

SOUTH CAROLINA STATE REGISTER DISCLAIMER

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SOUTH CAROLINA STATE REGISTER

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This issue contains notices, proposed regulations, emergency regulations, final form regulations, and other documents filed in the Office of the Legislative Council, pursuant to Article 1, Chapter 23, Title 1, Code of Laws of South Carolina, 1976.

THE SOUTH CAROLINA STATE REGISTER

An official state publication, *The South Carolina State Register* is a temporary update to South Carolina's official compilation of agency regulations--the *South Carolina Code of Regulations*. Changes in regulations, whether by adoption, amendment, repeal or emergency action, must be published in the *State Register* pursuant to the provisions of the Administrative Procedures Act. The *State Register* also publishes the Governor's Executive Orders, notices or public hearings and meetings, and other documents issued by state agencies considered to be in the public interest. All documents published in the *State Register* are drafted by state agencies and are published as submitted. Publication of any material in the *State Register* is the official notice of such information.

STYLE AND FORMAT OF THE SOUTH CAROLINA STATE REGISTER

Documents are arranged within each issue of the *State Register* according to the type of document filed:

Notices are documents considered by the agency to have general public interest.

Notices of Drafting Regulations give interested persons the opportunity to comment during the initial drafting period before regulations are submitted as proposed.

Proposed Regulations are those regulations pending permanent adoption by an agency.

Pending Regulations Submitted to General Assembly are regulations adopted by the agency pending approval by the General Assembly.

Final Regulations have been permanently adopted by the agency and approved by the General Assembly.

Emergency Regulations have been adopted on an emergency basis by the agency.

Executive Orders are actions issued and taken by the Governor.

2000 PUBLICATION SCHEDULE

Documents will be accepted for filing on any normal business day from 8:30 A.M. until 5:00 P.M. All documents must be submitted in the format prescribed in the Standards Manual for Drafting and Filing Regulations.

To be included for publication in the next issue of the *State Register*, documents will be accepted no later than 5:00 P.M. on any closing date. The modification or withdrawal of documents filed for publication must be made by **5:00 P.M.** on the closing date for that issue.

	Jan.	Feb.	Mar.	Apr.	May	June	July	Aug.	Sept.	Oct.	Nov.	Dec.
Submission Deadline	1/14	2/11	3/10	4/14	5/12	6/9	7/14	8/11	9/8	10/13	11/10	12/8
Publishing Date	1/28	2/25	3/24	4/28	5/26	6/23	7/28	8/25	9/22	10/27	11/24	12/22

REPRODUCING OFFICIAL DOCUMENTS

All documents appearing in the South Carolina *State Register* are prepared and printed at public expense. All media services are especially encouraged to give wide publicity to all documents printed in the *State Register*.

PUBLIC INSPECTION OF DOCUMENTS

A copy of each document filed with the Office of the State Register is available for public inspection during normal office hours, 8:30 A.M. to 5:00 P.M., Monday through Friday. The Office of the State Register is in the Legislative Council, Fourth Floor, Rembert C. Dennis Building, 1000 Assembly Street, in Columbia. Telephone inquiries concerning material in the *State Register* or the *South Carolina Code of Regulations* may be made by calling (803) 734-2145.

CERTIFICATE

Pursuant to Section 1-23-20, Code of Laws of South Carolina, 1976, this issue contains all previously unpublished documents required to be published and filed before the closing date of the issue.

Lynn P. Bartlett
Editor

ADOPTION, AMENDMENT AND REPEAL OF REGULATIONS

To adopt, amend or repeal a regulation, an agency must publish in the *State Register* a Notice of Drafting; a Notice of the Proposed Regulation that contains an estimate of the proposed action's economic impact; and, a notice that gives the public an opportunity to comment on the proposal. If requested by twenty-five persons, a public hearing must be held at least thirty days after the date of publication of the notice in the *State Register*.

After the date of hearing, the regulation must be submitted to the General Assembly for approval. The General Assembly has one hundred twenty days to consider the regulation. If no legislation is introduced to disapprove or enacted to approve before the expiration of the one-hundred-twenty-day review period, the regulation is approved on the one hundred twentieth day and is effective upon publication in the *State Register*.

