Interim Committee Minutes
Interim Rules Review Committee

The four hundred and forty-sixth meeting of the Interim Rules Review Committee (IRRC) was called to order by Representative Jon Hansen, Chair, at 9:08 AM (CT) on October 14, 2026, in Room 414 of the State Capitol, Pierre, South Dakota.

A quorum was determined with the following members answering roll call: Rep. DeGroot (remote), Rep. Hansen, Chair, Rep. Muckey, Sen. Howard, Vice Chair, Sen. Larson, and Sen. Mehlhaff.

Staff members present included Justin Goetz, Code Counsel; Kelly Thompson, Senior Legislative Editor; and Jamie Fry, Network Administrator.

NOTE: For the purpose of continuity, the following minutes are not necessarily in chronological order. All referenced documents distributed at the meeting are hyperlinked to the document on the Legislative Research Council website. This meeting was live streamed. Each section contains a hyperlink to the time stamp pertaining to that item in the archived live stream available at sdlegislature.gov.

Approval of Minutes

Senator Taffy Howard moved, seconded by Representative Erik Muckey, to approve the minutes of the September 9, 2026, Interim Rules Review Committee meeting. The motion prevailed on a voice vote. (0:37)

Rules Reviewed

South Dakota Plumbing Commission (Department of Labor and Regulation): Amend, adopt, and repeal rules to align notification requirements to the functionality of a new database; align rules with the intention of SDCL chapter 36-25; clean up language; and clarify existing rules.

Ms. Mandy Nielsen, South Dakota Plumbing Commission, reviewed the proposed rules. (1:36)

Senator Howard asked if having vendors conduct licensure exams would result in additional costs and whether retaining licenses through the Department of Agriculture and Natural Resources (DANR) would have made some of the proposed rule changes unnecessary. Ms. Nielsen responded that a decision had yet to be made on whether vendors would be utilized but the commission wanted that to be an option, if needed. She clarified that only one type of plumbing license had been housed under DANR with the remaining licenses maintained by the commission, but that this had changed in statute five years ago, placing all plumbing licenses under the commission. (3:56)

Representative Jon Hansen moved, seconded by Representative Erik Muckey, that the review of the rules proposed by the South Dakota Plumbing Commission (Department of Labor and Regulation) is complete. The motion prevailed on a roll call vote with 5 AYES and 1 EXCUSED. Voting AYE: Sen. Larson, Sen. Mehlhaff, Rep. Muckey, Sen. Howard, and Rep. Hansen. Excused: Rep. DeGroot. (5:05)

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

- Modify the transportation requirements for paddlefish harvested during the archery season below Gavins Point Dam by allowing harvested paddlefish to be cleaned prior to transport;
- Remove the annual submission of a summary report for retail bait dealers as a requirement for license renewal and specify an annual summary report needs to be submitted by wholesale and export bait dealers;
- Update the list of fish pathogens of regulatory concern that must be tested before fish importation permits may be issued;
- Modify the list of state endangered bird species;
- Update the list of aquatic invasive species by adding the golden mussel to the list of aquatic invasive invertebrates recognized by the department; and
- Establish exemptions from aquatic invasive species conveyance launching and removal requirements for specific circumstances involving aquatic conveyances.

Mr. Tom Kirschenmann, Department of Game, Fish and Parks, reviewed the proposed rules. (6:48)

Senator Howard inquired about the department's role regarding when animals are added or removed from the endangered species list. Mr. Kirschenmann explained that the state list differs from the federal list, and that the state list is reviewed every two years to determine if the list needs to be adjusted. Department staff rely on monitoring and surveys to track the endangered species to see if an animal should be delisted. (13:44)

Senator Howard asked what changed between the 2024 report and the 2026 report that prompted the department to propose removing the Least Tern from the state's list. Mr. Kirschenmann replied that the department consulted the survey work they perform with the Army Corps of Engineers on the species and determined by the data tables on nesting and species recovery, that the threshold had been met to remove the bird from the state list. He noted that the Least Tern is not a resident wildlife species in South Dakota but is a migratory shore bird, meaning it spends part of its lifetime in the state and the remainder somewhere else. (16:38)

