

# REGISTER

*South Dakota Legislative Research Council*



*Volume 34*

*Tuesday, 8:00 a.m., November 13, 2007*

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

***Department of Revenue and Regulation:  
Appraiser Certification Program:***

(November 7, 2007) intends to amend rules to adopt the most recent edition of the uniform standards and add grounds for disciplinary action for failure to comply with a Final Order issued by the secretary. The general authority for these rules, as cited by the department, is SDCL 36-21B-3.

A public hearing will be held in the Department of Revenue and Regulation First Floor Conference Room, Anderson Building, Pierre, South Dakota, on December 17, 2007, at 10:30 a.m. A copy of the proposed rules may be obtained from and written comments sent to the Department of Revenue and Regulation, Appraiser Certification Program, 445 East Capitol Avenue, Pierre, South Dakota 57501-3185. Material sent by mail must reach the department by December 14, 2007, to be considered at the public hearing. The department will keep the comment period open until December 27, 2007, for written comments. 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) 773-4608 at least 48 hours before the hearing.

**FILINGS IN THE SECRETARY OF  
STATE'S OFFICE:**

**Executive Orders:**

The Governor has signed **Executive Order 2007-24** dated November 8, 2007, which creates the Governor's Interagency Council on Homelessness to work with the United States Interagency Council on Homelessness. This order supersedes Executive Order 2003-07 dated September 25, 2003.

The Governor has signed **Executive Order 2007-25** dated November 8, 2007, which declares that a state of emergency exists statewide, and that the transportation of diesel, ethanol, gasoline and propane within South Dakota shall be exempt from 49 CFR Part 395, otherwise known as the federal hours of service regulations. The executive order shall expire upon conclusion of the emergency, but no later than midnight, December 7, 2007.

The Governor has signed **Executive Order 2007-26** dated November 8, 2007, which creates the South Dakota Commission on Child Support. SDCL 25-7-6.12 requires the state to establish a State Commission on Child Support to review child support guidelines. The commission members will include a noncustodial parent, a custodial parent, a representative from the judiciary, a representative from the Department of Social Services, and a family law practitioner. The Commission will submit a report to the Governor and the Legislature before December 31, 2008.

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

11-14-2007	Human Services: Rehabilitation Services	Amend rules that will add new definitions, clarify and expand the covered services to include implants in both ears, clarify and expand the eligibility criteria to include individuals through age 20 with one existing implant or an individual through age 20 with a documented progressive hearing loss leading to deafness after speech and language have developed, and clarify the application process; 34 SDR 105.
11-16-2007	Public Safety: Emergency Medical Services	Amend rules to define terms, update equipment requirements for all ambulance services, and to eliminate the Medical Air Transport level of licensing for air ambulance services; 34 SDR 115.
11-19-2007	Education: Board of Education	Amend a rule to change the April 1 <sup>st</sup> timeline for applications for new or expanded postsecondary programs; 34 SDR 135.
12-17-2007	Revenue and Regulation: Appraiser Certification Program	Amend rules to adopt the most recent edition of the uniform standards and add grounds for disciplinary action for failure to comply with a Final Order issued by the secretary; 34 SDR 139.

### RULES REVIEW COMMITTEE MEETINGS

The next regular meeting of the Interim Rules Review Committee will be held Tuesday, December 4, 2007, in Room 413 of the State Capitol. The committee chair has set the following tentative meeting schedule for the 2007 interim: January 7, 2008.

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