

# REGISTER



## South Dakota Legislative Research Council

Volume 38

Monday, 8:00 a.m., May 7, 2012

**NOTICES OF PROPOSED RULES:** (None)

continue until April 14, 2015.

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

#### Executive Appointments:

**Richard H. Broderick, Jr.**, Rapid City, was appointed on April 26, 2012, to the **Fire Marshal's Advisory Board**, to replace Jim Tish, effective immediately and shall continue until April 12, 2016.

**Jerry L. Diamond**, Oacoma, was appointed on April 26, 2012, to the **Fire Marshal's Advisory Board**, to replace Ralph Stinson, effective immediately and shall continue until April 12, 2016.

**Richard C. Gustad, Jr.**, Platte, was appointed on April 26, 2012, to the **Fire Marshal's Advisory Board**, to replace Daniel Cotton, effective immediately and shall continue until April 12, 2016.

**Michael L. Harstad**, Crooks, was appointed on April 26, 2012, to the **Fire Marshal's Advisory Board**, to replace Ron Bell, effective immediately and shall continue until April 12, 2016.

**Clark Hepper**, Pierre, was reappointed on April 26, 2012, to the **State Plumbing Commission**, effective immediately and shall

**Stephen F. Jones**, Jefferson, was appointed on April 26, 2012, to the **South Dakota Economic Development Finance Authority Board of Directors**, to replace George Lund, effective immediately and shall continue until June 30, 2016.

**Christopher L. Moore**, Madison, was appointed on April 26, 2012, to the **State Plumbing Commission**, to replace Jim Berreth, effective immediately and shall continue until April 14, 2015.

**James E. Strain**, Rapid City, was appointed on April 27, 2012, to the **Fire Marshal's Advisory Board**, to replace Bruce Milne, effective immediately and shall continue until April 12, 2016.

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

5-9-2012	Social Services: Division of Medical Services	Amend rules to clarify the payment rate for inpatient services provided at out-of-state hospitals; specify that the daily rates for
----------	---	---

		<p>perinatal units, rehabilitation units, children's care hospitals, and swing-bed hospitals are located on the department's website; outline new reimbursement guidelines for in-state acute care hospitals submitting cost outlier claims containing charges for implantable devices; specify that coverage of non-emergency dental services for adults will be limited to \$1,000 per state fiscal year; maintain the dispensing fees for certain items dispensed by a pharmacy or public health service provider; and update the cost share amount for brand name drugs and propose a cost share amount for generic name drugs; 38 SDR 177.</p>
<p>5-11-2012</p>	<p>Revenue: Division of Business Tax and Division of Property and Special Taxes</p>	<p>Amend Business Tax rules to simplify the filing process for a seller that is registered under the Streamline agreement; comply with the Streamline agreement; correct a typo; and further define the application process for a professional employers organization; amend Property and Special Taxes rules to update the rules based on a statutory change; define the term "retail establishment" as used in SDCL 10-50-105; provide a mechanism to take a deduction for certain taxes paid; update an outdated provision; and raise the allowable refund rate; 38 SDR 184.</p>
<p>5-16-2012</p>	<p>Revenue: Commission on Gaming</p>	<p>Amend Gaming rules to identify the definition of Pit Boss to provide enhanced security at table games following the bet limit increase; enhance security in light of the Legislature's increase of bet limits to \$1,000; allow the Executive Secretary to approve transfer of license stamps between licensed operators; permit the Executive Secretary to approve license renewals, approval of additional retail license, and approve assignment of location of retail licenses subject to the approval of the Commission; increase the minimum bankroll requirements that must be maintained by the licensee; require pit boss supervision at blackjack or house banked poker games with bet limits in excess of \$100; require tips to be placed in a secure location and provide measures for the coloring up, or exchange of chips to a higher denomination; add Pai Gow and Casino War as authorized variations of poker; clarify that the bonus bet is an optional</p>

		bet and clarify when the three card option should be utilized; include radio frequency identification chips as associated equipment in slot machines; create a fifty-cent chip, a one-thousand dollar chip and a five-thousand dollar chip, as well as denote their colors; require fixed cameras for blackjack or house banked poker games with bets in excess of \$100; increase the period of time that a licensee must retain recorded video images from seven to 14 days; and require daily inspections of recording equipment and a review of all recorded images weekly; 38 SDR 183.
--	--	---

### **RULES REVIEW COMMITTEE MEETINGS**

The next meeting of the Interim Rules Review Committee will be held Tuesday, May 29, 2012, in Room 414, Fourth Floor, of the State Capitol. The committee chair has set the following tentative meeting schedule for the 2012 interim: July 10, August 14, September 18, November 13, and December 18.

**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>.

The **South Dakota Register**, ISSN 0191-1104, is published by the South Dakota Legislative Research Council pursuant to SDCL 1-26A-1. Subscriptions to Volume 38 are \$25. Make checks payable to "State of South Dakota" and mail to the Legislative Research Council, State Capitol, 500 East Capitol Avenue, Pierre, South Dakota 57501-5070. Information from the Register is available free of charge on the Internet at <http://legis.state.sd.us>. Subscribe to receive electronic notification of the availability of the **South Dakota Register** at **MyLRC** (<http://legis.state.sd.us/mylrc/index.aspx>).