EMERGENCY REGULATIONS

An emergency regulation may be promulgated by an agency if the agency finds imminent peril to public health, safety or welfare. Emergency regulations are effective upon filing for a ninety-day period. If the original filing began and expired during the legislative interim, the regulation can be renewed once.

REGULATIONS PROMULGATED TO COMPLY WITH FEDERAL LAW

Regulations promulgated to comply with Federal Law are exempt from General Assembly review. Following the notice of proposed regulation and hearing, regulations are submitted to the *State Register* and are effective upon publication.

EFFECTIVE DATE OF REGULATIONS

Final Regulations take effect on the date of publication in the *State Register* unless otherwise noted within the text of the regulation.

Emergency Regulations take effect upon filing with the Legislative Council and remain effective for ninety days. If the original ninety-day period begins and expires during legislative interim, the regulation may be renewable once.

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SUBSCRIPTIONS

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Enclosed is my check or money order for \$_____. Date _____

Name _____

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Telephone _____

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 South Carolina General Assembly Home Page: www.lpittr.state.sc.us

DOC NO.	RAT NO.	FINAL SR	SUBJECT	EXP. DATE	AGENCY
1981			Policy Development	1 12 01	Board of Education
1984			Principal Evaluation	1 12 01	Board of Education
2360			LIFE Scholarship	1 19 01	Commission on Higher Education
2481			School Transportation	1 24 01	Board of Education
2504			Environmental Protection Fees	1 27 01	Health and Environmental Control
2457			Septic Tank Site Evaluation Fees	1 28 01	Dept Health and Envir Control
2502			Public Pupil Transportation Services	2 04 01	Board of Education
2485			(Repeal) Credit and Discount Plans	2 20 01	Dept of Insurance
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2511			Hunt Units and WMA's	2 20 01	Dept Natural Resources
2503			Optional State Supplementation Prog	2 27 01	Health and Human Services
2507			Repayment	3 06 01	Higher Education, Student Loan Corp
2514			LIFE, Palmetto Fellows Sch Appeals	3 12 01	Commission on Higher Education
2521			(Repeal) Loan Eligibility Requirements	3 24 01	Jobs-Economic Development Authority
2497			Quarantine of Garbage Fed Swine	4 22 01	Clemson University
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REQUEST FOR AN ASSESSMENT REPORT (120 DAY REVIEW PERIOD TOLLED)

DOC NO.	DATE	SUBJECT	AGENCY
2248	4 14 99	Primary and Substantial Portion (Video Game Machines)	Dept of Revenue

REQUEST TO WITHDRAW (120 DAY REVIEW PERIOD TOLLED)

DOC NO.	DATE	SUBJECT	AGENCY
2193	2 11 98	Video Poker; Def "Single Place" ...	Dept of Revenue
2433	2 23 00	Hearing Aids; Augmen Comm Devices	LLR: Speech-Language Path & Audio
2469	2 23 00	Volunteer Pharm Tech Free Med Clinics	LLR: Board of Pharmacy

2 EXECUTIVE ORDERS

No. 2000-23

WHEREAS, S.C. Code Ann. § 1-3-240(B) states: “[a]ny person appointed to a state office by a Governor, either with or without the advice and consent of the Senate, other than those officers enumerated in subsection (C), may be removed from office by the Governor at his discretion by an Executive Order removing the officer”; and

WHEREAS, membership on the Board of Directors of the South Carolina Public Service Authority is a state office that is not listed among the exempt state offices enumerated in S.C. Code Ann. § 1-3-240(C); and

WHEREAS, Larry L. Bigham of Rock Hill, Lewis L. Harrison of Roebuck, J. Joseph Young of Georgetown, and Claude V. Marchbanks, Jr., of Clemson, were each previously named to the Board of Directors of the South Carolina Public Service Authority by a Governor.

NOW, THEREFORE, pursuant to the powers conferred upon me by the Constitution and Statutes of the State of South Carolina, I hereby remove Larry L. Bigham, Lewis L. Harrison, J. Joseph Young, and Claude V. Marchbanks, Jr. from the Board of Directors of the South Carolina Public Service Authority and declare their seats to be vacant.

This Order shall take effect immediately.

