



# SOUTH DAKOTA REGISTER

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## FILINGS WITH THE LEGISLATIVE RESEARCH COUNCIL

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### Notice of Proposed Rules

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Date in parentheses indicates when rules were filed with the Legislative Research Council. Copies of proposed rules may be obtained for no charge at <https://rules.sd.gov> or from the agency directly.

**Law Enforcement Officers Standards and Training Commission (Office of the Attorney General):** (March 13, 2020) intends to amend rules to amend the requirements for certification or employment as a law enforcement officer; require certain training requirements for reciprocity applicants seeking a waiver of the training program and require a written examination to determine the applicant's state of competence; establish the time period in which an individual must wait prior to seeking reinstatement after revocation; indicate the period of time in which an individual must wait prior to seeking reinstatement after consenting to decertification; establish the time period in which a canine team may apply for reinstatement; establish when a school sentinel's certification becomes inactive and when it expires; amend the requirements for certification or employment as a 911 telecommunicator; and provide that an individual failing to successfully complete the training program may be reinstated in a future basic training program. The general authority for these rules, as cited by the commission, is SDCL 23-3-35, 23-3-42, 23-3-44, 34-45-26, and 34-45-29.

A public hearing will be held in the Bullock Room at The Lodge at Deadwood, 100 Pine Crest Lane, Deadwood, South Dakota, on April 22, 2020, at 9:30 a.m. MT. Copies of the proposed rules may be obtained without charge from and written comments sent to the Law Enforcement Officers Standards and Training Commission, 1302 East Highway 14, Pierre, South Dakota 57501. Materials sent by mail must be received by April 20, 2020, to be considered. This hearing is being held in a physically accessible location. Persons with special needs for which the commission can make arrangements may call (605) 773-3584 at least 48 hours before the public hearing.

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## FILINGS WITH THE OFFICE OF THE SECRETARY OF STATE

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### Executive Orders

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The Governor has signed **Executive Order 2020-06**, dated March 19, 2020. This executive order continues the current guidance for state office closures specified in Executive Order 2020-05, in response to the COVID-19 pandemic. Under the updated guidance, state offices under the executive branch will remain closed through March 27, 2020.

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## UNIFIED JUDICIAL SYSTEM

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### Orders Related to COVID-19

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**Unified Judicial System COVID-19 Response:** The South Dakota Supreme Court on March 13, 2020, declared a **judicial emergency** from COVID-19, and issued a **subsequent order** suspending the 180-day rule provided for in SDCL 23A-44-5.1.

The judicial emergency order also granted the Presiding Judges of each of South Dakota's seven judicial circuits the authority to enter orders in response to the public health emergency in their respective jurisdictions.

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### SCHEDULED PUBLIC HEARINGS

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<b>4-2-2020</b>	<b><u><a href="#">Department of Game, Fish and Parks</a></u></b> : (March 12, 2020) intends to amend rules to modify the total "any elk" and "antlerless elk" in the Black Hills hunting season; modify the unit structure within the Black Hills elk hunting season; modify the total number of "any elk" licenses for the Custer State Park elk hunting season; modify the total number of "any elk" and "antlerless elk" licenses available for the archery elk hunting season; modify the number of "any elk" and "antlerless elk" licenses issued and change some season dates during the prairie elk hunting season; add a new unit for those portions of South Dakota west of the Missouri River not associated with another prairie elk unit; modify prairie elk Units 9, 15A, and 27A; and eliminate Unit 30A, instead including it in the West River prairie unit; 46 SDR 108, March 16, 2020.
<b>4-22-2020</b>	<b><u><a href="#">Law Enforcement Officers Standards and Training Commission (Office of the Attorney General)</a></u></b> : (March 13, 2020) intends to amend rules to amend the requirements for certification or employment as a law enforcement officer; require certain training requirements for reciprocity applicants seeking a waiver of the training program and require a written examination to determine the applicant's state of competence; establish the time period in which an individual must wait prior to seeking reinstatement after revocation; indicate the period of time in which an individual must wait prior to seeking reinstatement after consenting to decertification; establish the time period in which a canine team may apply for reinstatement; establish when a school sentinel's certification becomes inactive and when it expires; amend the requirements for certification or employment as a 911 telecommunicator; and provide that an individual failing to successfully complete the training program may be reinstated in a future basic training program; 46 SDR 110, March 23, 2020.
<b>4-23-2020</b>	<b><u><a href="#">South Dakota State Historical Society (Department of Education)</a></u></b> : Amend rules to set standard fees for services provided by the State Historical Society; 46 SDR 93, January 27, 2020.
<b>5-7-2020</b>	<b><u><a href="#">South Dakota State Library Board (Department of Education)</a></u></b> : Amend rules to update fees charged to library users who damage or lose state library materials; 46 SDR 105, March 2, 2020.

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### RULES REVIEW COMMITTEE MEETINGS

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The Interim Rules Review Committee met March 12, 2020, to determine its 2020 Interim schedule. The following meeting schedule has been set for the 2020 Interim: April 7, May 5, June 9, July 14, August 18, September 15, and November 10.

Watch for notices of 2020 meetings in this publication, on the [LRC website](#), and at the Capitol.

The Drafting Manual for Administrative Rules in South Dakota is available on the [Administrative Rules Manual page](#) of the LRC website and will be updated regularly to reflect changes in drafting styles and procedures.