

REGISTER



South Dakota Legislative Research Council

Volume 43

Monday, 8:00 a.m., August 29, 2016

FILINGS IN THE LEGISLATIVE RESEARCH COUNCIL'S OFFICE:
(None)

FILINGS IN THE SECRETARY OF STATE'S OFFICE:

DEPARTMENT OF LABOR AND REGULATION: STATE PLUMBING COMMISSION: 20:53:06:01; 20:54:02:01; 20:54:19:01; 20:54:20:11; 20:54:21:01, 20:54:21:03; 20:54:22:02, 20:54:22:03; 20:54:25:02, 20:54:25:03; and 20:54:26:04.

History-Notice: 42 SDR 185, June 27, 2016
Hearing: July 21, 2016
Filed: August 23, 2016
Effective: September 12, 2016

DEPARTMENT OF SOCIAL SERVICES:

67:10:01:04; 67:10:05:03, 67:10:05:05; 67:11:01:03; 67:12:11:01 to 67:12:11:14, inclusive; 67:42:03:01, 67:42:03:04.01, 67:42:03:07.01, 67:42:03:07.03, 67:42:03:07.05, 67:42:03:07.06, 67:42:03:08, 67:42:03:11.03, 67:42:03:11.05, 67:42:03:12, 67:42:03:13, 67:42:03:23; 67:42:10:06, 67:42:10:06.01, 67:42:10:10, 67:42:10:13, 67:42:10:14, 67:42:10:18, 67:42:10:22; 67:42:11:09, 67:42:11:29; 67:42:14:12, 67:42:14:13, 67:42:14:16, 67:42:14:23; 67:42:16:01, 67:42:16:03 to 67:42:16:05, inclusive, 67:42:16:08, 67:42:16:13, 67:42:16:19; 67:46:01:02; 67:46:04:18, 67:46:04:19; 67:46:05:09.02; 67:46:06:12; 67:46:07:02; 67:46:08:01, 67:46:08:02; 67:46:10:09; 67:46:15:01 to 67:46:15:09, inclusive; 67:47:01:05, 67:47:01:08, 67:47:01:10.02, 67:47:01:11, 67:47:01:11.01, 67:47:01:13, 67:47:01:13.01, 67:47:01:15,

67:47:01:17 to 67:47:01:19, inclusive; and 67:47:03:01 to 67:47:03:32, inclusive.

History-Notice: 43 SDR 5, July 11, 2016
Hearing: August 1, 2016
Filed: August 23, 2016
Effective: September 12, 2016

DEPARTMENT OF GAME, FISH AND PARKS: 41:03:01:01.02, 41:03:01:01.03, 41:03:01:30; 41:03:04:04, 41:03:04:05.01; 41:06:01:19; 41:06:03:11; 41:06:10:01; 41:06:14:01, 41:06:14:02, 41:06:14:02.01, 41:06:14:05; 41:06:23:01, 41:06:23:02, 41:06:23:03; 41:06:54:01, 41:06:54:02, 41:06:54:04; and 41:09:01:04.

History-Notice: 42 SDR 181, June 20, 2016
Hearing: July 7, 2016
Filed: August 25, 2016
Effective: September 14, 2016

Executive Appointment:

John Johnson, Piedmont, was appointed on August 23, 2016, to the **State Banking Commission**, to replace John Lilbridge, effective immediately and shall continue until October 30, 2017.

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

9-6-2016	Department of Labor and Regulation Amend a rule to update the declaratory ruling process for the department; 43 SDR 25, August 22, 2016.
9-7-2016	South Dakota Retirement System Amend rules relating to the election of members to the Board of Trustees to allow the use of a third party to conduct the election and the use of electronic balloting and eliminate the requirement that a single member provide certification when purchasing a supplemental pension benefit; 43 SDR 18, August 8, 2016.
9-8-2016	Department of Health: Joint Board of Nursing and Board of Medical and Osteopathic Examiner's Amend rules to improve the efficiency and operation of the joint boards, provide clarification to the licensing process, update collaboration requirements to improve access to care, include reference to medical assistants, and create a new article covering medical assistants; 43 SDR 17, August 8, 2016.
9-8-2016	Department of Health: Board of Medical and Osteopathic Examiners Amend rules to create standards for medical record documentation when prescribing opioids for chronic pain, remove restrictions related to the supervision of physician assistants, and clarify continuing education requirements for genetic counselors; 43 SDR 17, August 8, 2016.
9-8-2016	Electronic Recording Commission Adopt rules to implement uniform standards for electronic transmission of certain documents to and from a register of deeds that has voluntarily elected to accept electronic document for recording in accordance with SDCL Chapter 7-9A; 43 SDR 18, August 8, 2016.
9-14-2016	Department of Revenue: SD Commission on Gaming Amend Racing rules to bring the rules into line with current industry practices, create an ineligible list for horses scratched from a race and create the mechanism for such list, provide for workouts for horses that have not previously been eligible for entry in races, amend the list of prohibited items at the race track, remove Flunixin from the list of authorized substances, allow emergency medical technicians to conduct medical examinations of licensed persons and allow law enforcement officers to use modern technology to detect prohibited substances; amend Gaming rules to clarify the game of Buster blackjack and add new pay tables, clarify the play of the game, make changes to the name of the game and add pay table options to Bonus Spin blackjack, clarify which licensees may destroy slot machines, and allow for a variation of the game of craps called Bonus craps; 43 SDR 25, August 22, 2016.
9-15-2016	Department of Revenue: South Dakota Lottery Commission Amend rules to adopt the most current Powerball game group rules and Mega Millions game group rules that cleanup and clarify language, add definitions that assist in interpreting the rules, clarify how the existing prize pools and accounts will operate, and improve legal protections for the participating lotteries in regard to decisions made by the individual lotteries in paying prizes; 43 SDR 26, August 22, 2016.

9-20-2016	Department of Education: Board of Education Amend rules to add private, non-profit entities that provide specialized career and technical services and education to the list of eligible recipients for Workforce Education Grants; 43 SDR 21, August 15, 2016.
9-1-2016 Date Changed to 9-21-2016	Bureau of Administration: Obligation Recovery Center Adopt rules to establish specific procedures that must be followed by the Obligation Recovery Center in handling debt and by any state agency, Unified Judicial System, Board of Regents, or constitutional office that refers debt to the Obligation Recovery Center; 43 SDR 21, August 15, 2016.

RULES REVIEW COMMITTEE MEETINGS

The next meeting of the Interim Rules Review Committee will be held on Monday, September 26, 2016, in Room 414, Fourth Floor of the State Capitol. The committee chair has set the following meeting schedule for the 2016 Interim: 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>.

