

**Department of Labor & Regulation
Division of Insurance
Notice of Public Hearing to Adopt Rules**

A public hearing will be held in the Kneip Conference Room 3, Kneip Building, 700 Governors Drive, Pierre, SD 57501, on May 18th, 2015 at 10:00 a.m., to consider the adoption and amendment of proposed rules to the following:

Chapter 47:03:10

The effect of this rule change is to provide the form and process for filing an affidavit of exemption from the South Dakota Workers' Compensation Law.

The reason this rule is being adopted is to implement HB 1105, passed during the 2015 Legislative Session, which allows an independent contractor to sign an affidavit of exempt status. The affidavit will help clarify that a general contractor is not required to carry workers' compensation insurance for independent contractors.

Persons interested in presenting data, opinions, and arguments for or against the proposed rules may do so by appearing in person at the hearing or by sending them to the South Dakota Division of Insurance, 124 South Euclid Avenue, 2nd Floor, Pierre, South Dakota 57501. Material sent by mail must reach the Division of Insurance by May 15, 2015, to be considered.

After the hearing, the Division of Insurance will consider all written and oral comments it receives on the proposed rules. The Division may modify or amend a proposed rule at that time to include or exclude matters that are described in this notice.

Notice is further given to individuals with disabilities that this hearing is being held in a physically accessible place. Please notify the Division of Insurance at least 48 hours before the public hearing if you have special needs for which special arrangements must be made. The telephone number for making special arrangements is (605) 773-3563.

The text of the proposed rules will be posted on the Department of Labor & Regulation's website: http://dlr.sd.gov/insurance/legal/public_hearings.aspx. The rules may also be obtained as a Microsoft Word attachment by emailing mallori.barnett@state.sd.us. Paper copies of the proposed rules may be obtained without charge from:

South Dakota Division of Insurance
Administrative Rules
124 South Euclid Avenue, 2nd Floor
Pierre, South Dakota 57501