

FORM 6
See SDCL 1-26-4.1

South Dakota Board of Technical Professions
Notice of Public Hearing to Adopt Rules

A public hearing will be held in Suite 304, 3rd floor, 2040 W Main Street, Rapid City, South Dakota, on November 22, 2013, at 2:00 p.m., to consider the adoption and amendment of proposed rules numbered

§§ 20:38:29:03; 20:38:32:04; 20:38:32:06; 20:38:33:03; 20:38:34:01 and 20:38:34:04, inclusive.

The effect of the rules will be housekeeping and to clarify by having: additional deadlines for national examinations that will be moved to computer based testing (CBT); affirm deadlines to the Board's own examinations; remove fees collected by the Board for examinations that it no longer proctors; establish a fee in the event of an applicant having to retake the petroleum release assessor or remediator examination; and to clarify Comity licensure and examination requirements.

The ultimate purpose is to conform South Dakota rules to a majority of other states in the nation. To achieve this, the Board needs to allow qualifying applicants more opportunities of taking the national examinations in a given year by having more deadlines. Additionally, time constraints need to be established in the rules for the Board's own written take-home examinations in the professions of Petroleum Release Assessment, Petroleum Release Remediation and Land Surveying. The authority of the Board to collect fees for the graphics sections of the Landscape Architect examination needs to be removed, as these sections have moved to CBT and are no longer proctored by the Board. The Board needs to establish a fee in the event of an applicant having to retake the Board's written Petroleum Release examination in order for the Board to recoup the costs of the exam. Lastly, the rules regarding comity licensure and examinations requirements need minor clarification.

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 Board of Technical Professions, 2040 W Main, Suite 304, Rapid City, SD 57702-2447. Material sent by mail must reach the Board of Technical Professions by November 21, 2013, to be considered.

After the hearing, the board will consider all written and oral comments it receives on the proposed rules. The board 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 Board of Technical Professions 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 arrangement is 605-394-2510.

Copies of the proposed rules may be obtained without charge from the

Board of Technical Professions
2040 W Main, Suite 304
Rapid City, SD 57702-2447

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