



# SOUTH DAKOTA REGISTER

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## FILINGS WITH THE LEGISLATIVE RESEARCH COUNCIL

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### 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 Division of Insurance (Department of Labor and Regulation)**: (October 20, 2020) intends to amend rules to clarify the duration of short term limited duration plans as provided by the federal government and to clarify the duration of short term major medical plans as provided by Senate Bill 181 passed by the 2020 South Dakota Legislature. The general authority for these rules, as cited by the division, is SDCL 47-31B-203, 47-31B-605, 58-17-87, 58-18-79, and 58-33A-7.

A public hearing will be held by teleconference on October 20, 2020, at 2:00 p.m. CT. Interested parties may attend by calling (866) 410-8397 and using conference code 739 589 5109. Copies of the proposed rules may be obtained without charge from and written comments sent to South Dakota Division of Insurance, Administrative Rules, 124 South Euclid Avenue, 2<sup>nd</sup> Floor, Pierre, South Dakota 57501. Copies of the proposed rules are also available by email request to [lisa.harmon@state.sd.us](mailto:lisa.harmon@state.sd.us) or at [http://dlr.sd.gov/insurance/admin\\_rules/public\\_hearings.aspx](http://dlr.sd.gov/insurance/admin_rules/public_hearings.aspx). The comment period will close on October 30, 2020. This hearing is being held in a physically accessible location. Persons with special needs for which the department can make arrangements may call (605) 773-3563 at least 48 hours before the public hearing.

### Petition for Rules

The **Department of Game, Fish and Parks** on September 30, 2020, served petitions to amend administrative rules regarding the five-day reporting requirement for bobcats; the minimum acreage requirement to receive a landowner-operator elk license; and the establishment of a navigation lane on closed nonmeandered waters in Clark County. The **Game, Fish and Parks Commission** reviewed the petitions at its October 1-2, 2020, meeting.

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## FILINGS WITH THE OFFICE OF THE SECRETARY OF STATE

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### Executive Proclamation

**Governor Kristi Noem**, by **Executive Proclamation** dated October 2, 2020, is calling for a special session of the South Dakota Legislature on Monday, October 5, 2020, at 10:00 a.m. CT. The purpose of the special session is to consider legislation to amend the Fiscal Year 2021 budget for the planned expenditure of federal funds relating to coronavirus relief received by the state, and to consider the **resolution** recommended by the Interim Committee on Appropriations on September 30, 2020.

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## SCHEDULED PUBLIC HEARINGS

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<b>10-13-2020</b>	<b><u>Department of Agriculture:</u></b> Amend rules to require private applicators to maintain application records and remove the requirement of aerial applicators to submit an aerial application form that is no longer utilized; 47 SDR 40, September 28, 2020.
<b>10-13-2020</b>	<b><u>Department of Revenue:</u></b> Amend rules regarding odometer disclosure exceptions; 47 SDR 41, September 28, 2020.
<b>10-16-2020</b>	<b><u>South Dakota Appraiser Certification Program (Department of Labor and Regulation):</u></b> Amend rules to define evaluation in rule consistent with the statute; define guidelines utilized by federally regulated financial institutions for appraisals and evaluations; provide specific dates for timely submission of a renewal application and fee; identify when an application and fee is not considered to have been submitted in a timely manner; reference guidelines to identify when an appraisal or evaluation is required; remove language from rule that is found in the referenced guidelines; incorporate Federal Registers prescribing the federally regulated financial institutions' threshold levels; specify the transaction value of certain appraisals; modify language and correct errors; remove the requirement for an endorsed supervisory appraiser to complete an education program; add an exception to the limited number of state-registered appraisers a supervisor may supervise; allow certified general appraiser qualifying education for upgrade to state-licensed appraiser credential; specify requirements for disclosure of certain actions in an initial and renewal application; reformat the grounds for disciplinary action rules; add a requirement to report within a specified amount of time a criminal conviction; and add a chapter for evaluation exemptions and standards rules; 47 SDR 33, September 14, 2020.
<b>10-16-2020</b>	<b><u>Department of Social Services:</u></b> Amend rules to update the age of a person being screened against the Central Registry from 10 to 18 years of age; 47 SDR 37, September 21, 2020.
<b>10-16-2020</b>	<b><u>Department of Social Services:</u></b> Amend rules to outline the minimum standards that facilities must meet to be designated as an appropriate regional facility; 47 SDR 40, September 28, 2020.
<b>10-20-2020</b>	<b><u>South Dakota Division of Insurance (Department of Labor and Regulation):</u></b> Amend rules to clarify the duration of short term limited duration plans as provided by the federal government and to clarify the duration of short term major medical plans as provided by Senate Bill 181 passed by the 2020 South Dakota Legislature; 47 SDR 45, October 5, 2020.
<b>10-29-2020</b>	<b><u>South Dakota Banking Commission (Department of Labor and Regulation):</u></b> Amend rules to reduce certain fees charged for various bank applications to reflect changes made to the applicant payment process by the passage of House Bill 1015 during the 2020 Legislative Session, and reduce the number of copies of each application submitted to the Division of Banking; 47 SDR 41, September 28, 2020.

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## RULES REVIEW COMMITTEE MEETINGS

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