Responding to Senator Howard as to why the department's fiscal impact statement did not indicate a cost savings if they are no longer actively monitoring the species, Mr. Kirschenmann said department staff will likely conduct additional surveying and monitoring on the Least Tern as part of their wildlife management efforts and that staff would be reprioritized to monitor other species, meaning the work will be continuing, just in another area. (19:25)

Representative Muckey wondered how the process works for listing or delisting animals on the endangered species list. Mr. Kirschenmann explained that state law requires the list to be reviewed every two years and that during that review, the department looks at monitoring and survey data relative to the specific species. If the information indicates that an animal should be added or removed from the list, the conversation begins to take that action. (22:08)

Referencing LRC's concerns over the Form 5 - Fiscal Note and Form 14 - Regulatory Impact Analysis submitted with this rule packet, Senator Howard said the department had not done its due diligence in informing the public on the cost impact if the rules are approved. Mr. Kirschenmann assured her that the agency would work harder to provide the necessary information going forward and apologized that he was unable to give estimated costs for the rules being considered today. (23:19)

Senator Mehlhaff asked why the department was unable to informally resolve the issues identified by the LRC prior to today's meeting. Mr. Will Penisten, Department of Game, Fish and Parks, advised that there had been informal communications with LRC and while he believes the department did do their due diligence, in the future they will keep committee members more abreast of such communications. (25:43)

Senator Taffy Howard moved, seconded by Representative Erik Muckey, that rules 41:09:04:16, 41:09:08:03.03, 41:10:02:01, and 41:10:04:01, as proposed by the Department of Game, Fish and Parks, be reverted to a step prior under SDCL 1-26-4.7(5), while all other rules as proposed be declared complete. (29:01)

Senator Howard commented that she was making the motion in this manner because Forms 5 and 14 were not completed as they should have been, making the fiscal impact of these rules unclear. Representative Hansen said in looking at the forms, he believed the department was following federal law, as directed. (29:57)

Senator Larson asked what action is required of the department if the motion passed. Representative Hansen explained that while this was the last scheduled meeting for the committee this interim, if an ad hoc meeting were scheduled, the agency could address the committee's issues and bring the rules back for consideration at that meeting. (35:22)

Asked to comment on the situation, **Mr. Justin Goetz, Code Counsel,** noted that in the past, if the committee wanted to schedule an ad hoc meeting for this purpose, a change was required in the rules themselves, not to the accompanying forms that are submitted in the rule packet. Representative Hansen said while statute does not mention changes to forms, it would be necessary to interpret the law to include such changes for an ad hoc meeting to be held. (36:51)

Representative Hansen directed that an ad hoc meeting be held in November, should the motion pass.

The motion prevailed on a roll call vote with 5 AYES and 1 EXCUSED. Voting AYE: Sen. Larson, Sen. Mehlhaff, Rep. Muckey, Sen. Howard, and Rep. Hansen. Excused: Rep. DeGroot.

South Dakota Transportation Commission (Department of Transportation): Amend rules to:

- Change speed limits on U.S. Highway 83 near Onida in Sully County, and South Dakota Highway 248 in and around Kadoka in Jackson County;
- Update highway references and eliminate speed limit provisions that are no longer needed because of highway jurisdictional transfers; and
- Change when the terms "business" and "person" are used in rules pertaining to contractor prequalification to submit bids for highway construction projects.

Ms. Karla Engle, Department of Transportation, reviewed the proposed rules, advising members that although some changes suggested by LRC had been overlooked, she had been in contact with LRC and would incorporate those changes into the final version of the rules that would be filed with the Secretary of State. (43:37)

Senator Taffy Howard moved, seconded by Senator Liz Larson, that the review of the rules proposed by the South Dakota Transportation Commission (Department of Transportation) is complete. The motion prevailed on a roll call vote with 5 AYES and 1 EXCUSED. Voting AYE: Sen. Larson, Sen. Mehlhaff, Rep. Muckey, Sen. Howard, and Rep. Hansen. Excused: Rep. DeGroot. (53:36)

South Dakota Athletic Commission (Department of Labor and Regulation): Amend and adopt rules to:

- Clarify safety requirements for events and competitors, application and medical requirements for contestants, officials required for events, bout contract provisions, commission disciplinary actions, and updates consistent with the unified rules of mixed martial arts and boxing;
- Provide for the inclusion of inspectors as officials for events, as set forth in Senate Bill 64;
- Set the requirements for inspectors assigned by the commission; and
- Establish the parameters and requirements for a bout review by the commission.

