

# REGISTER



South Dakota Legislative Research Council

Volume 32

Tuesday, 8:00 a.m., December 27, 2005

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

**Department of Transportation:** (December 19, 2005) intends to amend a rule regarding longer combination vehicle – approved routes and access restrictions to address construction changes to US Highway 281 and repeal a trip log rule because it is covered by other administrative rules. The general authority for these rules, as cited by the department, is SDCL 32-22-42 and 32-22-42.14.

A public hearing will be held in the commission room of the Becker-Hansen Building, 700 E. Broadway Avenue in Pierre, South Dakota, on January 26, 2006, at 9:05 a.m. CST. 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 January 25, 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:**

**DEPARTMENT OF EDUCATION: BOARD OF EDUCATION:** 24:10:42:22, 24:10:42:24, 24:10:42:27 to 24:10:42:29, inclusive; 24:15:03:10; 24:43:01:09 to 24:43:01:12, inclusive; and 24:43:12:01 to 24:43:12:08, inclusive.

History-Notice: 32 SDR 75, October 31, 2005  
Hearing: November 14, 2005  
Filed: December 16, 2005  
Effective: January 5, 2006

**Executive Appointment:**

**Warren Lotsberg**, Huron, was reappointed on December 16, 2005, to the **South Dakota Railroad Authority**, effective immediately and shall continue until January 18, 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

1-5-2006	Game, Fish and Parks	Amend the Spring Wild Turkey Hunting Season by establishing the number and types of licenses and tags available in the applicable new, modified, and existing hunting Units; establishing new hunting units and their applicable season dates and hunting restrictions; opening Turner County to archery hunting in the statewide archery turkey hunting
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		<p>Unit; closing the counties of Hamlin and Hand to archery hunting in the statewide archery turkey hunting Unit; and repealing certain season closures and firearm restrictions in state parks and recreation areas which are contained in the hunting rules but are duplicative of other rules contained in rules relating to the use of firearms and bows in certain areas of the state park system. Amend Endangered and Threatened Species by removing from the list of endangered fish: Central Mudminnow (<i>Umbra limi</i>) and Trout-perch (<i>Percopsis omiscomaycus</i>); changing the status of the Sicklefing Chub (<i>Macrhybopsis meeki</i>) from a threatened fish to an endangered fish; removing from the list of endangered reptiles: Blanding's Turtle (<i>Emydoidea blandingii</i>); and adding a new section of threatened invertebrates: Dakota Skipper (<i>Hesperia dacotae</i>). Amend Turtles by imposing certain prohibitions on the buying, selling, bartering, and trading of turtles, and imposing certain out of state exportation restrictions on intended uses of turtles and providing an exemption therefore. Amend Waters Open to Taking of Bait and Biological Specimens by closing all state waters to the harvest of mollusks, western painted turtles, and snapping turtles for commercial purposes except by permit and providing for the imposition of restrictions to be provided in the permit; 32 SDR 113.</p>
1-6-2006	Health: Board of Dentistry	<p>Repeal the requirement for a written work order being prepared for dental work orders; amend the continuing education requirements for the one-hour radiology course required each year to require the completion of five hours of education in a five-year period; and amend rules to allow dental assistants to administer nitrous oxide; 32 SDR 105.</p>
1-26-2006	Transportation	<p>Amend a rule regarding longer combination vehicle – approved routes and access restrictions to address construction changes to US Highway 281 and repeal a trip log rule because it is covered by other administrative rules; 32 SDR 117.</p>

**Rules Review Committee Meetings**

The last meeting of the Interim Rules Review Committee will be held Monday, January 9, 2006, 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 Legislative Web site.

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