



Legislative Research Council

RULES REVIEW COMMITTEE AGENDA

Senator Royal "Mac" McCracken, Chair
Representative Jean M. Hunhoff, Vice Chair

Two hundred fifty-fifth meeting
Monday
January 10, 2005

Room 413
State Capitol
Pierre, South Dakota

Agencies are asked to have a representative present at the meeting to give background information on their rules.

1:00 p.m. Call to order, roll call, approval of minutes, staff report

1:10 p.m. Review of proposed rules

Senator Dennert

Department of Social Services: Medical Services - Amend rules that will increase the cost outlier amount for inpatient hospital claims, amend the date used as the basis for establishing the rate of reimbursement for outpatient services provided by out-of-state hospitals, and decrease the rate of reimbursement for inpatient services provided by an out-of-state hospital if the hospital's home state refuses to price the claim using that state's Medicaid payment methodology.

Department of Social Services: Food Stamps - Amend rules that will increase the standard utility allowance, the limited utility allowance, the one-utility allowance, and the telephone allowance and adopt the thrifty food plan as established by the United States Department of Agriculture, Food and Nutrition Services.

Department of Social Services: Medical Services - Amend rules relating to Medicaid eligibility that will update current rules, delete provisions that no longer apply, increase certain allowances to reflect the increased cost of living, change the method of calculating a period of ineligibility when an asset is disposed of for purposes of establishing Medicaid eligibility, require a trustee to submit an annual accounting to the department, and institute a penalty when income placed into the trust exceeds the amount paid out of the trust for medical services.

Department of Social Services: Food Stamps - Adopt rules to establish operating guidelines for the Sales Tax on Food Refund Program.

Representative Engels

Bureau of Personnel: Career Service Commission - Amend a rule to allow for the granting of administrative leave for career service employees who serve as reserve police force and emergency rescue squad members and clarify that such administrative leave will be granted when the employee is called out on an emergency basis during work hours.

Bureau of Personnel - Amend a rule to insure that any employee having contact with inmates within the secure perimeter of a corrections department facility be drug free.

Department of Environment and Natural Resources: Board of Minerals and Environment - Amend rules that will require a person to obtain a solid waste permit whenever a waste tire bale, waste tire, or parts thereof are buried or partially buried.

Draft Legislation

2:30 p.m. Adjourn

NOTE: To help agencies estimate when to appear before the committee, the agenda is set assuming a ten-minute presentation per rule. However, actual times may vary.

Members: Senator Royal "Mac" McCracken, Chair; Representative Jean M. Hunhoff, Vice-Chair; Senators Eric H. Bogue and H. Paul Dennert; and Representatives Richard H. Engels and Orville B. Smidt.

NOTE: *Individuals needing assistance, pursuant to the Americans with Disabilities Act, should contact the Legislative Research Council (605/773-3251) in advance of the meeting to make any necessary arrangements.*



All Legislative Research Council committee minutes and agendas are available on the South Dakota Legislature's Homepage (<http://legis.state.sd.us>). Subscribe to receive electronic notification of meeting schedules and the availability of agendas and minutes at MyLRC (<http://legis.state.sd.us/mylrc/index.cfm>).