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FILINGS WITH THE LEGISLATIVE RESEARCH COUNCIL

Notice of Proposed Rules

Date in parentheses indicates when rules were filed with the Legislative Research Council.
Copies of proposed rules may be obtained for no charge at <https://rules.sd.gov> or from the agency directly.

Department of Game, Fish and Parks: (August 15, 2024) intends to amend rules to cap the number of nonresident turkey licenses in the Black Hills; modify the statewide Archery Spring turkey hunting units; modify the existing fish harvest regulations on Belle Fourche Reservoir; modify snagging on Lake Oahe; modify bobcat trapping and hunting; modify scientific names for certain species of crayfish to reflect updates in taxonomic classification; and modify the species of crayfish that can be taken. The general authority for these rules, as cited by the department, is SDCL [41-2-18](#) and [41-8-20](#).

A public hearing at which persons may present amendments, data, opinions, and arguments for or against the proposed rules will be held at the Outdoor Campus - West, 4130 Adventure Trail, Rapid City, South Dakota, on September 5, 2024, at 1:00 p.m. (MT). Copies of the proposed rules may be obtained without charge from, and written comments on the proposed rules may be sent to, the Secretary of the Department of Game, Fish and Parks, Foss Building, 523 East Capitol Avenue, Pierre, South Dakota 57501. The rules are also available online at <https://rules.sd.gov>. Comments may also be submitted at <http://gfp.sd.gov/forms/positions>. All written and email comments must include the name, city, and state of the person submitting them. The comment period will close 72 hours prior to the date of the hearing. This hearing is being held in a physically accessible location. Persons with special needs for which the department can make arrangements may call (605) 773-3718 or (605) 223-7684 (Telecommunication Device for the Deaf).

South Dakota Conservation Commission (Department of Agriculture and Natural Resources): (August 15, 2024) intends to repeal rules defining "urban area" and the purpose of the soil conservation award program; and in alignment with [House Bill 1033](#) enacted in the 2024 legislative session, amend rules to clarify the definition of active agricultural producer; specify who is eligible to receive a natural resources conservation award; clarify the nomination process for the award; refine the criteria used to select award recipients; and modify information pertaining to the submittal of selections to the Conservation Commission. The general authority for these rules, as cited by the department, is SDCL [38-7-30](#).

A public hearing at which persons may present amendments, data, opinions, and arguments for or against the proposed rules will be held at the Best Western Ramkota Hotel, 1901 9th Avenue Southwest, Watertown, South Dakota, on September 16, 2024, at 11:00 a.m. (CT). Interested persons may also attend remotely by calling (605) 679-7263 and using conference code 872 336 416#. Copies of the proposed rules may be obtained without charge from, and written comments may be sent to, the State Conservation Commission, Department of Agriculture and Natural Resources, 523 East Capitol Avenue, Pierre, South Dakota 57501. Copies of the rules are also available by email request to, and comments may be emailed to, Paul.Lorenzen@state.sd.us. Material sent by mail or email must reach the department by September 12, 2024, to be considered. This hearing is being held in a physically accessible location. Persons with special needs for which the department can make arrangements may call (605) 773-3623 at least 48 hours before the public hearing.

Department of Public Safety: (August 16, 2024) intends to amend rules to revise the T50 minimum distillation temperature for certain volatility classes and to adopt the 2024 edition of the Commercial Vehicle Safety Alliance handbook. The general authority for these rules, as cited by the department, is SDCL [37-2-6](#), [37-2-7](#), and [49-28A-2](#).

