REGISTER

South Dakota Legislative Research Council

Volume 37 *Tuesday, 8:00 a.m., July 6, 2010*

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

Department of Transportation: (June 29, 2010) is proposing to amend a speed zone in Lawrence County on U.S. Highway 85 beginning at the junction with U.S. Highway 14A near the north city limits of Deadwood. The general authority for this rule, as cited by the department, is SDCL 32-25-7.

A public hearing will be held in the Commission Room of the Becker Hansen Building, 700 East Broadway Avenue, Pierre, South Dakota, on July 22, 2010, at 9:05 a.m. CDST. Copies of the proposed rule 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 July 21, 2010, 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).

NOTICE:

The **Department of Agriculture: State Brand Board** has withdrawn the proposed Theft Prevention rules filed on June 16, 2010; 36 SDR 213.

FILINGS IN THE SECRETARY OF STATE'S OFFICE:

Executive Appointments:

Jack Warner, Pierre, was reappointed on June 28, 2010, to the **Western Interstate Commission for Higher Education**, effective immediately and shall continue until June 30, 2014.

Todd Christensen¸ Rapid City, was reappointed on June 29, 2010, to the **South Dakota Advisory Council for Children with Disabilities**, effective immediately and shall continue until June 30, 2013.

H. Douglas Knust, Oacoma, was reappointed on June 29, 2010, to the **South Dakota Development Corporation**, effective immediately and shall continue until May 17, 2013.

Mark Krogstrand, Aberdeen, was reappointed on June 29, 2010, to the **South Dakota Advisory Council for Children with Disabilities**, effective immediately and shall continue until June 30, 2013.

Russell Olson¸ Madison, was reappointed on June 29, 2010, to the **South Dakota Development Corporation**, effective immediately and shall continue until May 17, 2013.

Stanley Porch, Wanblee, was reappointed on June 29, 2010, to the **South Dakota Ellsworth Development Authority**, effective immediately and shall continue until June 30, 2014.

Mark Roby, Watertown, was reappointed on June 29, 2010, to the **South Dakota Ellsworth Development Authority**, effective immediately and shall continue until June 30, 2014.

Terry Sabers, Mitchell, was reappointed on June 29, 2010, to the **South Dakota Development Corporation**, effective immediately and shall continue until May 17, 2013.

Tina Van Camp, Pierre, was reappointed on June 29, 2010, to the **South Dakota Development Corporation**, effective immediately and shall continue until May 17, 2013.

Mike Bartlett, Pierre, was reappointed on June 30, 2010, to the **State Board of Examiners in Optometry**, effective immediately and shall continue until June 30, 2013.

Patrick J. Burchill, Rapid City, was reappointed on June 30, 2010, to the **State Board of Medical and Osteopathic Examiners**, effective immediately and shall continue until June 30, 2013.

Mary Carpenter, Winner, was reappointed on June 30, 2010, to the **State Board of Medical and Osteopathic Examiners**, effective immediately and shall continue until June 30, 2013.

Tim Engel, Pierre, was reappointed on June 30, 2010, to the **State Capitol Complex Restoration and Beautification Committee**, effective immediately and shall continue until June 30, 2014.

John Forrette¸ Sioux Falls, was reappointed on June 30, 2010, to the **State Board of Podiatry Examiners**, effective immediately and shall continue until June 30, 2013.

Joseph Hartford, Rapid City, was reappointed on June 30, 2010, to the **State Board of Examiners in Optometry**, effective immediately and shall continue until June 30, 2013.

James Reynolds, Sioux Falls, was reappointed on June 30, 2010, to the **State Board of Medical and Osteopathic Examiners**, effective immediately and shall continue until June 30, 2013.

Don Zeller, Pierre, was reappointed on June 30, 2010, to the **State Capitol Complex Restoration and Beautification Commission**, effective immediately and shall continue until June 30, 2014.

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

7-8-2010	Game, Fish and Parks	Amend Waterfowl Hunting Seasons and Early Fall Canada Goose Hunting Season rules to establish season dates, requirements and restrictions, shooting hours, open area, bag and possession limits; increase the daily bag limit form 5 to 8 geese and the possession limit from 10 to 16 geese; repeal the rule which prohibits

		nonresidents from hunting in the counties of Beadle, Brookings, Hanson, Kingsbury, Lake, Lincoln, McCook, Miner, Minnehaha, Moody, Sanborn, Turner, and Union; and modify the boundaries of Units 1 and 2 along the Missouri River to allow additional early season harvest of resident Canada geese; amend an East River Deer Hunting Season rule to establish season dates, requirements and restrictions, open areas, shooting hours, and number of licenses/tags available; and designate the areas where qualifying landowners/ranchers may use the two free antlerless deer tags authorized by the 2010 Legislature as being those units where licenses remain available following the second drawing; amend a Antelope Hunting Season rule to establish season dates, requirements and restrictions, open areas, shooting hours, and number of resident and nonresident licenses/tags available; and amend a National Wildlife Refuge Deer Hunting Season rule to establish season dates, requirements and restrictions, open areas, shooting hours, establish the number of resident and nonresident licenses/tags available; allow any hunter possessing a valid "antlerless deer" tag in any Sand Lake hunting unit to hunt from one-half hour before sunrise to one-half hour after sunset each day for 9 consecutive days beginning on the Saturday following Christmas; and beginning on the Saturday following Christmas, all valid tags for "any deer" in sold and unsold licenses shall become "antlerless deer" tags, respectively; 36 SDR 213.
7-13-2010	Agriculture: Animal Industry Board	Amend Disease Control and Meat Inspection rules to update current dates of reference material; 36 SDR 221.
7-22-2010	Labor: State Plumbing Commission	Amend rules to adopt the 2009 edition of the Uniform Plumbing Code; revise the format of the plumber examination; repeal plumbing contractors being exempt from examination based on the score of their journeyman plumber examination; and revise the fee structure for plumbing permits; 36 SDR 213.
7-22-2010	Transportation	Amend a speed zone in Lawrence County on U.S. Highway 85 beginning at the junction with U.S. Highway 14A near the north city

		limits of Deadwood; 37 SDR 1.
8-25-2010	Military and Veteran Affairs	Amend a rule regarding furloughs for residents of the Michael J. Fitzmaurice South Dakota Veterans Home; 36 SDR 199.

RULES REVIEW COMMITTEE MEETINGS

The next meeting of the Interim Rules Review Committee will be held Tuesday, July 20, 2010, in Room 414, Fourth Floor, of the State Capitol. The committee chair has set the following tentative meeting schedule for the 2010 interim: August 31, September 28, November 17, and December 20.

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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