**GIVEN UNDER MY HAND AND THE GREAT SEAL OF
THE STATE OF SOUTH CAROLINA, THIS 5th DAY OF
SEPTEMBER, 2000.**

JIM HODGES
Governor

No. 2000-24

WHEREAS, in Executive Order 2000-21, I established the Governor’s Task Force on Domestic Violence (hereinafter referred to as the “Task Force”) and charged it with the responsibility of providing me with recommendations by September 30, 2000; and

WHEREAS, more time is necessary for the Task Force to fulfill its mission and duties as outlined in Executive Order 2000-21.

NOW, THEREFORE, I hereby extend the time for the Task Force to provide me with its recommendations from September 30, 2000 to December 1, 2000.

**GIVEN UNDER MY HAND AND THE GREAT SEAL OF
THE STATE OF SOUTH CAROLINA, THIS 21st DAY OF
AUGUST, 2000.**

JIM HODGES
Governor

2000-25

WHEREAS, on September 5, 2000 the South Carolina Department of Education received notice from school bus manufacturer Thomas Built Buses of Recall 00V-232, issued August 31, 2000, for certain brake systems installed by the manufacturer that may have a defect which could cause a malfunction possibly resulting in a temporary loss in braking capability; and

WHEREAS, the South Carolina Department of Education owns and operates approximately 56 15-passenger mini-buses manufactured by Thomas Built Buses that are subject to the recall, with most, if not all, utilized to transport children with special needs or disabilities; and

WHEREAS, various local public school districts in South Carolina also own and operate a total of approximately 30 buses subject to the recall notice, with most used as activity buses; and

WHEREAS, precautionary measures are warranted to prevent or minimize danger to the safety and wellbeing of South Carolina's school children and motoring public and to ensure that students, parents, and educators are confident in the safety of school bus transportation; and

WHEREAS, Sections 1-3-410 through 1-3-460 of the Code of Laws of South Carolina 1976, as amended, confer upon the Governor extraordinary powers to take measures necessary to prevent danger to life, limb, or property; and

WHEREAS, Section 25-1-440(3) specifically authorizes the Governor to order the discontinuance of any public transportation when necessary.

NOW, THEREFORE, by virtue of the power and authority vested in me as Governor, pursuant to the Constitution and Statutes of the State of South Carolina, I direct that the following measures be taken at the individual, local, and state levels to protect against the possible effects of faulty brakes on public school buses as follows: Every school bus subject to the brake system recall issued by Thomas Built Buses which is operated by the South Carolina Department of Education or a local public school district must be identified and immediately removed from service, and must remain out of service until such time as all brakes on the applicable buses are thoroughly inspected, any necessary repairs or replacements are completed, and the brakes are approved as safe for operation by a certified brake mechanic.

This Order shall take effect immediately.

**GIVEN UNDER MY HAND AND THE GREAT SEAL OF
THE STATE OF SOUTH CAROLINA, THIS 6th DAY OF
SEPTEMBER, 2000.**

**JIM HODGES
Governor**

4 NOTICES

DEPARTMENT OF HEALTH AND ENVIRONMENTAL CONTROL

In accordance with Section 44-7-200(C), Code of Laws of South Carolina, the public is hereby notified that a Certificate of Need application has been accepted for filing and publication September 22, 2000, for the following project(s). After the application is deemed complete, affected persons will be notified that the review cycle has begun. For further information, please contact Mr. Albert N. Whiteside, Director, Division of Planning and Certification of Need, 2600 Bull St., Columbia, SC 29201 at (803) 737-7200.

Affecting Beaufort County

Construction and renovation for the development of an adult open-heart surgery program with one (1) dedicated open-heart surgery operating room and the development of a therapeutic cardiac catheterization program within the existing cardiac catheterization laboratory.

Hilton Head Medical Center and Clinics
Hilton Head Island, South Carolina
Project Cost: \$ 4,578,000

Renovation of existing space for the addition of a fixed MRI service.

Hilton Head Medical Center and Clinics
Hilton Head Island, South Carolina
Project Cost: \$ 2,124,999

Affecting Charleston County

Replacement of the existing GE CT Hilight advantage scanner with a GE LIGHTSpeed QX/i Scanner.

Roper Hospital, Inc.
Charleston, South Carolina
Project Cost: \$ 1,049,689

Construction of a restricted nine (9) nursing home bed addition. The project will result in fifty-three (53) community beds and nine (9) restricted nursing home beds for a total of sixty-two (62) nursing home beds.

