



# SOUTH DAKOTA REGISTER

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## FILINGS WITH THE LEGISLATIVE RESEARCH COUNCIL

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### Notice of Proposed Rules

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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 Transportation Commission (Department of Transportation):** (April 29, 2025) intends to amend a rule to reflect the names of certain highways in Hughes County that will be renamed effective July 1, 2025; repeal speed zone rules for roads in Hughes and Stanley County that are under the jurisdiction of the U.S. Army Corps of Engineers, the Department of Game, Fish and Parks, and local governments as those entities establish their own speed limits; amend a speed zone rule for U.S. Highway 14 over the Missouri River Bridge to accurately reflect the statutory boundary line between Hughes and Stanley Counties; and amend a rule that establishes state trunk highway routes for longer combination vehicles. The general authority for these rules, as cited by the department, is SDCL [32-22-42](#), [32-22-42.14](#), [32-25-7](#), and [32-25-7.1](#).

A public hearing at which persons may present amendments, data, opinions, and arguments for or against the proposed rules will be held in the Commission Room of the Becker-Hansen Building, 700 East Broadway Avenue, Pierre, South Dakota, on May 29, 2025, at 9:00 a.m. (CT). Interested parties may also participate by telephone by calling (866) 705-2554 and using conference code 153277. 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 Transportation, Becker-Hansen Building, 700 East Broadway Avenue, Pierre, South Dakota 57501-2586. Copies of the rules are also available at <https://rules.sd.gov>. Comments may also be emailed to [Joel.Jundt@state.sd.us](mailto:Joel.Jundt@state.sd.us). Information submitted in writing must be received on or before May 25, 2025, 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 the department's ADA Coordinator at (605) 773-3540 or (800) 877-1113 (Telecommunications Relay Services for the Deaf) at least 48 hours before the public hearing.

**South Dakota Board of Accountancy (Department of Labor and Regulation):** (May 2, 2025) intends to amend rules to clarify the definition of "retired" and revise the fees for initial licensure certificates and firm permits, renewal certificates and firm permits, initial and renewal firm owners, peer review administration fee, examination and reexamination application fee to the board, late fees, and replacement fee for a certificate or fee permit. The general authority for these rules, as cited by the board, is SDCL [36-20B-12](#), [36-20B-17](#), and [36-20B-28](#).

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 on May 28, 2025, at 9:00 a.m. (CT). Persons may access the Microsoft Teams meeting at <https://www.microsoft.com/en-us/microsoft-teams/join-a-meeting> and use meeting ID 223 055 562 900 5 and passcode 3Bz9G999. Interested parties may also attend by calling (605) 679-7263 and using conference code 865 973 441#. Copies of the proposed rules may be obtained without charge from, and written comments may be sent to, the South Dakota Board of Accountancy, 301 East 14<sup>th</sup> Street, Suite 200, Sioux Falls, South Dakota 57104 or by email to [accountancy@state.sd.us](mailto:accountancy@state.sd.us). Copies of the rules are also available online at <https://rules.sd.gov>. The deadline to submit any written comments for consideration is no later than 9:00 a.m. (CT) on May 25, 2025. This hearing is being held in a

physically accessible location. Persons with special needs for which the department can make arrangements may call (605) 367-5770 at least 48 hours before the public hearing

### Petition for Rules

The **Department of Game, Fish and Parks** on May 1-2, 2025, served on the Interim Rules Review Committee and the director of the Legislative Research Council, petitions received from interested persons, per [SDCL 1-26-13](#), to amend ARSD [41:03:03:03.01](#) and [41:03:04:03](#) to include South Dakota residents who are Purple Heart recipients as eligible recipients of lifetime park entrance licenses and discounted camping and camping cabin fees, and ARSD [41:08:01:07](#) to eliminate the beaver trapping and hunting season in the Black Hills Fire Protection District. The [Game, Fish and Parks Commission](#) is scheduled to review the petitions at its May 8, 2025, meeting.

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## **FILINGS WITH THE OFFICE OF THE SECRETARY OF STATE**

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### Executive Order

Governor Rhoden has signed [Executive Order 2025-04](#), directing the Bureau of Human Resources and Administration (BHRA) and the Bureau of Information and Telecommunications to establish a secure standard reporting system to be used by state employees and supervisors to submit reports of improper governmental conduct to the Attorney General and Auditor-General. The Order, which is dated April 28, 2025, implements provisions laid out by Senate Bills [62](#) and [63](#), which passed the 2025 South Dakota Legislature and were signed into law March 12, 2025. In addition to implementing the reporting system, BHRA is also tasked with creating and implementing training for all state employees and supervisors informing them of the obligations and protections contained in the legislation. The Order does not have an expiration date and will continue until revoked.

