

AGENDA

Rules Review



Representative Jon Hansen, Chair

Senator Jean Hunhoff, Vice Chair

Three hundred ninety-eighth meeting
Monday, June 7, 2021

Room 414 – State Capitol
Pierre, South Dakota

Those wishing to testify must register by June 3, 2021, by email to Kelly.Thompson@sdlegislature.gov.

Testifiers should provide their full names, whom they are representing, city of residence, which proposed rules they will be addressing, whether they are a proponent or opponent, and if they will be testifying remotely or in person.

10:00 a.m. CT:

Call to order, roll call, approval of minutes, and staff report

Public Testimony: Proposed Form 16, Housing Cost Impact Statement

Review of proposed rules

Representative Hansen

Department of Social Services: Amend rules to update the Temporary Assistance to Needy Families (TANF) payment standard amounts and update federal medical services eligibility standards that are reflected in rule.

Senator Hunhoff

Department of Health: Amend rules to add Spinal Muscular Atrophy to South Dakota's newborn screening panel.

Department of Human Services: Amend rules to clarify and administer ombudsman services.

Representative Cwach

South Dakota Board of Education Standards (Department of Education): Adopt rules to establish the general and discretionary provisions for schools to allow students to have access to medical cannabis on school property and at school-sponsored activities.

Senator Heinert

Civil Service Commission (Bureau of Human Resources): Amend rules to remove the requirement that an employee's rate of pay must be adjusted to at least five percent above the minimum after six months of service in a pay grade.

Representative Jensen

Department of Game, Fish and Parks: Amend rules to:

- Remove the age eligibility requirement for a combination license;
- Update youth licenses to include anyone who is under the age of 18 and reflect that anyone over the

- age of 18 will have to purchase an adult license;
- Update an erroneous cross reference in rules regarding nonresident waterfowl licenses;
- Remove the requirement for a youth hunter under the age of 16 to be accompanied by an adult;
- Remove the nonresident family fishing license fee and the nonresident youth fishing license fee;
- Remove the daily and possession limits for nonresident family fishing licenses;
- Increase the age from 16 to 18 for youth residents participating in a youth paddlefish season;
- Expand the dates that are available for a special pheasant hunt for disabled veterans and Purple Heart recipients;
- Restore three subsections regarding public water safety zones in Charles Mix County that were erroneously deleted from rule;
- Modify the number of tags available for the Custer State Park deer hunting season, the Black Hills deer hunting season, the West River deer hunting season, and the East River deer hunting season;
- Modify the open units available for the West River deer season and the East River deer season;
- Modify the number of licenses available during the Sand Lake deer hunting season, the Lacreek deer hunting season, and the Waubay deer hunting season;
- Modify the number of licenses available and units open during the archery deer hunting season;
- Adjust where and when a nonresident archery license is valid;
- Modify the number of licenses available for the general muzzleloading deer hunting season;
- Modify open areas available for hunting;
- Remove the requirement for an apprentice hunter to be accompanied by an adult and remove the eligibility for hunters less than 18 years of age;
- Establish, in a new chapter, a deer hunting season for youth;
- Specify the number and types of licenses available for the youth deer hunting season;
- Specify the areas that are open and closed to youth deer hunting;
- Create the age eligibility requirements and specify other license eligibility requirements;
- Clarify when certain areas are open to aerial hunting;
- Allow nonresident parents or guardians to obtain a mentor license and specify that youth under 16 years of age cannot obtain a license if they already hold a youth license;
- Modify the rule that defines during which seasons free antlerless deer licenses can be used;
- Include youth hunting licenses in the rule regarding access permits for specific deer hunting units and public lands;
- Specify the license types that are available to landowners in South Dakota;
- Create a new rule for resident disabled veterans to deer hunt and specify eligibility requirements and processes to obtain a license;
- Specify the number and types of licenses available and define the areas open to the disabled veteran deer hunting season;
- Modify the pheasant hunting season dates in certain areas;
Modify the dates that the grouse hunting season is open;
- Repeal existing rule regarding the Chronic Wasting Disease endemic area;
- Modify the disposition requirements of hunter-harvested cervid carcasses;
- Repeal existing rule regarding intrastate cervid carcass transportation restrictions;
- Modify the disposition requirements of hunter harvested cervid carcasses and parts that are processed by wildlife processing facilities and taxidermists; and
- Modify the license types available for the apprentice deer hunting season.

Department of Transportation: Amend rules to:

- Replace the current 55 miles per hour speed limit on State Trunk Highway 153 in Yankton County, from the intersection with State Trunk Highway 52 near Gavin's Point Dam then north for 0.9 mile, with a 45 miles per hour speed limit;
- Eliminate an obsolete reference to the upper and lower decks of the U.S. Highway 81 bridge over the Missouri River in Yankton; and
- Replace references to "reimbursable" expenses with "eligible" expenses for bridge improvement grants.

Senator Johns

[South Dakota Division of Insurance \(Department of Labor and Regulation\)](#): Amend rules to update the sources referenced in rule and incorporate 2021 Medicare Supplement coverage amounts set by the federal government.

[South Dakota Commission on Gaming \(Department of Revenue\)](#): Amend rules to:

- Provide for an application fee for a sports wagering services provider;
- Add associated equipment licensees and sports wagering services providers to the list of entities that must provide access to their premises and production of records;
- Prohibit associated equipment licensees and sports wagering services providers or licensees employed by sports wagering services providers from wagering on sporting events;
- Add wagering on sporting events to the authorized games in Deadwood;
- Implement cleanup to irregularities in blackjack;
- Clarify the posting of rules of blackjack and house banked poker games;
- Clarify that bad beat pots must be maintained in segregated bank accounts;
- Clarify that rules must be posted at each poker table;
- Add electronic bonus systems to the list of associated equipment of slot machines;
- Include sports wagering in adjusted gross revenue computations;
- Clarify closed-circuit surveillance system requirements;
- Add sports wagering to areas that are required to be monitored by surveillance;
- Repeal § 20:18:29:09 regarding the labeling of video tapes; and
- Clarify one-on-one recordings for all surveillance camera recorders.

Public Testimony: General Purposes

Adjourn

* Breaks will be at the call of the chair.

Members: Representatives Ryan Cwach, Kevin Jensen, and Jon Hansen and **Senators** Troy Heinert, Timothy Johns, and Jean Hunhoff

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