Bishop Gadsden Episcopal Health Care Center
Charleston, South Carolina
Project Cost: \$ 1,106,410

Affecting Greenville County

Addition of a third Computed Tomography (CT) Scanner.

Greenville Memorial Hospital
Greenville, South Carolina
Project Cost: \$ 1,617,283

Affecting Greenville County

Renovation for the addition of a third fixed Magnetic Resonance Imaging (MRI) scanner.

Greenville Memorial Hospital
Greenville, South Carolina
Project Cost: \$ 3,195,540

Affecting Horry County

Replacement of CT Scanner and angiography equipment and renovation of rooms; use of a mobile CT Scanner during renovation phase, which will be terminated following installation of the replacement CT scanner
Conway Hospital, Inc.
Conway, South Carolina
Project Cost: \$2,327,264

In accordance with S.C. DHEC Regulation 61-15, the public and affected persons are hereby notified that the review cycle has begun for the following project(s) and a proposed decision will be made within 60 days beginning September 22, 2000. "Affected persons" have 30 days from the above date to submit comments or requests for a public hearing to Mr. Albert N. Whiteside, Director, Division of Planning and Certification of Need, 2600 Bull Street, Columbia, S.C. 29201. For further information call (803) 737-7200.

Affecting Beaufort County

Construction and renovation to add twenty-four (24) acute care beds for a total licensed capacity of 106 acute care beds.
Beaufort Memorial Hospital
Beaufort, South Carolina
Project Cost: \$ 1,476,385

The addition of twenty-five (25) general acute care beds for a total of ninety-three (93) general acute care beds.
Hilton Head Medical Center and Clinics
Hilton Head Island, South Carolina
Project Cost: \$ 126,240

Affecting Greenville County

Renovation for the addition of a Signa 1.5 Tesla MRI to the physicians' office.
Greenville Radiology, P.A.
Greenville, South Carolina
Project Cost: \$ 2,163,900

Affecting Greenville County

Renovations and expansion of the Emergency Department, Perioperative Services, and Radiology Department; provision of mobile MRI services
Allen Bennett Memorial Hospital
Greer, South Carolina
Project Cost: \$ 5,507,162

Renovations and expansion of the Emergency Department and Perioperative Services.
Hillcrest Hospital
Simpsonville, South Carolina
Project Cost: \$ 3,300,000

6 NOTICES

Affecting Horry County

Replacement of CT scanner and angiography equipment and renovation of rooms; use of a mobile CT scanner during renovation phase, which will be terminated following installation of the replacement CT scanner.

Conway Hospital

Conway, South Carolina

Project Cost: \$ 2,327,264

Affecting Orangeburg County

Renovations to expand the emergency department, relocate business office, expand cardiac/pulmonary rehabilitation unit and relocate security.

The Regional Medical Center of Orangeburg and Calhoun Counties

Orangeburg, South Carolina

Project Cost: \$ 7,654,119

Affecting Pickens County

Construction of an addition to the hospital which will house a Signa 1.0 Telsa MRI.

Palmetto Baptist Medical Center

Easley, South Carolina

Project Cost: \$ 2,406,556

DEPARTMENT OF HEALTH AND ENVIRONMENTAL CONTROL

PUBLIC NOTICE

Section IV of R.61-98, the State Underground Petroleum Environmental Response Bank (SUPERB) Site Rehabilitation and Fund Access Regulation, requires that the Department of Health and Environmental Control evaluate and certify site rehabilitation contractors to perform site rehabilitation of releases from underground storage tanks under the State Underground Petroleum Environmental Response Bank (SUPERB) Act. Pursuant to Section IV.B.1., the Department is required to place a list of those contractors requesting certification on public notice and accept comments from the public for a period of thirty (30) days. If you wish to provide comments regarding the companies and individuals listed below, please submit your comments in writing, no later than October 29, 2000 to:

Contractor Certification Program

South Carolina Department of Health and Environmental Control

Bureau of Underground Storage Tank Management

Attn: Chris Doll

2600 Bull Street

Columbia, SC 29201

The following companies and individuals have applied for certification as Underground Storage Tank Site Rehabilitation Contractors:

Class I

Solutions to Environmental Problems, Inc.

Class II

Solutions to Environmental Problems, Inc.