A public hearing at which persons may present amendments, data, opinions, and arguments for or against the proposed rules will be held in the Conference Room on the second floor of the Sutherland Building, 118 West Capitol Avenue, Pierre, South Dakota, on September 19, 2024, at 1:00 p.m. (CT). Copies of the proposed rules may be obtained without charge from, and written comments may be sent to, the Department of Public Safety, 118 West Capitol Avenue, Pierre, South Dakota 57501. Copies of the rules are also available at <https://rules.sd.gov/>. Comments may also be emailed to DPSinfo@state.sd.us. Material sent by mail or email must reach the department by October 3, 2024, to be considered. This hearing is being held in a physically accessible location. Persons with special needs for which the department can make arrangements may call (605) 773-3178 at least 48 hours before the public hearing.

FILINGS WITH THE OFFICE OF THE SECRETARY OF STATE

Executive Appointments

<u>Appointee</u>	<u>Appointed by</u>	<u>Succeeding</u>	<u>Effective/End Date</u>
South Dakota 911 Coordination Board			
Curtis A. Kabris Brookings	Governor	Pamela Bryan	8/9/2024 - 6/30/2027
South Dakota Workforce Development Council			
John B. Herweh Whitewood	Governor	James Peterson	8/9/2024 - 6/30/2027
State Board of Medical and Osteopathic Examiners			
Gary G. Langerock Watertown	Governor	New Position	8/9/2024 - 10/30/2027

SCHEDULED PUBLIC HEARINGS

8-20-2024	South Dakota Board of Physical Therapy (Department of Health): Amend rules to update the activities that meet continuing education requirements and update the waiver of continuing education requirements; 50 SDR 142, May 28, 2024.
8-27-2024 NOTE: Hearing was originally scheduled for July 23, 2024	South Dakota Electrical Commission (Department of Labor and Regulation): Amend rules to adopt the 2023 National Electrical Code (NEC); implement standards for the approval and management of third-party inspectors; apply the statutory minimum inspection fee of one hundred dollars under SDCL 36-16-30; and formalize the third-party inspector process; 50 SDR 142, May 28, 2024.

9-5-2024	<u>Department of Game, Fish and Parks:</u> Amend rules to cap the number of nonresident turkey licenses in the Black Hills; modify the statewide Archery Spring turkey hunting units; modify the existing fish harvest regulations on Belle Fourche Reservoir; modify snagging on Lake Oahe; modify bobcat trapping and hunting; modify scientific names for certain species of crayfish to reflect updates in taxonomic classification; and modify the species of crayfish that can be taken; 51 SDR 21, August 19, 2024.
9-16-2024	<u>South Dakota Conservation Commission (Department of Agriculture and Natural Resources):</u> Repeal rules defining "urban area" and the purpose of the soil conservation award program; and in alignment with House Bill 1033 enacted in the 2024 legislative session, amend rules to clarify the definition of active agricultural producer; specify who is eligible to receive a natural resources conservation award; clarify the nomination process for the award; refine the criteria used to select award recipients; and modify information pertaining to the submittal of selections to the Conservation Commission; 51 SDR 21, August 19, 2024.
9-19-2024	<u>Department of Public Safety:</u> Amend rules to revise the T50 minimum distillation temperature for certain volatility classes and to adopt the 2024 edition of the Commercial Vehicle Safety Alliance handbook; 51 SDR 22, August 19, 2024.
9-20-2024 NOTE: Hearing was originally scheduled for August 16, 2024	<u>South Dakota Board of Podiatry Examiners (Department of Health):</u> Amend a rule to update the renewal fees to ensure financial viability of the board; 50 SDR 137, May 20, 2024.

RULES REVIEW COMMITTEE MEETINGS

The next meeting of the Interim Rules Review Committee for the 2024 Interim is Tuesday, August 20, 2024, at 10:00 a.m. (CT) via electronic conference and in Room 414 of the Capitol. Future meetings for the 2024 Interim are scheduled for September 10 and October 22. Find notices of committee meetings in this publication, on the [LRC website](#), and at the Capitol.

The Drafting Manual for Administrative Rules in South Dakota is available on the [Administrative Rules Manual page](#) of the LRC website and is updated regularly to reflect changes in drafting styles and procedures.