

REGISTER

South Dakota Legislative Research Council



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A COPY OF EACH REGISTER IS FILED IN THE OFFICE OF THE SECRETARY OF STATE

NOTICES OF PROPOSED RULES: (The date in parentheses is the date the rules were filed in the Legislative Research Council)

Department of Labor: Division of Labor and Management: (February 4, 2002) intends to amend workers' compensation rules to establish a DRG-based hospital fee schedule for workers' compensation claims, to change the discount for uncategorized claims, to change the reimbursement for dental claims, to change the billing codes and reimbursements for physician claims, to require payers to provide an explanation of benefits when providers' bills are reduced, to redefine the term "physical medicine," and to repeal in-patient treatment standards. The general authority for these rules, as cited by the department, is SDCL 62-7-8.

A public hearing will be held in Conference Room 1 of the Kneip Building, 700 Governors Drive, Pierre, South Dakota, on February 27, 2002, at 10:30 a.m. Copies of the proposed rules may be obtained from the Department of Labor, Division of Labor and Management, Kneip Building, 700 Governors Drive, Pierre, South Dakota 57501-2291. Written comments may be sent to the Department of Labor at the above address and must be received by March 9, 2002, to be considered. Persons who have special needs for which the department can make arrangements are asked to call (605) 773-3681 before the hearing.

Department of Commerce and Regulation: Division of Insurance: (February 4, 2002) is proposing rules to define the beginning date of a guaranteed issue period when Medicare coverage is terminated, establish standards for rates for new long-term care policies, set

guidelines for long-term care sales, change requirement for notice of transfer to apply to all property casualty lines, and to amend the special enrollment rights for marriage, birth, and adoption so that the prior coverage requirement extends only to special enrollment due to loss of coverage. The general authority for these rules, as cited by the department, is SDCL 58-1-14, 58-1-15, 58-4-1, 58-11-51, 58-11-63, 58-17A-2, 58-17A-6, 58-17A-7, 58-17B-4, 58-17B-8, 58-17B-13.1, 58-17B-15, 58-18-79, and 58-26-30.

A public hearing will be held in Room 413 of the Capitol Building, 500 East Capitol Avenue, Pierre, South Dakota, on February 28, 2002, at 1:00 p.m. Copies of the proposed rules may be obtained from and written comments sent to the Department of Commerce and Regulation, Division of Insurance, 118 West Capitol Avenue, Pierre, South Dakota 57501-2000. Written comments must be received by Wednesday, February 27, 2002, to be considered. Copies of the proposed rules are also available on the Division's web-site at www.state.sd.us/insurance. This hearing is being held in a physically accessible place. Persons who have special needs for which the department can make arrangements are asked to call (605) 773-3563 before the hearing.

FILINGS IN THE SECRETARY OF STATE'S OFFICE:

Administrative Rules:

DEPARTMENT OF SOCIAL SERVICES:
67:16:03:01, 67:16:03:06.06, and Appendix A

History-Notice: 28 SDR 95, Dec. 24, 2001
Hearing: January 11, 2002

Filed: February 7, 2002
Effective: February 27, 2002

Note: A copy of the rules may be obtained directly from the above agencies. Write to the agency at the address given under "Notices of Proposed Rules." There is no charge for proposed rules. The following agencies have permission from the Interim Rules Review

Committee to charge for adopted rules: the Division of Insurance, the Cosmetology Commission, the State Board of Examiners in Optometry, the State Plumbing Commission, the Board of Nursing, the Department of Social Services, the State Electrical Commission, the South Dakota Board of Pharmacy, the Real Estate Commission, the Gaming Commission, the Department of Commerce and Regulation for commercial driver licensing, the Department of Labor for Article 47:03, and the Department of Revenue.

REMINDER OF HEARINGS SCHEDULED

2-15-2002	Agriculture: South Dakota State Fair	Correct errors, clarify dates, update procedures; 28 SDR 105.
2-22-2002	South Dakota Lottery	Update Powerball and implement Hot Lotto Game; 28 SDR 111.
2-27-2002	Labor: Division of Labor and Management	Amend workers' compensation rules; 28 SDR 115.
2-28-2002	Commerce and Regulation: Division of Insurance	Define guaranteed issue beginning date, standards for rates for new long-term care policies and long-term care sales, property casualty notice of transfer, amend special enrollment rights; 28 SDR 115.

Rules Review Committee Meetings

The Interim Rules Review Committee will meet again following the close of the Seventy-seventh Legislative Session.

Note: An updated version of the Administrative Rules Guide to Form and Style is now available at the LRC office and on the LRC web site.

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