DEPARTMENT OF LABOR, LICENSING AND REGULATION
NOTICE OF PUBLIC HEARING
OCCUPATIONAL SAFETY AND HEALTH STANDARDS

The South Carolina Department of Labor, Licensing, and Regulation (LLR) does hereby give notice under Section 41-15-220, S.C. Code of Laws, 1976, as amended, that a public hearing will be held on November 2, 2000, at 10:00 a.m. at the S.C. Department of LLR, 1st floor, room 103, 3600 Forest Drive, Columbia, S.C., at which time interested persons will be given the opportunity to appear and present views on the occupational safety and health standards being considered for adoption, which are as follows:

In Subarticle 6 (General Industry & Marine Terminals (Public Sector)):

Revisions to 1917.1 – 1917.3, 1917.23, 1917.25 – 1917.27, 1917.30, 1917.42 – 1917.45, 1917.50, 1917.71, 1917.73, 1917.92, 1917.95, 1917.112, 1917.117 – 1917.122, 1917.124, 1917.151 – 1917.153, 1917.156, and Appendix I, Marine Terminals.

Any omissions or corrections to the occupational safety and health standards being considered for adoption published in the FEDERAL REGISTER prior to this hearing may be presented at this hearing. These revisions are necessary to comply with federal law and copies of them can be obtained or reviewed at the S.C. Department of LLR during normal business hours by contacting the Public Information Office at (803) 896-4380.

Persons desiring to speak at the hearing shall file with the Director of LLR a notice of intention to appear and the approximate amount of time required for her/his presentation on the particular matter no later than October 26, 2000. Any person who wishes to express her/his views, but is unable or does not desire to appear and testify at the hearing, should submit those views to the undersigned in writing on or before October 26, 2000.

Rita M. McKinney
 Director

DEPARTMENT OF NATURAL RESOURCES

Proposed State Scenic River Designation. A 74.84-mile segment of the Black River in Clarendon, Williamsburg and Georgetown Counties is being considered for designation as a State Scenic River under the South Carolina Scenic Rivers Act (1989). The proposed State Scenic River starts at the County Road # 40 bridge in Clarendon County, west of Kingstree, and extends downstream to Pea House Landing at the end of County Road #38, south of Andrews, in Georgetown County, South Carolina.

Two public meetings are scheduled to inform the public and address questions and concerns regarding the proposed scenic river. All interested citizens are encouraged to attend. The first public meeting is scheduled for Tuesday, October 24, 2000 from 7:00 to 9:00 PM at the Andrews Elementary School Auditorium on Hwy. #41 Bypass in Andrews, South Carolina. The second public meeting is scheduled for Thursday, October 26, 2000 from 7:00 to 9:00 PM in the Williamsburg County Complex on Main Street, Kingstree, South Carolina.

The purpose of the State Scenic Rivers Program is to conserve and protect unique and outstanding river resources throughout South Carolina. To accomplish this purpose, a volunteer, cooperative, and non regulatory management program has been created which involves landowners, community interests, and the Department of Natural Resources working together to conserve and protect designated scenic river corridors. Designating a State Scenic River requires legislative action by the South Carolina General Assembly; however, the designation process begins at the local level and the DNR seeks the support of the local citizens, landowners, and the county councils of affected counties during the eligibility process.

8 NOTICES

For more information contact: South Carolina Department of Natural Resources, Land, Water, and Conservation Division, 2221 Devine Street, Suite 222, Columbia SC 29205; Telephone # 734-9111; e-mail crockett@water.dnr.state.sc.us; Project Manager: Mary Crockett.

DEPARTMENT OF HEALTH AND ENVIRONMENTAL CONTROL
CHAPTER 61

Statutory Authority: 1976 Code Section 44-56-30

Notice of Drafting:

The Department of Health and Environmental Control proposes to amend Regulation R.61-79, Hazardous Waste Management Regulations, to adopt federal amendments through June 30, 2000. Interested persons are invited to present their views in writing to John Litton, Director of the Division of Waste Management, Bureau of Land and Waste Management, 2600 Bull Street, Columbia, SC 29201. To be considered, comments must be received by 5:00 p.m. on October 27, 2000.