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## **SCHEDULED PUBLIC HEARINGS**

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| <b>5-7-2025</b> | <a href="#">South Dakota Board of Funeral Service (Department of Health)</a> : Amend rules to clarify trainee program requirements; clarify trainee program supervision requirements; and update licensure fees for funeral service licensees and funeral establishments; 51 SDR 104, April 7, 2025.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                           |
| <b>5-7-2025</b> | <a href="#">South Dakota Board of Elections (Office of the Secretary of State)</a> : Amend rules to comply with statute terminology changing "someone" to "absentee ballot messenger;" allow flexibility as to using ballot style for Express Vote; clarify that the recount board supervises the testing of the tabulators; update terminology relating to recount boards; clarify that receipts for returning absentee ballots go to authorized messengers; update the cost of purchasing voter registration files; update the voter registration form and voter registration instructions; update the verification notice to comply with USPS rules and regulations; and allow auditors to use letters instead of postcards for the list maintenance process; 51 SDR 106, April 14, 2025.                                                                                                                                                                                                                                                   |
| <b>5-8-2025</b> | <a href="#">Department of Game, Fish and Parks</a> : Amend rules to establish a definition for "tagged/tagging"; modify the requirement of the mentored hunting program; change license types to include mentored hunter licenses; allow for the switch to an electronic tagging option in the future; provide the option for a physical locking seal tag or an electronic tag for tundra swans; allow the Game, Fish and Parks Commission to establish mentored youth hunting seasons; clean up boundary descriptions and correct county road references for the Black Hills Deer Open Unit; specify the special deer licenses available to residents and nonresidents and clean up boundary descriptions; modify antlerless hunting unit boundary criteria and specifications to license types; clarify that the antlerless whitetail license may be available in units that offer firearm antlerless licenses to allow some limited firearm hunting opportunity without creating an unlimited archery opportunity; update specifications to |

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|                                                                             | archery deer license types and more directly specify the limits to the number of licenses an individual may purchase; correct an error in a unit description for the apprentice hunter deer hunting season; allow for specifications to muzzleloading deer hunting license types; clarify that antlerless whitetail licenses may be available in units that offer firearm antlerless licenses to allow for some limited firearm hunting opportunity without creating an unlimited muzzleloading deer hunting opportunity; remove specifications to general muzzleloading deer hunting licenses; modify the youth waterfowl hunting season to include the mentored hunter season; and change the mentee requirements for youth waterfowl hunting; 51 SDR 110, April 22, 2025. |
| 5-16-2025                                                                   | <b>Department of Social Services:</b> Update federal medical services eligibility standards that are reflected in rule for the Division of Economic Assistance; 51 SDR 106, April 14, 2025.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                  |
| 5-16-2025                                                                   | <b>Department of Social Services:</b> Repeal the private adoption home study reimbursement rate pursuant to <a href="#">House Bill 1005</a> , passed by the 2025 Legislature; 51 SDR 107, April 14, 2025.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                    |
| 5-19-2025                                                                   | <b>South Dakota Division of Insurance (Department of Labor and Regulation):</b> Amend rules to update the sources referenced in rule to ensure parties are referring to the most recent edition of the sources; update outdated language; and change continuing education course sponsor to continuing education course provider; 51 SDR 114, April 28, 2025.                                                                                                                                                                                                                                                                                                                                                                                                                |
| 5-27-2025<br><b>NOTE: Hearing was originally scheduled for May 19, 2025</b> | <b>South Dakota Board of Education Standards (Department of Education):</b> Amend and adopt rules to require all certified educators, new to the profession or from out-of-state, to take an approved South Dakota Indian studies course to gain certification; 51 SDR 110, April 22, 2025.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                  |
| 5-28-2025                                                                   | <b>South Dakota Board of Accountancy (Department of Labor and Regulation):</b> Amend rules to clarify the definition of "retired" and revise the fees for initial licensure certificates and firm permits, renewal certificates and firm permits, initial and renewal firm owners, peer review administration fee, examination and reexamination application fee to the board, late fees, and replacement fee for a certificate or fee permit; 51 SDR 117, May 5, 2025.                                                                                                                                                                                                                                                                                                      |
| 5-29-2025                                                                   | <b>South Dakota Transportation Commission (Department of Transportation):</b> Amend a rule to reflect the names of certain highways in Hughes County that will be renamed effective July 1, 2025; repeal speed zone rules for roads in Hughes and Stanley County that are under the jurisdiction of the U.S. Army Corps of Engineers, the Department of Game, Fish and Parks, and local governments as those entities establish their own speed limits; amend a speed zone rule for U.S. Highway 14 over the Missouri River Bridge to accurately reflect the statutory boundary line between Hughes and Stanley Counties; and amend a rule that establishes state trunk highway routes for longer combination vehicles; 51 SDR 117, May 5, 2025.                             |
| 7-14-2025                                                                   | <b>South Dakota Board of Hearing Aid Dispensers and Audiologists (Department of Health):</b> Amend rules to reflect changes made to statutes during the 2024 legislative session; provide general language clean-up to reflect current terminology and practice; and correct legal and authority references; 51 SDR 80, January 27, 2025.                                                                                                                                                                                                                                                                                                                                                                                                                                    |

## RULES REVIEW COMMITTEE MEETINGS

The next meeting of the Interim Rules Review Committee for the 2025 Interim is Tuesday, May 6, 2025, at 10:00 a.m. (CT) via electronic conference and in Room 414 of the Capitol. Future meetings for the 2025 Interim are scheduled for June 10, July 15, August 19, September 9, and October 7. Notices of future committee meetings will be posted 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.

SDCL 1-26A-1. Information from the Register is available free of charge on the LRC website ([www.sdlegislature.gov/](http://www.sdlegislature.gov/)). You may subscribe for electronic delivery of the **South Dakota Register** at [My LRC+](#) on the LRC website.