

# REGISTER



## South Dakota Legislative Research Council

Volume 36

Monday, 8:00 a.m., July 13, 2009

**NOTICES OF PROPOSED RULES:** (None)

### FILINGS IN THE SECRETARY OF STATE'S OFFICE:

#### Executive Appointments:

**Paul Batcheller**, Sioux Falls, was appointed on July 6, 2009, to the **2010 Research and Commercialization Council**, to replace Homer Harding, effective immediately and shall continue until June 30, 2010.

**Scott Erstad**, Badger, was reappointed on July 6, 2009, to the **South Dakota Snowmobile Advisory Council**, effective immediately and shall continue until June 30, 2012.

**Eddie J. Sullivan**, Sioux Falls, was appointed on July 6, 2009, to the **2010 Research and Commercialization Council**, to replace Lisa D. Bryan, effective immediately and shall continue until June 30, 2010.

**Gary Ulmer**, Menno, was reappointed on July 6, 2009, to the **South Dakota Snowmobile Advisory Council**, effective immediately and shall continue until June 30, 2012.

**Mary McClure Bibby**, Brookings, was reappointed on July 7, 2009, to the **Commission on Equal Access to Our Courts**, effective immediately and shall continue until June 30, 2012.

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

7-16-2009	Environment and Natural Resources: Board of Minerals and Environment	Update the state's existing hazardous waste rules by incorporating updated federal regulations by reference. These updates reflect changes made to the federal hazardous waste rules from July 1, 2007 through June 30, 2008. Changes include amending existing requirements for recycling; clarification of compliance monitoring requirements for hazardous waste combustion operations; and amending requirements for the management of wastewater treatment sludges generated by automobile assembly operations; 35 SDR 352.
7-16-2009	Education: Board of Education	Amend a Special Education rule to clarify student due process procedures; amend a

		Funding rule to comply with federal mandates for the American Recovery and Reinvestment Act and Individual with Disabilities Act (IDEA) in transferring of special education funds to another fund to carry out activities authorized under the Elementary and Secondary Education Act of 1965; amend Certification rules to allow teachers or special education paraprofessionals with one year of teaching experience to be granted the special education endorsement; and allow individuals with the National School Counselor Certification to receive stipends, as do Nationally Board Certified teachers, if money is appropriated; and amend General State Aid rules to clarify what a full course load for a secondary student consists of and what constitutes a full-time student; 35 SDR 311.
7-21-2009	Health: Board of Funeral Service	Amend rules to increase fees for renewal and applications, clarify the educational requirements for licensure, and eliminate outdated requirements on caskets displayed in the selection room; 35 SDR 317.
7-23-2009	Transportation	Amend a speed zone in Meade County on South Dakota Highway 79 north of Sturgis to reduce the speed limits on a segment of highway north of Highway 34 during the first two weeks of August; 36 SDR 1.

### RULES REVIEW COMMITTEE MEETINGS

The next meeting of the Interim Rules Review Committee will be held Tuesday, July 28, 2009, in Room 414, Fourth Floor, of the State Capitol. The committee chair has set the following tentative meeting schedule for the 2009 interim: September 1, October 6, November 18, and December 15.

**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>.