Synopsis:

The United States Environmental Protection Agency (USEPA) promulgates amendments to 40 CFR 124, 260 through 266, 268, 270, and 273 throughout each calendar year. Recent amendments include revised standards for hazardous air pollutants for hazardous waste combustors (MACT standards); technical amendments to Land Disposal Restrictions Phase IV; a new rule which allows certain generators of F006 sludges up to 180 days to accumulate without a permit, under specific conditions; the vacating of previous listings for organobromine production wastes; and other minor amendments. In addition, minor typographical errors may be corrected to achieve conformity with federal regulations. These rules and other amendments have been published in the Federal Register between September 30, 1999, and June 30, 2000.

The Department intends to amend R.61-79 to maintain conformity with federal requirements and ensure compliance with federal standards. No preliminary assessment report, fiscal impact statement, nor legislative review of this amendment will be required.

DEPARTMENT OF LABOR, LICENSING AND REGULATION
BOARD OF ARCHITECTURAL EXAMINERS

CHAPTER 11

Statutory Authority: 1976 Code Section 40-3-250

Notice of Drafting:

The Board of Architectural Examiners proposes to draft amendments to Regulation 11-8 to add continuing education requirements for license renewal. Interested persons may submit their views in writing to Ms. Jan B. Simpson, Administrator, S.C. Board of Architectural Examiners, Department of Labor, Licensing, and Regulation P.O. Box 11329, Columbia, SC 29211.

Synopsis:

The proposed regulations will require registrants to obtain twelve hours of continuing education annually. Eight hours must be in topics related to health, safety and welfare; four hours may be in practice-related topics. All continuing education hours must be in structured course study. Twelve hours may be carried over for a maximum of one year. Exemptions include first-time registrants, civilians serving on active duty in the Armed Forces of the United States for a period of time exceeding ninety consecutive days, registrants who must meet comparable continuing education requirements in another state, and hardship cases.

10 DRAFTING

**DEPARTMENT OF LABOR, LICENSING AND REGULATION
STATE BOARD OF NURSING
CHAPTER 91**

Statutory Authority: 1976 Code Sections 40-33-270 and 40-1-70(9)

Notice of Drafting:

The State Board of Nursing is drafting a regulation that would require licensed nurses to be clearly identified as they are officially licensed or recognized by the Board of Nursing by wearing an identification badge or other adornment. Interested persons should submit their views in writing to Donald W. Hayden, Acting Administrator, Board of Nursing, Department of Labor, Licensing and Regulation, Post Office Box 12367, Columbia, South Carolina 29211-2367.

Synopsis:

The State Board of Nursing has determined that the public should be informed of the identity of person providing nursing care and their level of licensure, as required by law. The regulation will require licensed nurses to be clearly identified as they are officially licensed or recognized by the Board of Nursing by wearing an identification badge or other adornment.

**DEPARTMENT OF LABOR, LICENSING AND REGULATION
STATE BOARD OF NURSING
CHAPTER 91**

Statutory Authority: 1976 Code Sections 40-33-10(g); 40-33-220(11); 40-33-270

Notice of Drafting:

The State Board of Nursing is drafting a regulation that would allow nurse practitioners with prescriptive authority to provide drug samples to patients when acting within the scope and standards of their practice. Interested persons should submit their views in writing to Donald W. Hayden, Acting Administrator, Board of Nursing, Department of Labor, Licensing and Regulation, Post Office Box 12367, Columbia, South Carolina 29211-2367.

Synopsis:

The State Board of Nursing have determined that in order to enhance the availability of appropriate drug therapies for all patients of health care providers in this State, it is necessary to allow nurse practitioners with prescriptive authority to provide drug samples to patients when acting within the scope and standards of their practice.

**PUBLIC SERVICE COMMISSION
CHAPTER 103**

Statutory Authority: 1976 Code Sections 58-3-140, as amended, and 58-5-210

Notice of Drafting:

The Public Service Commission proposes to amend 26 S.C. Code Ann. Regs. 103-512.3.1 and 103-712.3.1 (Supp. 1999) regarding the amount of bond that water and wastewater utilities must file with the Public Service Commission. Interested persons may submit written comments to Mr. Gary E. Walsh, Executive Director, Public

Service Commission of South Carolina, P.O. Drawer 11649, Columbia, South Carolina 29211. To be considered, written comments must be received no later than 4:45 p.m. on November 15, 2000, the close of the drafting comment period. Please refer to Docket No. 2000-0454-W/S in written comments forwarded to the Commission.

