

REGISTER



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Monday, 8:00 a.m., May 14, 2012

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

Department of Tourism: State Historical Society: (May 7, 2012) intends to amend rules to set standard fees for services provided by the State Historical Society; revise the State Historic Preservation Office's review and handling of property tax moratorium applications; and alter when recipients of Deadwood Fund preservation grants from the State Historic Preservation Office must file the required preservation covenant for the grant. The general authority for these rules, as cited by the department, is SDCL §§ 1-18-31.2, 1-19A-5, 1-19A-13.5, 1-19A-29, and 1-20-21.1.

A public hearing will be held at 9:00 a.m. (CST) on September 7, 2012, at the Cultural Heritage Center, 900 Governors Drive, Pierre, South Dakota. Copies of the proposed rules may be obtained without charge from and written comments sent to the South Dakota State Historical Society, 900 Governors Drive, Pierre, South Dakota 57501-2217. Written comments must be received by September 6, 2012, 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) 773-3458 at least 48 hours before the hearing.

Department of Health: Health Systems Development and Regulation: (May 8, 2012) intends to repeal the health professional recruitment incentive program rules and adopt rules to establish a program to assist rural health care facilities in the recruitment of certain health

care professionals. The general authority for these rules, as cited by the department, is SDCL §§ 1-16A-73.13, 1-16A-73.18, 34-12G-12, and 34-12G-15.

A public hearing will be held at the Hayes Building, Room 107, 600 East Capitol Avenue, Pierre, South Dakota, on June 11, 2012, at 10:00 a.m. Copies of the proposed rules may be obtained from and written comments sent to the South Dakota Department of Health, 600 East Capitol Avenue, Pierre, South Dakota, 57501. Copies of the proposed rules may also be obtained at the Health Department website: <http://doh.sd.gov/News>. Written comments must be received by June 21, 2012, 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) 773-3361 at least 48 hours before the public hearing.

Department of Transportation: Aeronautics Commission: (May 10, 2012) is proposing to amend rules to eliminate a definition for "private commercial airport," add a definition for "publicly owned airport," and revise the definitions of "public airport" and "private airport;" clarify the requirement concerning licensing or approval by the Aeronautics Commission of public airports and any private airport, landing field, or heliport located within two miles of the nearest boundary of any other approved airport; and repeal a rule which sets minimum requirements for private commercial airports. The general authority for these rules, as cited by the department, is SDCL § 50-2-2.1.

A public hearing will be held in the Commission Room of the Becker Hansen Building, 700 East

Broadway Avenue, Pierre, South Dakota, on June 26, 2012, at 1:00 p.m. CDT. Copies of the proposed rules may be obtained without charge from and written comments sent to the Secretary of Transportation, Becker-Hansen Building, 700 East Broadway Avenue, Pierre, South Dakota 57501-2586. Material sent by mail must reach the department by June 25, 2012, 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).

FILINGS IN THE SECRETARY OF STATE'S OFFICE:

Executive Appointment:

Don Rounds, Pierre, was reappointed on May 4, 2012, to the **Board of Water and Natural Resources**, effective immediately and shall continue until July 1, 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

5-16-2012	Revenue: Commission on Gaming	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 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
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		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.
6-11-2012	Health: Health Systems Development and Regulation	Repeal the health professional recruitment incentive program rules and adopt rules to establish a program to assist rural health care facilities in the recruitment of certain health care professionals; 38 SDR 199.
6-26-2012	Transportation: Aeronautics Commission	Amend rules to eliminate a definition for "private commercial airport," add a definition for "publicly owned airport," and revise the definitions of "public airport" and "private airport;" clarify the requirement concerning licensing or approval by the Aeronautics Commission of public airports and any private airport, landing field, or heliport located within two miles of the nearest boundary of any other approved airport; and repeal a rule which sets minimum requirements for private commercial airports; 38 SDR 199.
9-7-2012	Tourism: State Historical Society	Amend rules to set standard fees for services provided by the State Historical Society; revise the State Historic Preservation Office's review and handling of property tax moratorium applications; and alter when recipients of Deadwood Fund preservation grants from the State Historic Preservation Office must file the required preservation covenant for the grant; 38 SDR 199.

RULES REVIEW COMMITTEE MEETINGS

The next meeting of the Interim Rules Review Committee will be held Tuesday, May 29, 2012, in Room 413, 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>.

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