

REGISTER



South Dakota Legislative Research Council

Volume 44

Monday, 8:00 a.m., May 7, 2018

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 Transportation: (May 2, 2018) intends to amend rules to change the speed limit from 35 to 25 miles per hour on portions of U.S. Highway 14A in and around Lead and Deadwood. The general authority for these rules, as cited by the agency, is SDCL §32-25-7.

A public hearing will be held in the Commission Room, Becker-Hansen Building, 700 East Broadway, Pierre, South Dakota, on May 24, 2018, at 9:00 a.m. CT. Copies of the proposed rules may be obtained without charge from and written comments sent to the Secretary of the South Dakota Department of Transportation, Becker-Hansen Building, 700 E. Broadway Avenue, Pierre, SD 57501. Copies of the proposed rules are also available at <https://open.sd.gov>. Comments may be sent electronically to darin.bergquist@state.sd.us. Information submitted by mail or email must reach the Department on or before May 20, 2018, 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) 773-3540 or 1-800-877-1113 (Telecommunication Device for the Deaf) prior to the public hearing.

NOTICE:

The **Department of Social Services** intends to make changes to the South Dakota Medicaid

State Plan regarding substance use disorder treatment and community mental health centers (CMHCs). The proposed State Plan Amendment (SPA) clarifies covered services and the reimbursement methodologies for substance use disorder agencies and CMHCs; implements substance use disorder treatment as a covered service for all Medicaid recipients as appropriated for by the state legislature during the 2018 legislative session; and revises pages 27 to 30 of Supplement to Attachment 3.1-A and page 26 of Attachment 4.19-B. The Department intends to make this SPA effective July 1, 2018. The Department estimates there will be a \$281,949 federal fiscal impact associated with this SPA in Federal Fiscal Year 2018 and a \$1,127,795 federal fiscal impact in Federal Fiscal Year 2019. The SPA can be viewed online at <http://dss.sd.gov/medicaid/medicaidstateplan.aspx>. Copies of the proposed SPA are available at the Department of Social Services, Division of Medical Services. Written requests for a copy of these changes, and corresponding comments, may be sent to Division of Medical Services, Department of Social Services, 700 Governors Drive, Pierre, SD 57501.

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

5-8-2018	Department of Education: South Dakota Board of Education Standards: Amend rules to authorize the Department to equalize the distribution of accreditation reviews across a five-year time frame; and align language related to the state accountability system, performance goals, school classifications, and school support process with the State's approved plan pursuant to the Every Student Succeeds Act of 2015 and state law; 44 SDR 149, April 16, 2018.
5-8-2018	Department of Labor and Regulation: Division of Insurance: Amend rules to update the Division's Medicare Supplement rules; update long-term care insurance rules; revise rating standards for health insurers offering health benefit plans; and update the definition of "qualified custodian" in regard to investment adviser client assets; 44 SDR 157, April 23, 2018.
5-14-2018	Department of Labor and Regulation: Division of Labor and Management: Amend rules to revise the workers compensation fee schedule; 44 SDR 157, April 23, 2018.
5-14-2018	Department of Labor and Regulation: Appraiser Certification Program: Amend rules to lower the number of months and hours of experience for the State-Licensed and State-Certified Residential appraiser; lower the percentage of required residential appraisal experience hours for the State-Certified Residential appraiser; lower the number of months of experience for the State-Certified General appraiser; correct certain terminology for consistency; add general education options for the State-Certified Residential appraiser; repeal the general education requirements for State-Licensed appraiser; provide an alternative to general education requirements for the State-Licensed appraiser to upgrade to State-Certified Residential appraiser; clearly state the late renewal application deadline; establish the late fee for late completion of the update course; and clearly affirm the deadline for completion of the update course; 44 SDR 150, April 16, 2018.
5-24-2018	Department of Transportation: Amend rules to change the speed limit from 35 to 25 miles per hour on portions of U.S. Highway 14A in and around Lead and Deadwood; 44 SDR 165, May 7, 2018.
6-15-2018	Department of Health: South Dakota State Board of Dentistry: Amend rules to remove obsolete provisions, update references, clarify and update requirements regarding licensure and registration, clinical competency examinations, and continuing education to make the rules more uniform; and move administrative rules to better organize rules by designated licensee or registrant categories; 44 SDR 161, April 30, 2018.

RULES REVIEW COMMITTEE MEETINGS

The next meeting of the Interim Rules Review Committee for the 2018 Interim is Monday, June 4, 2018, at 10:00 a.m. in Room 414 of the State Capitol. Other meetings scheduled for the 2018 interim will be held July 9, August 20, September 17, and November 13.

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>.

The **South Dakota Register**, ISSN 0191-1104, is published by the South Dakota Legislative Research Council pursuant to SDCL 1-26A-1. Information from the Register is available free of charge on the LRC website: www.sdlegislature.gov/. You may subscribe to electronic delivery of the **South Dakota Register** at *My LRC* on the LRC website.