

REGISTER



South Dakota Legislative Research Council

Volume 33

Monday, 8:00 a.m., July 10, 2006

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

Public Utilities Commission: (July 6, 2006) intends to amend public warehouses rules to change the construction requirements for temporary public grain storage units and to allow for seasonal emergency storage and non-seasonal emergency storage. The general authority for these rules, as cited by the commission, is SDCL 49-42-1.2.

A public hearing will be held at DDN-Pierre, Room B12, State Capitol, 500 East Capitol, Pierre, South Dakota, and DDN-Sioux Falls, Room 189, 2205 Career Place, Sioux Falls, South Dakota, on August 8, 2006, at 8:30 a.m. Copies of the proposed rules may be obtained without charge from and written comments sent to the South Dakota Public Utilities Commission, State Capitol, 500 East Capitol, Pierre, SD 57501-5070. Copies are also available at the commission's home page at <http://www.state.sd.us/puc>. Material sent by mail must be received by the Public Utilities Commission by August 18, 2006, to be considered. This hearing is being held in a physically accessible place. Persons who have special needs for which the commission can make arrangements are asked to call (605) 773-3201 at least 48 hours before the hearing.

Department of Transportation: (July 7, 2006) intends to amend rules to amend a speed zone in Corson County on South Dakota Highway 63 north of US Highway 12 in McLaughlin to remove the existing 55 miles per hour speed zone north of town and to shorten the existing 45 mile per hour speed zone; amend a speed

zone in Dewey County on US Highway 212 in the City of Eagle Butte to reduce speed limits in the vicinity of recent residential and commercial development; amend a speed zone in Dewey County on US Highway 12 to reduce the speed limits through the east junction with State Highway 1806 and to the Walworth County line on the Missouri River; amend a speed zone in Hughes County on State Trunk Highway 1804 north of the City of Pierre to reduce speed approaching the junction with US Highway 14/83; and amend a speed zone in Lincoln County on SD Highway 44 in the City of Lennox to reduce speed limits in the vicinity of the high school and athletic complex. The general authority for these rules, 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 E. Broadway Avenue in Pierre, South Dakota, on July 27, 2006, at 9:05 a.m. CDST. 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 July 26, 2006, 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) 773-3265 at least 48 hours before the hearing.

FILINGS IN THE SECRETARY OF STATES OFFICE:

Executive Appointments:

Charles Burke, Pierre, was reappointed on June 30, 2006 to the **State Capitol Complex Restoration and Beautification Commission**, effective July 1, 2006, and shall continue until June 30, 2010.

Tim Engel, Pierre, was reappointed on June 30, 2006, to the **State Capitol Complex**

Restoration and Beautification Commission, effective July 1, 2006, and shall continue until June 30, 2010.

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

7-19-2006	Attorney General: Law Enforcement Officers Standards and Training Commission	Adopt and amend rules to provide for the continuing educational requirements of reserve law enforcement officers and to set the time frame in which reserve law enforcement officers are to complete specific firearm and continuing educational requirements; to clarify the authority of canine handlers in evaluating canines; and to clarify which canines a canine judge may evaluate; 32 SDR 223.
7-19-2006	Corrections: Board of Pardons and Paroles	Amend rules to clarify and modernize the Board of Pardons and Paroles' operational procedures; 33 SDR 1.
7-20-2006	Environment and Natural Resources: Board of Minerals and Environment	Amend air pollution control program rules that will revise how the prevention of significant deterioration permitting program is implemented and adopt the federal clean air mercury rule that caps and reduces mercury emissions from coal fired power plants; 32 SDR 231.
7-24-2006	Labor: Division of Labor and Management	Adopt rules to establish procedures for small claims hearings in workers' compensation claims, define facility charges for workers' compensation claims, and amend the procedure for issuing scheduling orders in workers' compensation cases; 33 SDR 1.
7-24-2006	Human Services: Board of Social Work Examiners	Amend rules to increase fees for renewal and applications and to clarify the licensing process; 33 SDR 1.
7-26-2006	Transportation	Amend a speed zone in Corson County on South Dakota Highway 63 north of US Highway 12 in McLaughlin to remove the existing 55 miles per hour speed zone north of

		town and to shorten the existing 45 mile per hour speed zone; amend a speed zone in Dewey County on US Highway 212 in the City of Eagle Butte to reduce speed limits in the vicinity of recent residential and commercial development; amend a speed zone in Dewey County on US Highway 12 to reduce the speed limits through the east junction with State Highway 1806 and to the Walworth County line on the Missouri River; amend a speed zone in Hughes County on State Trunk Highway 1804 north of the City of Pierre to reduce speed approaching the junction with US Highway 14/83; and amend a speed zone in Lincoln County on SD Highway 44 in the City of Lennox to reduce speed limits in the vicinity of the high school and athletic complex; 33 SDR 5.
8-8-2006	Public Utilities Commission: Transportation and Warehouse Division	Amend rules to change the construction requirements for temporary public grain storage units and to allow for seasonal emergency storage and non-seasonal emergency storage rules; 33 SDR 5.

RULES REVIEW COMMITTEE MEETINGS

The next meeting of the Interim Rules Review Committee will be held Tuesday, August 29, 2006, in Room 413 of the State Capitol. The committee chair has set the following tentative meeting schedule for the 2006 interim: September 28, December 5, and January 8, 2007.

Note: An updated version of the Administrative Rules Guide to Form and Style is available at the LRC office and on the Legislative Web site.

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