



SOUTH DAKOTA REGISTER

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FILINGS WITH THE OFFICE OF THE SECRETARY OF STATE

Final Administrative Rules

SOUTH DAKOTA STATE HISTORICAL SOCIETY (DEPARTMENT OF EDUCATION): 24:52:05:01, 24:52:05:02, 24:52:05:03, 24:52:05:06.

History/Notice: 46 SDR 93, January 27, 2020
Hearing: June 19, 2020
Filed: August 19, 2020
Effective: September 8, 2020

DEPARTMENT OF HUMAN SERVICES: 67:40:08:01, 67:40:08:02; 46:33:01:01, 46:33:01:02, 46:33:01:03.

History/Notice: 47 SDR 4, July 13, 2020
Hearing: July 28, 2020
Filed: August 19, 2020
Effective: September 8, 2020

DEPARTMENT OF SOCIAL SERVICES: 67:14:14:05; 67:14:30:01; 67:14:31:21, 67:14:31:51, 67:14:31:54; 67:14:32:05.03, 67:14:32:08, 67:14:32:09; 67:42:01:05, 67:42:01:05.02, 67:42:01:07; 67:42:05:01, 67:42:05:03, 67:42:05:04, 67:42:05:06, 67:42:05:20, 67:42:05:23, 67:42:05:24; 67:42:07:01, 67:42:07:09, 67:42:07:15.01, 67:42:07:29; 67:42:08:01.01, 67:42:08:09; 67:42:09:07, 67:42:09:07.01; 67:42:15:02, 67:42:15:18.

History/Notice: 46 SDR 1, July 6, 2020
Hearing: July 27, 2020
Filed: August 21, 2020
Effective: September 10, 2020

DEPARTMENT OF SOCIAL SERVICES: 67:46:01:09; 67:46:04:13; 67:46:05:15; 67:46:07:12; 67:46:10:09; 67:46:14:02.

History/Notice: 46 SDR 151, June 29, 2020
Hearing: July 23, 2020
Filed: August 21, 2020
Effective: September 10, 2020

Executive Appointments

<u>Appointee</u>	<u>Appointed by</u>	<u>Succeeding</u>	<u>Effective/End Date</u>
South Dakota Commission on Gaming			
Robert Goetz Huron	Governor	Greg Strommen	8/18/2020 – 4/14/2021

SCHEDULED PUBLIC HEARINGS

8-25-2020	<u>Department of Social Services:</u> Amend rules to update to the most recent version of coding manuals; update to reflect a change in federal regulations that allows other licensed practitioners to order home health services and medical equipment; clarify coverage for medically necessary services with no transportation provided by a ground ambulance; clarify third-party liability and align with the federal Bipartisan Budget Act of 2018, update primary care provider program requirements; and clarify language throughout; 47 SDR 15, August 3, 2020.
8-27-2020	<u>Department of Transportation:</u> Amend rules governing the qualification of prospective bidders on highway construction contracts, the rejection of bid proposals, the award of contracts, and the process for disqualifying bidders; 47 SDR 14, August 3, 2020.
9-1-2020	<u>South Dakota Board of Pharmacy (Department of Health):</u> Amend rules to update and clean up rules regulating pharmacists, interns, technicians, and pharmacies; 47 SDR 17, August 10, 2020.
9-2-2020	<u>Department of Game, Fish and Parks:</u> Amend rules to create a new subcategory of bag limit known as the "three splash rule"; establish a fee for the newly created "three splash licenses"; lower the special nonresident hunting license fee and remove the inclusion of the migratory board certification permit; create new permit types and establish fees for unrestricted hunting on private shooting preserves; increase resident one-tag "male turkey" licenses in the Prairie Unit; add Clark County to Unit PST-32A; remove Douglas County from Unit PST-17A; create a Unit and add Aurora and Douglas Counties; add Buffalo County to Unit PST-13A; add Beadle and Hand Counties to Unit PST-40A; increase the number of permits available for spring turkey hunting on Adams Homestead and Nature Preserve; create a number of permits for mentored turkey access on Adams Homestead and Nature Preserve; move the starting time for the first week of the pheasant hunting season from 12:00 p.m. to 10:00 a.m. and extend the hunting season to January 31; increase the bag limit from three male pheasants to four beginning December 1; extend the grouse, quail, and partridge hunting seasons to January 31; allow for an unrestricted take of pheasants on a private shooting preserve if the correct license is obtained; move the drawing of the raffle elk license from 120 days prior to the Custer State Park rifle elk season to no later than July 15; create a unified bobcat trapping and hunting season across the state from December 15 through February 15 and expand it to include all counties in the state; expand the location on the Missouri River where gamefish may be speared to include from the Nebraska - South Dakota border up to Fort Randall Dam, May 1 through March 31; require safety signage in association with the operation of aeration systems during periods of ice cover with open public access; implement the statutory changes approved by the passage of House Bill 1033 by the 2020 Legislature; repeal the rule that establishes boat registries for AIS; remove the exception for decontamination for boats that are part of a local boat registry; make any water body that has been found to contain zebra mussel a containment water and require decontamination requirements; create an exemption for the possession of AIS for owners of a conveyance if they are transporting it for purpose of decontamination; create an "electric motors only zone" on Bismarck and Canyon Lakes; change the daily possession limit for trout on the South Dakota - Nebraska boundary waters from seven to five; and allow youth who possess a mentored archery spring turkey permit for Adams Homestead and Nature Preserve to have an uncased bow; 47 SDR 20, August 17, 2020.
9-21-2020	<u>South Dakota Board of Education Standards (Department of Education):</u> Update certification rules to accurately reflect recent changes to state statute; create a new educator permit; and update existing rules to address identified barriers; 47 SDR 17, August 10, 2020.
9-24-2020	<u>South Dakota Board of Nursing (Department of Health):</u> Implement rules to clarify the practice of a certified registered nurse anesthetist (CRNA); describe the act of prescribing by a CRNA; identify the action that may be taken for inappropriate prescribing practices; specify the guidelines for prescribing controlled substances for the treatment of chronic, non-cancer pain; list the documentation standards to be maintained; clarify that CRNAs may order, interpret, and supervise radiographic procedures, including fluoroscopy; and specify pain management procedures that may be performed by CRNAs and require education; 47 SDR 20, August 17, 2020.

RULES REVIEW COMMITTEE MEETINGS

The next meeting of the Interim Rules Review Committee for the 2020 Interim is Tuesday, September 15, 2020, at 10:00 a.m. via electronic conference with limited public access in Room 414 of the Capitol. The final meeting for the 2020 Interim is scheduled for 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.