunt small game without a fee for one calendar year; establish a resident special any whitetail deer license and set a fee; establish a nonresident special any whitetail deer license and set a fee; set application fees and create one Custer State Park any bison license and three super license packages that include tags for one any elk, one any deer, and one any antelope; extend the date from May 1 to August 31 that traps, snares, and associated equipment may be used on public lands and improved road rights-of-ways; require that traps, snares, and associated equipment be actively operated and checked in accordance with trap-check rules; outline the guidelines of the Nest Predator Bounty Program; simplify the times the park system is open for use; simplify the definitions of commercial use and limit the restriction to the state park system; strike the "fifteen day" limitation and change it to "fourteen nights" for camping in state parks, recreation areas, and state lakeside use areas; repeal the rule prohibiting uncased .22 caliber rimfire firearms in the state park system; alter the dates that tree stands, elevated platforms, and portable blinds be allowed in the park; allow any enrolled Crow Creek tribal member and their family to enter West Bend Recreational Area without a park entrance license; simplify the times and dates a park entrance license is valid; allow South Dakota veterans organizations or groups to participate in permitted group activities on the Mickelson Trail without purchasing a trail pass; allow a user without a pass the option to purchase a daily pass or an annual pass depending on the length of time they plan to use the trail; and remove the \$15 annual pass late fee; 45 SDR 117, March 18, 2019.</p>
<p>4-16-2019</p>	<p>Office of the Secretary of State: Board of Finance: Amend rules to increase in-state lodging rates for state employees to \$75 plus tax per night and increase per diem rates for state employees to a maximum of \$40 per day for in-state and \$56 per day for out-of-state travel claims; 45 SDR 120, March 25, 2019.</p>
<p>4-17-2019</p>	<p>Department of Agriculture: Amend rules to increase the number of voting districts for members of the Soybean Research and Promotion Council from seven to nine and reorganize the counties into those nine new districts; 45 SDR 120, March 25, 2019.</p>
<p>5-20-2019</p>	<p>Department of Education: South Dakota Board of Education Standards: Amend rules to update language to reflect industry standards; correct references to national program standards where applicable; and align terminology and requirements with educator certification rules updated; 45 SDR 124, April 1, 2019.</p>

RULES REVIEW COMMITTEE MEETINGS

The next meeting of the Interim Rules Review Committee for the 2019 Interim is Monday, May 6, 2019, at 10:00 a.m. CT in Room 414 of the State Capitol. Other meetings scheduled for the 2019 interim will be held June 3, July 8, August 12, September 9, and November 4.

Watch for notices of 2019 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>.