

AGENDA

Interim Rules Review Committee



Senator Jean Hunhoff, Chair
Representative Jon Hansen, Vice Chair

Four hundred twentieth meeting
Thursday, September 21, 2023

Room 414 – State Capitol
Pierre, South Dakota

*Those wishing to testify must register by 12 p.m. (CT), September 15, 2023, 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, and approval of minutes

Review of proposed rules

Senator Hunhoff

Department of Health: Adopt and amend rules to:

- Revise language and update references relating to radiation imaging;
- Adopt 21 CFR 1020.30-1020.33, which all manufacturers of radiation equipment are required by the FDA to meet;
- Include technological advances in radiation imaging equipment;
- More accurately define which personnel are required to use radiation monitoring devices;
- Provide requirements for monitoring of pregnant radiation equipment operators;
- Require a fixed control booth area for all fixed radiation equipment; and
- Improve radiation equipment operator training, competency, and knowledge of radiation imaging acquisition and radiation safety.

Representative Hansen

Office of the State Auditor: Repeal rules regarding receipts for mobile home moving and household moving claims.

Department of Social Services: Amend rules to:

- Update to current child care licensing rule citations;
- Update the department response time for an application for license or registration certification to align with the child care licensing rule;
- Update the in-home or informal provider training requirements to align with the new child care licensing training language; and
- Make style and form edits.

Department of Agriculture and Natural Resources: Adopt a rule to adopt the model bill and regulations regarding labeling recommendations from the most current Official Publication of the Association of American Feed Control Officials.

Representative DeGroot

Department of Transportation: Amend rules to change the speed limit on Interstate Highway 90 in and around Sioux Falls and on U.S. Highway 385 in Hot Springs.

Department of Transportation: Amend rules to change the speed limit on State Trunk Highway 79 in Meade County in connection with the Sturgis Motorcycle Rally, eliminate a reduced speed zone on State Trunk Highway 48 in and around Spink, and eliminate an outdated state law reference regarding transit grant audits.

Senator Foster

State Board of Finance (Office of the Secretary of State): Amend rules to:

- Define terms;
- Repeal reimbursement limits for for-hire and private carriers;
- Repeal allowable household moving expenses;
- Repeal the mobile home moving expense allowance;
- Repeal allowable travel pay in addition to moving expenses;
- Repeal allowable storage expenses;
- Repeal the moving allowance for professionals;
- Repeal the authorization required for reimbursement of moving expenses for professionals;
- Repeal requirements for application for moving expenses for professionals;
- Amend return of moving allowance; and
- Repeal allowable travel expenses for professionals.

Department of Public Safety: Amend rules to:

- Adopt the 2021 editions of the National Board Inspection Code handbook and American Society of Mechanical Engineers Boiler and Pressure Vessel Code handbook;
- Adopt the 2023 edition of the Commercial Vehicle Safety Alliance handbook;
- Revise rules associated with third-party testers for Commercial Driver License applicants;
- Revise rules pertaining to motorcycle safety education courses; and
- Adopt current policy and procedure for the issuance of burn permits.

Staff Report

- Note corrections of apparent errors made to the Administrative Rules of South Dakota by LRC staff in accordance with SDCL 1-26A-1;
- Action on proposed changes to FORM 5 – Fiscal Note;
- Action on proposed changes to FORM 14 – Small Business Impact Statement; and
- Action on proposed changes to FORM 10 – Minutes of Public Hearing.

Adjourn

PLEASE NOTE: The above times are approximate. Breaks will be at the call of the chair.

Written testimony must be received at least 48 hours prior to the meeting to be considered at the meeting.

Members: Senators Red Dawn Foster, Jean Hunhoff, and Jim Mehlhaff and **Representatives** Roger DeGroot, Jon Hansen, and Erin Healy

This meeting is being held in a physically accessible location. Any individual needing assistance, pursuant to the Americans with Disabilities Act, should contact the Legislative Research Council (605-773-3251) in advance of the meeting to make further arrangements.

All committee agendas, minutes, and audio are available on the LRC website: <https://www.sdlegislature.gov/>. Live committee audio is provided by South Dakota Public Broadcasting and is also available at <https://www.sd.net/>. You may subscribe to electronic delivery of agendas and minutes at My LRC on the LRC website.