Ms. Jennifer Stalley, South Dakota Athletic Commission, reviewed the proposed rules which are the result of the passage of Senate Bill 64 by the 2026 Legislature. (55:21)

Representative Hansen asked if the commission worked with national organizations in developing the proposed rules. Ms. Stalley said the commission is a member of the Association of Boxing Commissions which utilizes a series of unified rules that most states adopt while some of the proposed rules were suggested by event promoters. (1:03:23)

Senator Howard inquired as to why the timeline for a promoter to let the commission know of event changes was being extended from forty-eight hours to seven days. Ms. Stalley responded that extending that timeline provides some protection for consumers who have purchased often expensive tickets by letting them know when changes have been made to the event card. (1:05:14)

Responding to Senator Mehlhaff as to the length of a mixed martial arts fight, Ms. Stalley clarified that twenty rounds is the minimum number of rounds for a complete contest not an individual bout. Individual martial arts bouts have three to five rounds. (1:07:31)

Representative Erik Muckey moved, seconded by Senator Jim Mehlhaff, that the review of the rules proposed by the South Dakota Athletic Commission (Department of Labor and Regulation) is complete. The motion prevailed on a roll call vote with 5 AYES and 1 EXCUSED. Voting AYE: Sen. Larson, Sen. Mehlhaff, Rep. Muckey, Sen. Howard, and Rep. Hansen. Excused: Rep. DeGroot. (1:09:27)

Department of Labor and Regulation: Amend rules to revise the life expectancy tables for the purpose of calculating compensation lump sum payments under ARSD 47:03:01:07.

Mr. Jerry McCabe, Department of Labor and Regulation, reviewed the proposed rules. (1:10:53)

Representative Muckey asked what underlying source material is used to calculate the life expectancy estimates. Mr. McCabe said the estimates are calculated on the federal level. (1:12:03)

Representative Jon Hansen moved, seconded by Senator Taffy Howard, that the review of the rules proposed by the Department of Labor and Regulation is complete. The motion prevailed on a roll call vote with 6 AYES. Voting AYE: Rep. DeGroot, Sen. Larson, Sen. Mehlhaff, Rep. Muckey, Sen. Howard, and Rep. Hansen. (1:12:41)

Department of Labor and Regulation: Adopt rules to establish the State Apprenticeship Agency (SAA). Specifically, the rules define administrative duties, registration procedures, program standards, review requirements, actions involving apprenticeship programs, reciprocity processes, and complaint procedures; and align South Dakota with federal apprenticeship requirements under 29 CFR Part 29, allowing the SAA to administer, register, oversee, and enforce Registered Apprenticeship Programs requirements at the state level.

Ms. Tara Bartekoske, Department of Labor and Regulation, reviewed the proposed rules which are the result of the passage of Senate Bill 63 by the 2026 Legislature. (1:14:46)

Senator Howard asked if future fund grant monies would be used for the program in just its initial year or on an ongoing basis and whether the department would be approaching the Committee on Appropriations for ongoing funding. Ms. Bartekoske explained that federal work force grants will help to fund the program in the future and she is not aware of any plans to use general funds. (1:16:56)

Senator Jim Mehlhaff moved, seconded by Representative Erik Muckey, that the review of the rules proposed by the Department of Labor and Regulation is complete. The motion prevailed on a roll call vote with 6 AYES. Voting AYE: Rep. DeGroot, Sen. Larson, Sen. Mehlhaff, Rep. Muckey, Sen. Howard, and Rep. Hansen. (1:18:11)

South Dakota Commission on Gaming (Department of Revenue): Amend a rule to modify the existing structure and include alternate pay tables for the 21 + 3 game, a blackjack variation of play.