Synopsis:

On June 1, 1999, S.C. Code Ann. Section 58-5-720 (Supp. 1999) was amended by the South Carolina General Assembly. This amendment requires any water or sewer utility regulated by the Public Service Commission, for the construction, operation, maintenance, acquisition, expansion, or improvement of any facility or system, to file with the Commission a bond with sufficient surety or certificates of deposit in an amount not less than one hundred thousand dollars and not more than three hundred fifty thousand dollars payable to the Commission. The Commission is in the process of amending 26 S.C. Code Ann. Regs. 103-512.3.1 and 103-712.3.1 (Supp. 1999) so that the amount of the bond in these regulations will be consistent with S.C. Code Ann. Section 58-5-720 (Supp. 1999).

Legislative review of this proposed regulation is required.

12 PROPOSED REGULATIONS

Document No.2547
CLEMSON UNIVERSITY
CHAPTER 27

Statutory Authority: 1976 Code Ann. Section 46-21-620
Article 14

R.27-190 Seed Certification Standards

Preamble:

Clemson proposes to amend its Seed Certification regulations as part of a general up-date. The amendments deal primarily with adapting to national standards promulgated by the Association of Official Seed Certifying Agencies (AOSCA) standards which are promulgated in accordance with the Federal Seed Act. Some definitions are amended, and wording in some cases has been modified for clarity. Additionally, standards for the following crops will be deleted from the South Carolina Seed Certification Standards in its 2000 revised publication due to inactivity:

Cotton, Clover, Corn, Cowpeas, Grass Seed, Forest Tree Seed, Lespedeza, Prunus Nursery Stock

Should applications for these crops be received in the future, the Department will apply the policy stated on the Table of Contents page, Crops Without Published Standards.

A Notice of Drafting for the proposed amendments was published in the State Register on July 28, 2000. No comments were received.

Discussion of Proposed Revisions

SECTION

REVISION

- | | |
|-----------------|---|
| R.27-190. | Corrects reference numbers of section 101 of the Federal Seed Act. Amends the name of the certification agency. |
| R.27-190. I.F. | The words “not part of the variety in that” were added to the definition for clarity. |
| R.27-190. I.K. | The term “Processing” is eliminated from the definition. Throughout the SC Seed Certification Standards publication, the term “process” and its derivatives are replaced with “condition” to conform with accepted terminology. |
| R.27-190. I.L. | The reference to the breeder needing to identify variants is deleted from the definition and is addressed in Eligibility Requirements for Certification of Varieties, R.27-190.II., C. |
| R.27-190. I.M. | The term “Label” is added and defined. Throughout the SC Seed Certification Standards publication, the term “tag” and its derivatives are replaced with label to conform with accepted terminology. |
| R.27-190. II. | Wording in last sentence amended for clarity. |
| R.27-190. II.A. | Second sentence added to conform with Federal Seed Act (AOSCA Standards). |
| R.27-190. II.C. | The phrase “variants and the frequency expected within the variety” is substituted for clarity. |
| R.27-190. II.D. | The words “of performance” replace the former wording “supporting the identity”. |

- R.27-190. IV.B. Adds requirement that one label be provided from each seed lot planted.
- R.27-190. IV.C. Statement relative to appropriate dates being specified on the application is added, and table of Dates Applications Are To Be Filed is deleted.
- R.27-190. IV.D. Grace period for late applications reduced from 30 days to 15.
- R.27-190. IV.E. The practice of retaining \$1.00 of certification fees paid when an applicant cancels an application prior to inspection is eliminated.
- R.27-190. V.B. Wording changed to conform with Federal Seed Act (AOSCA) terminology.
- R.27-190. V.C. Last sentence modified to clarify emphasis on genetic purity determination.
- R.27-190. V.E. Minor changes in wording for clarity.
- R.27-190. V.F. Adds “class” to storage labeling and records requirements.
- R.27-190. V.H. The words “all classes” are changed to “any class”.
- R.27-190. VI.B.2.a.. The word “unconditioned” is added for clarity, and the phrase “crop and variety” is changed to “variety and class”.
- R.27-190. VI.F.5.b. Reference to bulk sale certificate in 2nd sentence is amended to read Bulk Conditioned Seed Sale Certificate for S. C. Registered or Certified Seed.
- R.27-190. VII.A. Lot size of Triticale corrected to read 24,000 lbs.
- R.27-190. VII.B.2.3. Removes reference to thrusting hand into bag, as this is an obsolete procedure and would be impossible with closed bags. Rewords sampling procedure for clarity.
- R.27-190. VII.D.1.2.3. Reworded for clarity.
- R.27-190. IX. Title of regulation changed from “Labels, Bulk Bin Labels and Bags” to “Labeling.”
- R.27-190. IX.A. Section title changed from “Labels, and Bulk Bin Labels” to “Bag and Bulk Bin Labels.”
- R.27-190. IX.A.4.e.f. The issues addressed in 4. e. and f. are considered to be obsolete and are to be deleted.
- R.27-190. IX.B.2. Adds the option to rebag seed failing to meet standards and an official reference to the SC Seed Law.
- R.27-190. X. E. The phrase “Each time a sale is”, is changed to “Whenever a sale is”.
- R.27-190. XIII.B. The phrase “with the individual or concern” is changed to “with the seedsman”.
- R.27-190. XIV. Adds statement regarding departmental inspection of sales records.
- R.27-195. Adds the word, “Forage” to title for clarification.

