

REGISTER



South Dakota Legislative Research Council

Volume 31

Monday, 8:00 a.m., November 8, 2004

NOTICES OF PROPOSED RULES: (None)

FILINGS IN THE SECRETARY OF STATE'S OFFICE:

DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES: OPERATOR CERTIFICATION PROGRAM: 74:21:02:40, 74:21:02:45, 74:21:02:46, 74:21:02:47, 74:21:02:48, 74:21:02:56, and 74:21:02:57.

History-Notice: 31 SDR 13, July 26, 2004
Hearing: September 14, 2004
Filed: November 4, 2004
Effective: November 24, 2004

Executive Appointments:

Patty Mesmer, Aberdeen, was reappointed on October 28, 2004, to the **Education Assistance Corporation Board of Directors**, effective immediately and shall continue until July 1, 2008.

Cynthia Walsh, Aberdeen, was reappointed on October 28, 2004, to the **Education Assistance Corporation Board of Directors**, effective immediately and shall continue until July 1, 2008.

Stephen R. Statz, Sioux Falls, was reappointed on October 28, 2004, to the **State Board of Pharmacy**, effective immediately and shall continue until October 1, 2007.

Rebecca Mulvaney, Aberdeen, was appointed on October 28, 2004, to the **State Arts Council**, effective immediately and shall continue until July 1, 2007.

Mark Garry, Rapid City, was appointed on October 28, 2004, to the **Mental Health Planning and Coordination Advisory Council**, to replace James Hagel, effective immediately and shall continue until July 1, 2007.

Brenda Traver, Huron, was appointed on October 28, 2004, to the **Mental Health Planning and Coordination Advisory Council**, to replace Jim Simbeck, effective immediately and shall continue until July 1, 2007.

Ramona White Plume, Porcupine, was appointed on October 28, 2004, to the **Mental Health Planning and Coordination Advisory Council**, to replace Christine Dunham, effective immediately and shall continue until July 1, 2007.

Amanda Lautenschlager, Aberdeen, was appointed on October 28, 2004, to the **Mental Health Planning and Coordination Advisory Council**, to replace Lisa Burghardt, effective immediately and shall continue until July 1, 2007.

Martha Van Laecken, Mitchell, was appointed on October 28, 2004, to the **Mental Health Planning and Coordination Advisory Council**, effective immediately and shall continue until July 1, 2007.

Brett Koenecke, Pierre, was appointed on October 28, 2004, to the **South Dakota Board of Counselor Examiners**, effective immediately and shall continue until July 1, 2006.

James Stein, Pierre, was appointed on October 29, 2004, to the **South Dakota Advisory Council on Aging**, to replace Donna Raasch, effective immediately and shall continue until December 31, 2004. Mr. Stein will then be appointed to a full term of office commencing January 1, 2005 and shall continue until December 31, 2008.

Jim Kinyon, Rapid City, was appointed on November 1, 2004, to the **South Dakota Board of Counselor Examiners**, effective immediately and shall continue until July 1, 2007.

Mark Krogstrand, Aberdeen, was appointed on November 2, 2004, to the **South Dakota Advisory Panel for Children With Disabilities**, to replace Shirley Albright, effective immediately and shall continue until June 30, 2007.

Tamara Baker, Sioux Falls, was reappointed on November 2, 2004, to the **South Dakota State Board for Nursing Facility Administrators**, effective immediately and shall continue until July 1, 2006.

Patrick Czerny, Piedmont, was reappointed on November 2, 2004, to the **Board of Service to the Blind and Visually Impaired**, effective immediately and shall continue until June 30, 2007.

Susan Birrenkott, Aberdeen, was reappointed on November 2, 2004, to the **Board of Service to the Blind and Visually Impaired**, effective immediately and shall continue until June 30, 2007.

Elisabeth O'Toole, Sioux Falls, was appointed on November 2, 2004, to the **Council of Juvenile Services**, to replace Lt. Governor Dennis Daugaard, effective immediately and shall continue until June 30, 2007.

Keith Bonenberger, Pierre, was appointed on November 2, 2004, to the **Council of Juvenile Services**, to replace Dallas Johnson, effective immediately and shall continue until June 30, 2006.

Steve Zellmer, Rapid City, was appointed on November 5, 2004, to the **South Dakota Science and Technology Authority**, to replace Dave Snyder, effective immediately.

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

11-15-2004	Education: Board of Education	Amend rules to (1) align the rule to current statutes and remove the State Board of Education from the exemption process; (2) change the new technical education program proposal deadline to April 1; (3) create definitions for the proposed three high school courses of study; and (4) define the requirements of the proposed three high school courses of study; 31 SDR 61.
11-16-2004	Revenue and Regulation: Banking Commission	Amend and adopt rules to authorize banks to provide mobile banking services to their customers and to change the date when trust company license fees are due; 31 SDR 61.

11-18-2004	Environment and Natural Resources: Board of Minerals and Environment	Adopt revisions to federal regulations including surface coating of metal furniture, integrated iron and steel manufacturing facilities, brick and structural clay products manufacturing, asphalt processing and asphalt roofing manufacturing, flexible polyurethane foam fabrication operations, engine test cells/stands, and miscellaneous metal parts and products; 31 SDR 61.
11-20-2004	Transportation: Railroad Board	Adopt a rule to clarify the information required from railroads that intend to claim property tax credits for qualifying capital investments in railroad infrastructure; 31 SDR 67.
11-24-2004	Agriculture	Amend rules to reduce the tonnage inspection fee for fertilizer and feed products distributed in South Dakota; 31 SDR 67.

Rules Review Committee Meetings

The last two meetings of the Interim Rules Review Committee are scheduled for Wednesday, November 17, 2004, and Tuesday, December 7, 2004, in Room 413 of the State Capitol.

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

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