Mr. Doug Abraham, South Dakota Commission on Gaming, reviewed the proposed rule. (1:19:21)

Senator Howard wondered how long these types of games have been regulated in South Dakota. Mr. Abraham confirmed they have been regulated since gaming was approved in Deadwood by constitutional amendment. (1:21:39)

Representative Erik Muckey moved, seconded by Senator Taffy Howard, that the review of the rule proposed by the South Dakota Commission on Gaming (Department of Revenue) is complete. The motion prevailed on a roll call vote with 6 AYES. Voting AYE: Rep. DeGroot, Sen. Larson, Sen. Mehlhaff, Rep. Muckey, Sen. Howard, and Rep. Hansen. (1:23:50)

Department of Revenue: Adopt rules to establish application requirements for nicotine product licensees, inspection procedures, recordkeeping requirements for licensees, violation procedures, and product disposal or return requirements for retail licensees.

Mr. Jason Evans, Department of Revenue, reviewed the proposed rules which are the result of the passage of Senate Bill 221 by the 2026 Legislature. (1:25:04)

Public Testimony

Ms. Nancy Gilbertson, Vape Depot & Smoke Shop, Watertown, submitted written testimony in opposition to the rules. Nancy Gilbertson, Self Handout 1 Nancy Gilbertson, Self Handout 2

Representative Erik Muckey moved, seconded by Senator Taffy Howard, that the review of the rules proposed by the Department of Revenue is complete. The motion prevailed on a roll call vote with 6 AYES. Voting AYE: Rep. DeGroot, Sen. Larson, Sen. Mehlhaff, Rep. Muckey, Sen. Howard, and Rep. Hansen. (1:30:08)

Department of Revenue: Repeal, amend, and adopt rules to:

- Establish procedures for permanent closure of a motor vehicle dealer;
- Establish certain required uses of the department's 605Drive system;
- Permit retention of electronic records;
- Require retention of certain paper records for at least a year;
- Require document fees be advertised for customers, in accordance with federal law;
- Prohibit the use of "broker" and "wholesale" in dealer names and advertising materials; and
- Provide form and style adjustments.

Ms. Rosa Yaeger, Department of Revenue, reviewed the proposed rules. (1:32:31)

Senator Howard asked which of the proposed rules are required under federal law. Ms. Yaeger said as federal pricing guidelines have changed, the proposed rules dictate that the price a customer will have to pay for a vehicle must be the price as listed by the dealer. (1:34:40)

Representative Erik Muckey moved, seconded by Representative Jon Hansen, that the review of the rules proposed by the Department of Revenue is complete. The motion prevailed on a roll call vote with 6 AYES. Voting AYE: Sen. Larson, Rep. DeGroot, Sen. Mehlhaff, Rep. Muckey, Sen. Howard, and Rep. Hansen. (1:35:44)

South Dakota Lottery Commission (Department of Revenue): Amend rules to:

- Provide the Executive Director the authority to suspend, revoke, or deny video lottery licenses;
- Clarify a minimum test period for new video lottery game software;
- Permit online training and testing for video lottery technicians;
- Eliminate log book requirements;
- Clarify that ticket voucher credits must be redeemed by the close of the business day; and
- Permit the sale of video lottery machines between operators.

Mr. Norm Lingle, South Dakota Lottery, reviewed the proposed rules, advising members that the two rules that would give the Lottery's executive director the ability to rescind video lottery licenses are being removed from consideration by the agency. (1:37:15)

Representative Erik Muckey moved, seconded by Representative Jon Hansen, that rules 48:02:04:01 and 48:02:04:03, as proposed by the South Dakota Lottery Commission (Department of Revenue), be reverted to a step prior under SDCL 1-26-4.7(2), while all other rules as proposed be declared complete. The motion prevailed on a roll call vote with 6 AYES. Voting AYE: Sen. Larson, Rep. DeGroot, Sen. Mehlhaff, Rep. Muckey, Sen. Howard, and Rep. Hansen. (1:46:10)

South Dakota Division of Insurance (Department of Labor and Regulation): Adopt a rule to define the word "resident" for an individual producer, business entity, or applicant; amend a rule and repeal Appendix A to update and incorporate by reference the most recent edition of guidelines pertaining to coverage for preventive items and services; and amend a rule to include the best interest standard for broker-dealers.

