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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.

South Dakota Board of Medical and Osteopathic Examiners (Department of Health): (September 4, 2024) intends to amend, repeal, and adopt rules providing for the regulation and oversight of all emergency medical service personnel under the Board of Medical and Osteopathic Examiners as a result of the passage of [Senate Bill 63](#) and [Senate Bill 64](#) by the 2024 South Dakota Legislature. The general authority for these rules, as cited by the board, is SDCL [36-4B-28](#), [36-4B-29](#), and [36-4B-35](#).

A public hearing at which persons may present amendments, data, opinions, and arguments for or against the proposed rules will be held at the First Dakota National Bank building, Room 306, 101 N. Main Avenue, Sioux Falls, South Dakota, on October 7, 2024, at 12:00 p.m. (CT). Interested parties may also participate via Microsoft Teams using Meeting ID 296 845 821 with passcode JFWNPY. Copies of the proposed rules may be obtained without charge from, and written comments on the proposed rules may be sent to, the South Dakota Board of Medical and Osteopathic Examiners, 101 North Main Avenue, Suite 301, Sioux Falls, South Dakota 57104. Comments may also be sent by email to SDBMOE@state.sd.us. Proposed rules text is also available online at www.sdbmoe.gov and www.rules.sd.gov. Material sent by mail or email must reach the board by October 1, 2024, to be considered. This hearing is being held in a physically accessible location. Persons with special needs for which the board can make arrangements may call (605) 367-7781 at least 48 hours before the public hearing.

South Dakota Board of Social Work Examiners (Department of Social Services): (September 4, 2024) intends to amend rules to update language that is no longer applicable or antiquated; clarify application requirements; combine relevant sections for clarity; add a multistate licensing category and fee pursuant to the adoption of the Social Work Licensure Compact; update supervision requirements for CSW-PIP candidates; update continuing education requirements; and adopt the most recent version of the NASW code of ethics. The general authority for these rules, as cited by the board, is SDCL [36-26-19](#), [36-26-23](#), [36-26-29](#), and [36-26A-1](#).

A public hearing at which persons may present amendments, data, opinions, and arguments for or against the proposed rules will be held at the South Dakota Board of Social Work Examiners Office, 521 South 32nd Street, Suite B, Spearfish, South Dakota, on September 27, 2024, at 11:00 a.m. (MT). Interested parties may also participate via Microsoft Teams at https://teams.microsoft.com/j/19%3ameeting_NTFIMDA1MmMtZDgOOS00OGI1LTIiYjYtYzU0MDczYzgzZWZh%40thread.v2/0?context=%7b%22Tid%22%3a%22e69efb98-56ef-4797-a76b-e1ec658a639c%22%2c%22Oid%22%3a%22ee0a24e7-6d2c-4495-ade5-4377098865d2%22%7d. Copies of the proposed rules may be obtained without charge from Teresa Schulte, Administrative Rules, Department of Social Services, 811 East 10th Street, Sioux Falls, South Dakota 57103. The rules are also available online at <http://rules.sd.gov>. Comments and requests for copies of the proposed rules may also be emailed to DSSAdminRules@state.sd.us. Written comments on the proposed rules may be sent to the South Dakota Board of Social Work Examiners, 810 North Main Street, #298, Spearfish, South Dakota, 57783 and must reach the department by September 23, 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) 642-1600 at least 48 hours before the public hearing.

Department of Social Services: (September 4, 2024) intends to amend rules to update statutory authority and make style and form changes. The general authority for these rules, as cited by the department, is SDCL [28-1-50](#), [28-6-1](#), and [28-7A-3](#).

A public hearing at which persons may present amendments, data, opinions, and arguments for or against the proposed rules will be held at the Department of Social Services Building, Prairie Conference Room, 811 East 10th Street, Sioux Falls, South Dakota, on October 1, 2024, at 10:00 a.m. (CT). Interested parties may also attend by calling (605) 679-7263 and using conference code 384 418 460#. Copies of the proposed rules may be obtained without charge from, and written comments on the proposed rules may be sent to, Teresa Schulte, Administrative Rules, Department of Social Services, 811 East 10th Street, Sioux Falls, South Dakota 57103. The rules are also available online at <http://rules.sd.gov>. Comments and requests for copies of the proposed rules may also be emailed to DSSAdminRules@state.sd.us. Written comments must reach the department by October 11, 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) 367-5444, extension 1000309, at least 48 hours before the public hearing.

Appraiser Certification Program (Department of Labor and Regulation): (September 5, 2024) intends to amend rules to adopt the most recently published Uniform Standards of Professional Appraisal Practice and adjust educational course approval terms to match Appraiser Qualifications Course Approval Program durations. The general authority for these rules, as cited by the department, is SDCL [36-21B-3](#).

A public hearing at which persons may present amendments, data, opinions, and arguments for or against the proposed rules will be held via Microsoft Teams using Meeting ID 260 391 210 799 with passcode YH4678. Interested parties may also attend by calling (605) 679-7263 and using conference code 122 195 129#. Copies of the proposed rules may be obtained without charge from, and written comments on the proposed rules may be sent to, the Appraiser Certification Program, South Dakota Department of Labor and Regulation, Attn: Tyler Evins, 123 West Missouri Avenue, Pierre, South Dakota 57501. The rules are also available online at <http://rules.sd.gov>. Comments may also be sent by email to tyler.evins@state.sd.us. The deadline to submit written comments for consideration is ten days after the date of the public 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) 773-3803 at least 48 hours before the public hearing.

