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FILINGS WITH THE LEGISLATIVE RESEARCH COUNCIL

Notice of Proposed Rules

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.

South Dakota Cosmetology Commission (Department of Labor and Regulation): (July 23, 2019) intends to amend rules to update and clarify safety and infection control rules; allow licensees to see the criteria for salon and booth inspections and what constitutes a failed inspection; formalize disciplinary proceedings into rule; clarify the high school graduation requirement for applicants; and reduce re-testing requirements for out-of-state applicants. The general authority for these rules, as cited by the commission, is SDCL 1-26-15, 36-15-11, 36-15-13, 36-15-19.2, 36-15-34, and 36-15-55.2.

A public hearing will be held at the Cosmetology Commission Office, 221 West Capitol Avenue, Suite 101, Pierre, South Dakota, and via teleconference, on August 20, 2019, at 10:00 a.m. CT. The call-in number to access the conference call is (866) 410-8397 and the conference code is 5816742095. Copies of the proposed rules may be obtained without charge from and written comments sent to the South Dakota Cosmetology Commission, 221 West Capitol Avenue, Suite 101, Pierre, South Dakota 57501. The comment period will close on August 16, 2019. This hearing is being held in a physically accessible location. Persons with special needs for which the commission can make arrangements may call (605) 773-6193.

SCHEDULED PUBLIC HEARINGS

8-1-2019	<u>South Dakota State Plumbing Commission (Department of Labor and Regulation)</u> : Amend rules to update codified law references, processes for issuing declaratory rulings and renewing expired licenses, and the Uniform Plumbing Code; 46 SDR 1, July 1, 2019.
8-12-2019	<u>Department of Public Safety</u> : Amend rules to expand the 1 psi Reid Vapor Pressure waiver; adopt the 2019 edition of the Commercial Vehicle Safety Alliance handbook; expand the definition of immediate family for crime victims' compensation; and expand the service period for which victims of crime may be reimbursed for counseling services; 46 SDR 15, July 22, 2019.
8-13-2019	<u>Department of Social Services</u> : (July 15, 2019) intends to amend rules to move information to the department's website; update repealed citations and rule references; repeal duplicative rules and information; align with federal regulations; clarify coverage for incontinence items; update to the most recent version of coding manuals; clarify coverage for medically necessary services with no transportation provided by a ground ambulance; update medical record documentation and retention requirements; update third party liability claim requirements for prenatal care; clarify training costs are still covered for the equipment that previously had a bundled coding structure; update the list of psychology services providers in a school district setting to be consistent with eligible providers in the Mental Health Service by Independent Practitioners chapter; update primary care provider terminology, claim requirements, and program requirements; align medical services diagnostic assessment and treatment plan requirements with the Division of Behavioral Health rules; update rules related to federally qualified health centers and rural health clinics regarding definitions,

	covered services, and reimbursement methodology; allow early intervention for substance use disorders as a covered service; update citations to federal authority regarding program requirements; align substance use disorder rules with medical service rules to reference the department's fee schedule website for billing information; and clarify progress note requirements; 46 SDR 14, July 22, 2019.
8-13-2019	<u>Board of Elections (Office of the Secretary of State)</u> : Amend rules to update the voter registration form; revise the timeframe for the notice of deadline for filing primary nominating petitions; revise nominating petitions for partisan and independent candidates; clarify the process for county auditors to certify school board election results; clarify guidelines for accepting petitions and counting petition signatures; and update the petitions for statewide initiated measures, constitutional amendments, and referendums to include a circulator identification number with a delayed implementation date of July 1, 2020; 46 SDR 15, July 22, 2019.
8-14-2019	<u>Department of Agriculture</u> : (July 18, 2019) intends to amend rules to align South Dakota dairy regulations with federal regulations as determined by the FDA Milk Safety Branch and update references to the most current form; 46 SDR 14, July 22, 2019.
8-20-2019	<u>South Dakota Cosmetology Commission (Department of Labor and Regulation)</u> : (July 23, 2019) intends to amend rules to update and clarify safety and infection control rules; allow licensees to see the criteria for salon and booth inspections and what constitutes a failed inspection; formalize disciplinary proceedings into rule; clarify the high school graduation requirement for applicants; and reduce re-testing requirements for out-of-state applicants; 46 SDR 18, July 29, 2019.

RULES REVIEW COMMITTEE MEETINGS

The next meeting of the Interim Rules Review Committee is Monday, August 12, 2019, at 10:00 a.m. CT in Room 414 of the Capitol. Future meetings scheduled for the 2019 interim are scheduled for September 9 and November 4.

Notices of 2019 Rules Review Committee meetings will be provided in this publication, on the LRC website (<https://sdlegislature.gov/>), and at the Capitol.

The Administrative Rules Guide to Form and Style is available at <https://www.sdlegislature.gov/Rules/RulesManual.aspx>.