

# REGISTER



South Dakota Legislative Research Council

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

**FILINGS IN THE SECRETARY OF STATES OFFICE:** (None)

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

11-14-2005	Education: Board of Education	Amend rules that will change the current postsecondary institute funding distribution formula from one based primarily on completers, to one based on the number of Full Time Equivalent students (FTE); remove the requirement that individuals with lapsed certificates take and pass a Praxis II content test for every subject or area authorization for which they are reapplying in order to obtain a current certificate, require that authority to act applications be submitted online and to allow educators working under authorities to act to obtain certification or endorsement in the area for which the authority to act is being requested by taking and passing the appropriate Praxis II content test rather than completing the coursework, allow a teacher who obtains an advanced degree and/or National Board Certification to receive a one-time, ten-year, renewed teaching certificate without having to fulfill the standard renewal requirement of an additional six hours of credit, and create administrative rules governing distance education programs throughout the state; 32 SDR 75.
11-16-2005	Attorney General: Law Enforcement Officers Standards and Training Commission	Amend a rule to clarify who is eligible for reciprocity as a law enforcement officer; 32 SDR 63.
11-16-2005	Secretary of State: Board of Elections	Amend rules to change the number of instructions to voters posters placed at each polling place; remove op-tech ballot instructions from the posters, from the ballot

		instructions, and from instructions on how to count imperfectly marked optical scan ballots; provide instructions for new voting machines; add new voting machines and name of new federal agency that certifies voting equipment to the distribution requirements; update absentee ballot application and add the authorization to use a computer absentee ballot log; 32 SDR 69.
11-17-2005	Transportation	Amend speed zones on South Dakota Highway 50 through the city of Vermillion in Clay County and on U.S. Highway 16 through the city of Presho in Lyman County; adopt a rule to prohibit parking along State Trunk Highway 11 in Corson County during snow events; and amend rules to provide a new electronic bidding system to comport with modern business practices; 32 SDR 75.
11-17-2005	Transportation	Amend speed zones in Custer and Fall River Counties on U. S. Highway 18, U. S. Highway 385 and State Trunk Highway 79 from Nebraska to Hermosa to allow for a maximum of 70 miles per hour along rural, divided segments of highway; 32 SDR 75.
11-18-2005	Revenue and Regulation: Appraisers	Amend rules to add definition for distance education; capitalize Appraisal Subcommittee; specify that completion of the Appraisal Foundation's 7-hour National Uniform Standards of Professional Appraisal Practice Update Course is required for continuing education; require appraisers to comply with administrative rule regarding competency; allow state-registered appraisers to have more than one supervisor; limit supervisors to only three trainees; require supervisors to be in good standing and not subject to disciplinary action by the department for the past two years; require state-registered appraisers to report name of supervisors; describe supervisors' responsibilities; national examination only valid for 24 months; no alternative to successful completion of the national examination; no longer extension given for sitting for the national examination; delete unnecessary upgrade language for state-registered appraiser; reduce experience requirement from 24 months to 12 months for state-licensed classification; delete no time

		<p>limit for obtaining experience; adopt acceptable experience effective January 1, 2008; require separate appraisal assignment logs for each supervisor; describe experience that may be claimed; set time limit for obtaining experience; describe requirements for experience verification; adopt education requirements effective January 1, 2008, for the registered, licensed and certified classifications; repeal credit allowed for challenge examination; prohibit substitution of education by experience; correct date in reference to the applicable edition of the uniform standards; change precertification to qualifying education; clarify education deferral timeframe; add additional description for acceptable continuing education courses; revise the continuing education course topics; allow field trips for continuing education hours; clarify requirements for qualifying education credit; allow continuing education credit for activities other than as a student; revise sources of education; remove individual types of courses and replace with general term for all courses that are acceptable without state review; establish requirements for acceptable distance education courses; and remove individual types of courses and replace with general term for all courses for approval; 32 SDR 57.</p>
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**Rules Review Committee Meetings**

The next meeting of the Interim Rules Review Committee will be held Tuesday, December 6, 2005, in Room 413 of the State Capitol. The committee chair has set the following tentative meeting schedule for the 2005 interim: January 9, 2006.

**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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