Ms. Lisa Harmon, Division of Insurance, reviewed the proposed rules and reported that the division revoked the licenses of seventy-five individuals who had said they were residents of South Dakota for the purposes of obtaining licensure. (1:48:43)

Senator Mehlhaff asked what impact the revoked licensees had on policy holders in the state. Ms. Harmon said there was no impact, as the individuals had sold no policies in the state before losing their licenses. (1:54:13)

Representative Erik Muckey moved, seconded by Senator Taffy Howard, that the review of the rules proposed by the South Dakota Division of Insurance (Department of Labor and Regulation) is complete. The motion prevailed on a roll call vote with 6 AYES. Voting AYE: Rep. DeGroot, Sen. Larson, Sen. Mehlhaff, Rep. Muckey, Sen. Howard, and Rep. Hansen. (1:55:19)

South Dakota Public Utilities Commission: Repeal outdated, redundant, or preempted rules or portions of rules, and unnecessary telecommunications filing requirements, and amend rules to:

- Clarify the process for filing of confidential information;
- Update language in the general rules and gas and electric rules to clarify and simplify the requirements and update complaint requirements;
- Clarify the procedure for release of a grain buyer bond and to require the provision of necessary information on voluntary credit sale contracts for grain transactions;
- Update telecommunications provisions to align with current needs and technology; and
- Update a pipeline safety notification requirement to ensure necessary information is provided to the commission.

Mr. Chris Nelson, Public Utilities Commission, reviewed the proposed rules. (1:57:15)

Public Testimony

Ms. Kara Semmler, South Dakota Telecommunications Association, said her organization appreciated the willingness of the Public Utilities Commission to partner with industry on the proposed rules and that its members support the rules as presented. (1:59:48)

Representative Erik Muckey moved, seconded by Senator Liz Larson, that the review of the rules proposed by the South Dakota Public Utilities Commission is complete. The motion prevailed on a roll call vote with 6 AYES. Voting AYE: Rep. DeGroot, Sen. Larson, Sen. Mehlhaff, Rep. Muckey, Sen. Howard, and Rep. Hansen. (2:00:43)

Department of Human Services: Amend rules to:

- Standardize and clarify critical incident reporting requirements;
- Make restoration plans dependent on ISP progress, rather than time limited;
- Allow providers an additional month to file cost reports and audits;
- Standardize insurance requirements;
- Provide a standardized format to assist in participant safety monitoring data analysis;
- Update the CHOICES waiver services to match the federally approved waiver; and
- Avoid conflict and redundancy with federal requirements, while requiring opportunity for discussion of all medications with clients at the South Dakota Developmental Center.

Ms. Jenna Howell, Department of Human Services, reviewed the proposed rules. (2:02:40)

Public Testimony

Mr. Dan Cross, Community Support Providers of South Dakota, testified in support of the proposed rules, stating his members are in favor of the changes. (2:04:37)

Senator Howard asked why the department is requiring more for restoration plans than those required under federal standards. Ms. Howell explained that the rules must comply with the approved CHOICES Waiver and the waiver would need to be amended to go farther that what the rules would require, if approved. (2:05:41)

Senator Howard inquired as to whether the agency is looking at redoing the waiver. Ms. Howell said to do so is a lengthy process but the waiver is renewed every five years, with South Dakota's renewal coming up in 2028, and the agency will consider adjusting that portion of the waiver at that time. (2:07:26)

Senator Taffy Howard moved, seconded by Representative Jon Hansen, that the review of the rules proposed by the Department of Human Services is complete. The motion prevailed on a roll call vote with 6 AYES. Voting AYE: Rep. DeGroot, Sen. Larson, Sen. Mehlhaff, Rep. Muckey, Sen. Howard, and Rep. Hansen. (2:08:23)

Department of Health: Amend rules to update and clarify the Department of Health's waiver application requirements, including definitions, documentation order, acceptance procedures, and fee processing, to ensure submissions meet U.S. Department of State standards.

