

# AGENDA

## Interim Rules Review Committee



Representative Jean Hunhoff, Chair  
Senator Lance Russell, Vice Chair

Three hundred ninety-first meeting  
Tuesday  
August 18, 2020

Room 414  
State Capitol  
Pierre, South Dakota

*Due to the current public health concerns with COVID-19, this meeting is being conducted by electronic conference and individuals are encouraged to participate remotely. In-person attendees should be spaced at least six feet apart and are encouraged to wear cloth face coverings.*

**Those wishing to testify must register by August 14, 2020, by email to [Kelly.Thompson@sdlegislature.gov](mailto:Kelly.Thompson@sdlegislature.gov).**  
*Testifiers should provide their full names, whom they are representing, city of residence, which proposed rules they will be addressing, whether they are a proponent or opponent, and if they will be testifying remotely or in person.*

10:00 a.m. CT:

Call to order, roll call, approval of minutes, and staff report

Review of proposed rules

### Representative Hunhoff

**Department of Health:** Amend rules to update the form used by a physician to comply with the requirements of SDCL 34-23A-10.1 (1).

**Department of Human Services:** Amend rules to transfer the chapter concerning Adult Protective Services from the Department of Social Services to the Department of Human Services.

**South Dakota State Historical Society (Department of Education):** Amend rules to set standard fees for services provided by the State Historical Society.

### Representative Hansen

**Department of Social Services:** Amend rules to:

- Reflect annual changes; and
- Update several citations.

**Department of Social Services:** Amend rules to:

- Align with federal subsidy language and federal requirements stemming from the Model Licensing Standards for Foster Care;
- Clean up outdated or incorrect language; and
- Add a new rule detailing the grievance procedures for group care facilities.

## Senator Sutton

### Department of Game, Fish and Parks: Amend rules to:

- Not require a park entrance license to be purchased for any enrolled Yankton Sioux tribal member and their family member to enter North Point Recreation Area, Fort Randall South Shore Recreation Area, Randall Creek Recreation Area, and Fort Randall Spillway Lakeside Use Area;
- Eliminate the administrative fee required for lost or destroyed licenses, permits or game tags;
- Establish a fee for nonresident landowner-on-own-land licenses;
- Reduce the number of resident single tag fall turkey licenses while increasing the number of resident double tag licenses for Prairie Units;
- Adjust the number of turkey licenses available in the Black Hills;
- Close certain Prairie Units;
- Establish a resident river otter trapping season from November 1 through December 31;
- Eliminate unnecessary language, amend form and style, update authorities; and
- Arrange rules to be consistent and concise.

Department of Game, Fish and Parks: Adopt an emergency rule to allow the department to designate Pickerel, Waubay, North Rush, South Rush, and Minnewasta Lakes as containment waters thus requiring boaters to follow decontamination rules as laid out in ARSD 41:10:04:08.

**(NOTE: Emergency rules do not require a hearing and become effective the date they are filed with the Secretary of State. Discussion of this rule will be for informational purposes only.)**

### Department of Transportation: Amend rules to:

- Eliminate a limited speed zone on State Trunk Highway 50 west of Wagner;
- Redefine the starting point of the speed zones on State Trunk Highway 46 in and around Wagner;
- Shorten the current 35 miles per hour speed zone and introduce a 45 miles per hour speed zone on each end of the 35 miles per hour speed zone on U.S. Highway 16 adjacent to Jewel Cave National Monument;
- Correct the starting point references for the 50 miles per hour speed zone on U.S. Highway 212 in Faulkton;
- Extend the 45 miles per hour speed limit on U.S. Highway 14 in Highmore; and
- Govern the mowing of state trunk highway rights-of-way.

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; or by downloading them at [rules.sd.gov](http://rules.sd.gov).**

**Members:** Representative Jean Hunhoff (Chair); Senator Lance Russell (Vice Chair); Representatives Ryan Cwach and Jon Hansen; and Senators Craig Kennedy and Margaret Sutton.

This meeting is being held in a physically accessible location. Any individual 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 further arrangements. All committee agendas, minutes, and audio are available on the LRC website: <http://www.sdlegislature.gov>. Live committee audio is provided by South Dakota Public Broadcasting and is also available at <http://www.sd.net>. You may subscribe to electronic delivery of agendas and minutes at My LRC on the LRC website.