South Dakota Division of Insurance (Department of Labor and Regulation): (September 5, 2024) intends to amend rules to update a reference guide; modernize a continuing education course attendance roster; and clarify the timeframe of when a producer must take a continuing education course for long term care plans. The general authority for these rules, as cited by the division, is SDCL [58-17B-4](#), [58-30-117](#), [58-30-118](#), [58-33A-7](#), and [58-33A-9](#).

A public hearing at which persons may present amendments, data, opinions, and arguments for or against the proposed rules will be held in the Oahe Conference Room, 124 South Euclid Avenue, 1st Floor, Pierre, South Dakota, on September 30, 2024, at 9:00 a.m. (CT). Copies of the proposed rules may be obtained without charge from, and written comments may be sent to, South Dakota Division of Insurance, Administrative Rules, 124 South Euclid Avenue, 2nd Floor, Pierre, South Dakota 57501. Comments may also be emailed to lisa.harmon@state.sd.us. Copies of the proposed rules are also available at http://dlr.sd.gov/insurance/admin_rules/public_hearings.aspx and <https://rules.sd.gov/> or by email request to lisa.harmon@state.sd.us. Information submitted in writing must be received on or before October 10, 2024, to be considered. Members of the public wishing to appear remotely should contact the division for more information by September 25, 2024. This hearing is being held in a physically accessible location. Persons with special needs for which the division can make arrangements may call (605) 773-3563 at least 48 hours before the public hearing.

SCHEDULED PUBLIC HEARINGS

<p>9-16-2024</p>	<p><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 <u>House Bill 1033</u> 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.</p>
<p>9-19-2024</p>	<p><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.</p>
<p>9-20-2024 NOTE: Hearing was originally scheduled for August 16, 2024</p>	<p><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.</p>
<p>9-23-2024</p>	<p><u>Department of Human Services:</u> Amend a rule to allow developmental disability support providers who do not provide services in South Dakota to satisfy the secretary of state certificate requirements to become a South Dakota provider by a showing of approval and good standing in the state where services are to be provided; 51 SDR 27, September 3, 2024.</p>
<p>9-24-2024</p>	<p><u>Transportation Commission (Department of Transportation):</u> Amend rules to reduce the speed limits on U.S. Highway 281 in and around Corsica in Douglas County and on State Trunk Highway 28 in and around Lake Norden in Hamlin County; change the speed limits on a segment of State Trunk Highway 47 extending south from its intersection with U.S. Highway 12 and then east from its west junction with State Trunk Highway 20 in Walworth County; and update references to manuals, policies, and other publications relating to signing, utility installations, traffic control, and access management; 51 SDR 27, September 3, 2024.</p>
<p>9-26-2024</p>	<p><u>Board of Water and Natural Resources (Department of Agriculture and Natural Resources):</u> Amend rules to update director areas for the East Dakota and Vermillion Basin Water Development Districts; 51 SDR 28, September 3, 2024.</p>
<p>9-27-2024</p>	<p><u>Department of Social Services:</u> Amend rules to remove the three-month waiting period for the nonmedicaid children's health insurance program (CHIP) eligibility for individuals who were disenrolled from other coverage, and to make style and form changes; 51 SDR 28, September 3, 2024.</p>
<p>9-27-2024</p>	<p><u>South Dakota Board of Social Work Examiners (Department of Social Services):</u> Amend rules to update language that is no longer applicable or antiquated; clarify application requirements; combine relevant sections for clarity; add a multistate licensing category and fee pursuant to the adoption of the Social Work Licensure Compact; update supervision requirements for CSW-PIP candidates; update continuing education requirements; and adopt the most recent version of the NASW code of ethics; 51 SDR 31, September 9, 2024.</p>
<p>9-30-2024</p>	<p><u>South Dakota Division of Insurance (Department of Labor and Regulation):</u> Amend rules to update a reference guide; modernize a continuing education course attendance roster; and clarify the timeframe of when a producer must take a continuing education course for long term care plans; 51 SDR 32, September 9, 2024.</p>
<p>10-1-2024</p>	<p><u>Department of Social Services:</u> Amend rules to update statutory authority and make style and form changes; 51 SDR 32, September 9, 2024.</p>

<p>10-1-2024</p>	<p>Appraiser Certification Program (Department of Labor and Regulation): Amend rules to adopt the most recently published Uniform Standards of Professional Appraisal Practice and adjust educational course approval terms to match Appraiser Qualifications Course Approval Program durations; 51 SDR 32, September 9, 2024.</p>
<p>10-2-2024</p>	<p>Department of Health: Amend and repeal rules to update and clarify the minimum regulations for nursing homes and birth centers, and correct reference citations for assisted living, hospital, specialized hospital, critical access hospital, and rural emergency hospital providers; 51 SDR 28, September 3, 2024.</p>
<p>10-7-2024</p>	<p>South Dakota Board of Medical and Osteopathic Examiners (Department of Health): Amend, repeal, and adopt rules providing for the regulation and oversight of all emergency medical service personnel under the Board of Medical and Osteopathic Examiners as a result of the passage of Senate Bill 63 and Senate Bill 64 by the 2024 South Dakota Legislature; 51 SDR 31, September 9, 2024.</p>

RULES REVIEW COMMITTEE MEETINGS

The next meeting of the Interim Rules Review Committee for the 2024 Interim is Tuesday, September 10, 2024, at 10:00 a.m. (CT) via electronic conference and in Room 414 of the Capitol. The final meeting for the 2024 Interim is scheduled for 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.