Mr. Marty Link, Department of Health, reviewed the proposed rules. (2:09:47)

Senator Howard asked how many J1 visa holders there currently are in South Dakota and for how long are the waivers valid. Mr. Link replied ten so far this year with three hundred visas granted since the beginning of the program. The waivers carry a three-year commitment. (2:13:29)

Senator Taffy Howard moved, seconded by Senator Liz Larson, that the review of the rules proposed by the Department of Health is complete. The motion prevailed on a roll call vote with 6 AYES. Voting AYE: Rep. DeGroot, Sen. Larson, Sen. Mehlhaff, Rep. Muckey, Sen. Howard, and Rep. Hansen. (2:15:24)

Department of Health: Amend rules to update and clarify requirements through Article 44:90 to align with current medical cannabis industry standards, improve consistency, and modernize administrative processes.

Ms. Whitney Brunner, Department of Health, reviewed the proposed rules and advised members that two of the rules - 44:90:02:14 and 44:90:03:16 - were removed from the packet, pending further review. (2:16:48)

Public Testimony

Mr. Mitch Richter, Genesis Farms, testified in support of the proposed rules, saying the department was willing to work with the industry and accepted most of the suggestions made by the stakeholders. (2:20:58)

Ms. Terra Larson, Cannabis Industry Association of South Dakota, stated the group's members support the rules as presented, noting that some significant issues that existed when the rules were first presented have been resolved. (2:22:06)

Ms. Amanda Johnson, Happy Flower Healing, Yankton, submitted written testimony in opposition to the rules. Amanda Johnson, Happy Flower Healing Handout

Senator Howard inquired as to whether the proposed changes were relaxing some of the standards of the state's medical cannabis program, including the reporting requirements. Ms. Brunner responded that establishments are currently reporting on a quarterly basis and when they know the lab is coming for an audit, the establishment will clean up their sample collecting before the inspection. Under the proposed rules, the agency will work with an establishment directly if there are issues to be resolved. (2:22:54)

Responding to Senator Howard on the increased maximum concentration of cannabis in edible cannabis products, Ms. Brunner said the revision was to address a conflict with another rule, reflecting the higher amount that is the industry standard. (2:24:23)

Senator Howard asked why penalties were being relaxed for some violations. Ms. Brunner explained that under the five penalty tiers, Category One is the most serious with the lower categories representing minor offenses or those that do not constitute a threat to public safety. For the sake of efficiency, corrective action plans will be implemented first for the lower categories with fines being levied for second and subsequent offenses. (2:25:16)

Senator Mehlhaff inquired as to whether annual inspections are scheduled or random. **Ms. Adria Johnson, Cannabis ChemLab,** confirmed the inspections are scheduled to ensure that certified inspectors are available to conduct them. (2:27:35)

Senator Jim Mehlhaff moved, seconded by Representative Jon Hansen, that the review of the rules proposed by the Department of Health is complete. The motion prevailed on a roll call vote with 6 AYES. Voting AYE: Rep. DeGroot, Sen. Larson, Sen. Mehlhaff, Rep. Muckey, Sen. Howard, and Rep. Hansen. (2:29:05)

Department of Health: Amend a rule to add Duchenne Muscular Dystrophy, Mucopolysaccharidosis Type I, and Mucopolysaccharidosis Type II to South Dakota's newborn screening panel.

