REGISTER

South Dakota Legislative Research Council

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FILINGS IN THE LEGISLATIVE RESEARCH COUNCIL'S OFFICE:

NOTICE:

The South Dakota Home and Community-Based Services (HCBS) Waiver operated by the **Department of Social Services**, Division of Adult Services and Aging (ASA) is due for renewal on July 1, 2016 with an anticipated effective date of October 1, 2016 through September 30, 2021. The purpose of the HCBS Waiver is to provide home and community-based services to South Dakotans age 65 and older as well as individuals over the age of 18 who have a qualifying disability to allow them to remain at home or in the least restrictive environment available. Services are based on assessed need and may include homemaker, personal care, specialized medical equipment, specialized medical supplies, assisted living, in-home nursing, and emergency response systems. The HCBS Waiver renewal application and corresponding PowerPoint presentation as well as a summary of proposed changes are available at http://dss.sd.gov/keyresources/hearings.aspx or by contacting Adult Services and Aging at 605-773-3656 to request a printed copy. The proposed HCBS Waiver is available for public comment for 30 days beginning May 25, 2016 to June 24, 2016. DSS appreciates your questions and comments. Comments may be made by e-mail to hcbs@state.sd.us, by phone at 605-773-3656, or by mail to: Misty Black Bear, ASA HCBS Waiver Manager, Division of Adult Services and Aging, Department of Social Services, 700 Governor's Drive, Pierre, South Dakota 57501-2291.

FILINGS IN THE SECRETARY OF STATE'S OFFICE:

Executive Appointment:

Kristi Bunkers, Sioux Falls, was appointed on May 16, 2016, to the **Behavioral Health Advisory Council**, effective immediately.

Legislative Appointment:

Michael DeMersseman, Rapid City, was reappointed on May 17, 2016, to the **South Dakota Code Commission**, effective July 1, 2016, and shall continue until June 30, 2018.

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 Regulation, and the Department of Labor for Article 47:03.

REMINDER OF HEARINGS SCHEDULED

6-2-2016	**Department of Game, Fish, and Parks** Amend an Application for License rule to repeal current language which limits issuing antlerless licenses authorized by SDCL 41-6-19.8 to qualifying farmers and ranchers for

	use in the designated deer hunting units where at least one antlerless deer tag is available after the second lottery drawing from the previous year and provides that free antlerless licenses are invalid in counties where antlerless archery and muzzleloader licenses are restricted, and make "antlerless whitetail deer" licenses available to those eligible landowners in hunting units which offer a deer license with multiple tags for antlerless deer in the lottery drawing for the East River and West River deer seasons; amend Black Hills Deer Hunting Season rules to adjust the number and types of licenses for resident and nonresident "antlerless whitetail" deer; modify the number of Black Hills antlerless management units from four units to two units, and remove language depicting the license type and number of licenses from each hunting unit; amend West River Prairie Deer Season rules to adjust the number and types of licenses for residents and nonresidents, and remove the language depicting the license type and number of licenses from each hunting unit; amend East River Deer Hunting Season rules to adjust the number and type of licenses, establish an antlerless deer unit within Bon Homme County described as that portion of Bon Homme County south of SD Highway 50 and east of SD Highway 37, and remove the language depicting the licenses type and number of licenses from each hunting unit; amend Archery Deer Hunting Season rules to close hunting units 39A (Jackson County) and 45B (portions of Lyman County), and open units 01A (Minnehaha County), 06A (Brookings County), 07B (portions of Yankton County), 12B (portions of Bon Homme County), 17A (Charles Mix County), 25A (Douglas County), 27B (portions of Fall River County), 35A and 35C (portions of Harding County), 43A (Lake County), 44A (north of 273rd Street) (Lincoln County), 46A (McCook County), 49A and 49B (portions of Meade County), 52A (Moody County) and 53A (Perkins County), all in Unit ARD-LM1, and Black Hills Units BD1 and BD2, increase the number of "antlerless whitetail" deer archery access permits for the Adams Homestead and Nature Preserve, and remove the language depicting the license type and number of licenses from each hunting unit and the number of access permits from each designated area; amend National Wildlife Refuge Deer Hunting Season rules to set the number and type of licenses available and remove the language depicting the license type and number of licenses from each hunting unit; amend Custer State Park Deer Hunting Season rules to set the number of "antlerless whitetail" deer muzzleloader licenses, remove the language depicting the license type and number of licenses from each hunting unit, and repeal Unit CUD-ZZ1; and amend General Muzzleloading Deer Hunting Season rules to close hunting units 39A (Jackson County) and 45B (portions of Lyman County, and open units 01A (Minnehaha County), 06A (Brookings County), 07B (portions of Yankton County), 12B (portions of Bon Homme County), 17A (Charles Mix County), 25A (Douglas County), 27B (portions of Fall River County), 35A and 35C (portions of Harding County), 43A (Lake County), 46A (McCook County), 49A and 49B (portions of Meade County), 52A (Moody County) and 53A (Perkins County), all in Unit ARD-LM1, and Black Hills Units BD1 and BD2, and remove the language depicting the license type and number of licenses from each hunting unit; 42 SDR 159, May 16, 2016.
6-2-2016	**Department of Revenue: South Dakota Lottery Commission** Amend rules to allow applications, registrations, and disclosure forms, that are required to be submitted to the Lottery for purposes of determining qualification for licensure, to be submitted using an electronic signature; adopt rules to offer the EZ Match instant win option in conjunction with any on-line game authorized by the Lottery Commission at a cost of one dollar per play in addition to the cost of the on-line game played; 42 SDR 155, May 9, 2016.

6-17-2016	**Department of Health: State Board of Dentistry** Amend rules to update the declaratory ruling process, repeal obsolete provisions, and update collaborative supervision requirements; 42 SDR 159, May 16, 2016.

RULES REVIEW COMMITTEE MEETINGS

The next meeting of the Interim Rules Review Committee will be held on Wednesday, June 1, 2016, via the Digital Dakota Network (DDN) in Room 414, Fourth Floor of the State Capitol. The other DDN site will be: Spearfish – Black Hills State University, 1200 University Station, Room LIB 11. The committee chair has set the following meeting schedule for the 2016 Interim: July 12, August 22, September 26, and November 14.

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.

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