

# AGENDA

## Rules Review Committee



Representative Jean Hunhoff, Chair  
Senator Alan Solano, Vice Chair

Three hundred sixty-fifth meeting  
Monday  
June 5, 2017

Room 414  
State Capitol  
Pierre, South Dakota

### Other DDN Site Location:

University Center  
4801 N. Career Ave., Room FADM 145  
Sioux Falls, South Dakota

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

10:00 a.m. CDT Call to order, roll call, approval of minutes, and staff report

Review of proposed rules

#### **Representative Hunhoff**

Department of Health: Board of Massage Therapy – Amend rules relating to applications, temporary permits and inactive licenses, clarify the educational requirements for licensure or a temporary permit, increase the fees for an initial license, renewed license, inactive license and temporary permit, clarify the time period of a continuing education cycle and a licensee's continuing education requirements and recordkeeping requirements, repeal unnecessary rules regarding the board's complaint process, clarify the malpractice insurance requirements of a licensee or temporary permit holder and recordkeeping requirements, clarify the requirements for requesting an inactive license, and updating the list of facilities recognized by the board to provide the education necessary to meet the requirements for licensure.

Department of Human Services: Division of Rehabilitation Services – Amend rules to bring the interpreter certification level required for criminal proceedings or serious medical procedures corresponding to the certification currently being granted by the Registry of Interpreters for the Deaf (RID).

#### **Representative Haugaard**

Department of Education: Board of Education – Amend rules to include the National Guard Tuition Benefit funds as a set aside in the technical institute budget and set out in rule the PTI per student allocation as set for fiscal year 2018, clarify the distribution and application of technical institute instructor salary support funds for fiscal year 2018, clarify when non attending students are removed from state aid calculations, suspend calculation of the School Performance Index for the 2016-2017 school year and hold over classifications from the 2014-15 school year, create local flexibility in decisions regarding the incorporation of assessments and student growth ratings in implementation of teacher evaluation systems.

Department of Labor and Regulation: South Dakota Electrical Commission – Amend rules to adopt the 2017 National Electrical Code (the "2017 NEC") and update the reference to the 2015 International Building Code (the "2015 IBC"); update definitions; document the requirement to hold a license to gain experience; clarify that a federal employee is considered licensed; clarify a statutory reference regarding units of time for experience; change the expiration of maintenance licenses to occur in two years on the date of issuance; document notice requirements, document the available options an inspector may utilize at the stages of rough in, final, and the completion of corrections including, final void, issue a report or order a disconnect; clarify the minimum fee for an inspection man hour or fraction thereof; document the utilization of the term electrical equipment and the designation of machinery; update references to the National Electrical Code; require in use covers and a receptacle within 25 feet of the heating and ac equipment in residential housing units moved to new locations; and clarify the fee, notification and payment requirements and the inspection process for carnivals and celebrations.

### **Senator Kennedy**

Department of Labor and Regulation: Division of Insurance – Amend rules to update sources referenced in rule; incorporate the 2017 Medicare coverage amounts; and require continuing education courses to renew their approval with the Division every five years.

### **Senator Russell**

Department of Labor and Regulation: Division of Labor and Management – Amend rules to revise the procedure for employee representative elections and revise the workers' compensation fee schedule.

Department of Labor and Regulation: South Dakota Cosmetology Commission – Amend rules to update and clarify rules, define new terms, more clearly list prohibited equipment and procedures, update and specify safety and infection control procedures, add new certification requirement, update rules relating to instructors, and remove outdated rule.

12:30 p.m. CDT Adjourn

\* Breaks will be at the call of the chair.

**NOTE: A copy of the proposed rules being reviewed at the meeting may be obtained without charge by contacting the department, board, or commission.**

**PLEASE NOTE: The above times are approximate.**

**Members:** Representative Jean Hunhoff (Chair); Senator Alan Solano (Vice Chair); Senators Craig Kennedy and Lance Russell; and Representatives Julie Bartling and Steven Haugaard.

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