Ms. Katelyn Strasser, Department of Health, reviewed the proposed rules. (2:30:14)

Senator Howard asked how prevalent the three new conditions being added are in South Dakota. Ms. Strasser provided national statistics, saying South Dakota numbers are not available because the state is not currently testing for these illnesses. (2:37:01)

Senator Liz Larson moved, seconded by Senator Jim Mehlhaff, that the review of the rules proposed by the Department of Health is complete. The motion prevailed on a roll call vote with 6 AYES. Voting AYE: Rep. DeGroot, Sen. Larson, Sen. Mehlhaff, Rep. Muckey, Sen. Howard, and Rep. Hansen. (2:37:43)

Department of Health: Adopt rules to establish design, construction, and operational standards for biological filtration pools at lodging establishments as required by House Bill 1299, approved by the 2026 South Dakota Legislature.

Ms. Tori O'Brien, Department of Health, reviewed the proposed rules which are the result of the passage of House Bill 1299 by the 2026 Legislature. (2:39:24)

Senator Howard asked why the fee charged to establishments for these types of pools is higher than that charged for regular pools and how pool testing is conducted. **Ms. Missy Johnson, Department of Health,** explained that filtration pools have different designs and higher standards to meet, and that there are different testing procedures for each type of pool. Testing samples for the filtration pools are sent to the State Health Lab for processing. (2:42:03)

Responding to Senator Howard's questions on the difference in fees, **Ms. Cassie Deffenbaugh, Department of Health,** noted that the fees for regular pools have not been updated in ten to fifteen years and although they are probably too low, the department decided to use its authority to charge higher fees for the filtration pools. (2:50:26)

Senator Jim Mehlhaff moved, seconded by Senator Liz Larson, that the review of the rules proposed by the Department of Health is complete. The motion prevailed on a roll call vote with 5 AYES and 1 NAY. Voting AYE: Rep. DeGroot, Sen. Larson, Sen. Mehlhaff, Rep. Muckey, and Rep. Hansen. Voting NAY: Sen. Howard. (2:52:21)

Department of Health: Amend rules to:

- Update and clarify vital records requirements by modernizing terminology;
- Refining filing and amendment procedures; and
- Improving consistency across birth, death, and marriage registration processes.

Ms. Shawna Flax, Department of Health, reviewed the proposed rules. (2:54:42)

Senator Jim Mehlhaff moved, seconded by Senator Taffy Howard, that the review of the rules proposed by the Department of Health is complete. The motion prevailed on a roll call

vote with 6 AYES. Voting AYE: Rep. DeGroot, Sen. Larson, Sen. Mehlhaff, Rep. Muckey, Sen. Howard, and Rep. Hansen. (3:00:00)

School Finance Accountability Board (Department of Education): Amend and repeal rules to clarify the process for which a district may request a waiver from the School Finance Accountability Board regarding the state minimum teacher salary, average teacher salary, or the general fund cash balance requirements, and to remove the Joint Committee on Appropriations from the waiver process.

Mr. Cody Stoeser, Department of Education, reviewed the proposed rules. (3:01:09)

Senator Liz Larson moved, seconded by Senator Taffy Howard, that the review of the rules proposed by the School Finance Accountability Board (Department of Education) is complete. The motion prevailed on a roll call vote with 6 AYES. Voting AYE: Rep. DeGroot, Sen. Larson, Sen. Mehlhaff, Rep. Muckey, Sen. Howard, and Rep. Hansen. (3:03:24)

Staff Report

Mr. Justin Goetz, Code Counsel, thanked the committee members and staff for all of the hard work that went into today's meeting with nineteen packets to be considered. He also advised that if members were agreeable, an ad hoc meeting could be held on Thursday, November 12, at 10:00 a.m. (CT) in Room 414 to consider the reverted rules from the Department of Game, Fish and Parks as well as a small packet from the Department of Transportation, whose agency hearing is scheduled for October 29. (3:04:51)

Representative Hansen asked if the proposed date and time for the ad hoc meeting was agreeable to all members. Members confirmed that it was, and the ad hoc meeting was so scheduled.

Public Comments: General Purposes

No additional public comments were received.

Adjournment

Representative Erik Muckey moved, seconded by Senator Taffy Howard, that the Interim Rules Review Committee be adjourned. The motion prevailed on a voice vote. (3:07:07)

The Interim Rules Review Committee adjourned at 12:15 PM.