

REGISTER



South Dakota Legislative Research Council

Volume 39

Monday, 8:00 a.m., April 22, 2013

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

Department of Labor and Regulation: Division of Insurance: (April 16, 2013) intends to amend rules to update the general authority; repeal rules; update the website listed; update the sources referenced; and change the name of a reference. The general authority for these rules, as cited by the department, is SDCL §§ 10-44-1.1, 58-3-11, 58-3-26, 58-4-48, 58-6-75, 58-17-87, 58-17A-2, 58-18-79, 58-18B-18, 58-26-13.1, 58-26-46, 58-26-57, 58-27-7, 58-27-108, 58-30-117, and 58-33A-7.

A public hearing will be held in the Main Floor Conference Room, Anderson Building, 445 East Capitol Avenue, Pierre, South Dakota, on May 13, 2013, at 9:00 a.m. Paper copies of the proposed rules may be obtained without charge from and written comments sent to the Division of Insurance, Administrative Rules, 445 E. Capitol Avenue, Pierre, South Dakota 57501-3185. The text of the proposed rules will be posted on the department's website: http://dlr.sd.gov/insurance/legal/public_hearings.aspx. The rules may also be obtained as a Microsoft Word attachment by emailing gretchen.brodkorb@state.sd.us. 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 at least 48 hours before the hearing.

Department of Revenue: South Dakota Lottery Commission: (April 17, 2013) intends to amend Video Lottery Requirements rules to eliminate the bet to award ratio for video lottery game

play and cap the maximum award allowed per bet at one thousand dollars; and provide definitions in rule for distributors, manufacturers, and operators. The general authority for these rules, as cited by the commission, is SDCL §§ 42-7A-1 and 42-7A-21.

A public hearing will be held in Room 412, 4th floor, State Capitol, Pierre, South Dakota, on May 15, 2013, at 10:15 a.m. CT. Copies of the proposed rules may be obtained from and written comments sent to the Department of Revenue, Legal Division, 445 East Capitol Avenue, Pierre, South Dakota 57501-3185. A copy of the rules is also available at the department's website at <http://dor.sd.gov/publicnotices/lotteryrules051513.pdf>. Written comments must be received by May 14, 2013, to be considered. 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) 773-4701 at least 48 hours before the hearing.

FILINGS IN THE SECRETARY OF STATE'S OFFICE:

DEPARTMENT OF REVENUE: SOUTH DAKOTA LOTTERY COMMISSION:
48:03:13:03.

History-Notice: 39 SDR 143, Feb. 25, 2013
Hearing: March 20, 2013
Filed: April 18, 2013
Effective: May 8, 2013

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 Revenue and Regulation, and the Department of Labor for Article 47:03.

REMINDER OF HEARINGS SCHEDULED

4-23-2013	Agriculture: Animal Industry Board	Amend rules to allow for the use of a blood test to detect bovine tuberculosis in elk, red deer, white-tailed deer, fallow deer and reindeer and change and update current dates of reference material; 39 SDR 159.
4-25-2013	Transportation	Amend Speed Zone rules in Pennington, Butte, Custer, Harding, and Meade Counties; and adopt Traffic Safety rules in Butte and Lawrence Counties; 39 SDR 171.
5-2-2013	Health: Division of Health and Medical Services	Amend rules to add babesiosis and carbapenem-resistant <i>Enterobacteriaceae</i> to the reportable disease list, replace outdated language with current usage, and other minor house-keeping updates; 39 SDR 167.
5-2-2013	Game, Fish and Parks	Amend a rule regarding Camping permits and Rules to eliminate the \$2.00 differential in camping fees during cold weather periods when restroom and shower facilities are closed; 39 SDR 171.
5-3-2013	Bureau of Administration	amend rules to remove the requirement that the newspapers used by the Department of Transportation to publish notice of sale of property described in § 10:02:01:03 be daily newspapers, update obsolete references to standards and practices to be followed when using micrographics for long term storage of records, and to clarify when an original document may be destroyed after being reproduced by processes that will form a durable medium; 39 SDR 167.
5-9-2013	Labor and Regulation: Division of Labor and Management	Amend rules to revise the workers compensation fee schedule; 39 SDR 167.
5-13-2013	Labor and Regulation: Division of Insurance	Amend rules to update the general authority; repeal rules; update the website listed; update the sources referenced; and change the name of a reference; 39 SDR 175.
5-15-2013	Health: Board of Examiners for Speech-Language Pathology	Adopt rules to establish guidelines for the licensure of Speech-Language Pathologists; 39 SDR 168.

5-15-2013	Revenue: South Dakota Lottery Commission	Amend Video Lottery Requirements rules to eliminate the bet to award ratio for video lottery game play and cap the maximum award allowed per bet at one thousand dollars; and provide definitions in rule for distributors, manufacturers, and operators; 39 SDR 175.
5-20-2013	Education: Board of Education	Amend a rule to increase fees for teachers who apply for initial or for renewing a teacher certificate; 39 SDR 171.

RULES REVIEW COMMITTEE MEETINGS

The next meeting of the Interim Rules Review Committee will be held Monday, May 20, 2013, in Room 413, Fourth Floor, of the State Capitol. The committee chair has set the following tentative meeting schedule for the 2013 interim: June 4, July 9, August 20, September 17, November 12, and December 17.

Note: An updated version of the Administrative Rules Guide to Form and Style is available on the Legislative Web site at <http://legis.state.sd.us/rules/index.aspx>.

The **South Dakota Register**, ISSN 0191-1104, is published by the South Dakota Legislative Research Council pursuant to SDCL 1-26A-1. Subscriptions to Volume 39 are \$25. Make checks payable to "State of South Dakota" and mail to the Legislative Research Council, State Capitol, 500 East Capitol Avenue, Pierre, South Dakota 57501-5070. Information from the Register is available free of charge on the Internet at <http://legis.state.sd.us>. Subscribe to receive electronic notification of the availability of the **South Dakota Register** at MyLRC (<http://legis.state.sd.us/mylrc/index.aspx>).