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- R.27-196. These turfgrass standards have been recently developed and published by AOSCA in the Federal Seed Act and are intended to replace current SC Turf Grass Sod Certification Standards.
- R.27-1000. II. Eliminates obsolete terminology and adopts language of Federal Seed Act (AOSCA).
- R.27-1000. III. Items III. B. and C. regarding inspection of harvesting practices and storage facilities are considered to be obsolete and are deleted.
- R.27-1000. IV.A.1. Deletes specifications for a field division.
- R.27-1000. V. Adopts Federal Seed Act Standards (AOSCA) for the Foundation seed class.
- R.27-1001. I.B. This section is deleted to allow production of the Registered class.
- R.27-1001. II.C.1. Deletes requirement of site approval by Department and includes language necessary to comply with Federal Seed Act (drainage from other sweet potato fields).
- R.27-1001. II.C.3. This section is deleted and incorporated into R.27-1001. II.C.1.
- R.27-1001. II.C.4. Renumbered as II.C.3. and last word of sentence changed from “bedding” to “planting.”
- R.27-1001. III.B. Reworded for clarity.
- R.27-1001. IV.A.1. Reworded to eliminate redundancy.
- R.27-1001. IV. A.2. The phrase “a class of certified” replaces the phrase “Foundation or Certified”, and the word “isolated” replaces the word “separated.”
- R.27-1001. IV.B. Adds standards for the Registered class. The words “plants/acre” replace the words “hills/acre.”
- R.27-1001. V.A.3. This section specifying minimum weight per bushel is eliminated as irrelevant to certification.
- R.27-1001. V.A.4. Renumbered as V.A.3. and adds standards for the Registered class.
- R.27-1001. V.B.1. Adds provision for use of used containers.
- R.27-1001.V.B.2. Deletes requirement that storage facilities be approved.
- R.27-1001.V.B.3. Deletes requirement of a 2 ft. access aisle to facilitate inspection.
- R.27-1002. II. Reworded for clarity.
- R.27-1002. IV.A.2.b. Adds wheat-rye isolation requirement to avoid cross pollination.
- R.27-1002. IV. A.2.b.c. Renumbered as IV.A.2.c. and IV.A.2.d.
- R.27-1002. V. Strengthens standard for Other Crop Seeds in Registered class to comply with the Federal Seed Act. Adds stricter standard for rye in other small grains and adds flexibility to seed treatment requirement.

- R.27-1002. VI . Size of lot for Triticale corrected to reflect standard test weight (lb/bu).
- R.27-1003. III. Adds flower color inspection requirement for the Foundation class.
- R.27-1004.I.B.(a),(b),(c). Corrects numbering system to I.B.1.,2.,3.

Notice of Public Hearing and Opportunity for Public Comment:

Interested members of the public and regulated community are invited to make oral or written comments on the proposed amendments at a public hearing to be conducted on October 26, 2000 at 10:00AM at the Center for Applied Technology, 511 Westinghouse Road, Pendleton, SC, provided a request qualified pursuant to Section 1-23-110 is received on or before close of business October 23, 2000. If no such request is received, the hearing will be canceled without further notice.

Interested persons are also provided an opportunity to submit written comments on the proposed amendments by writing to Dr. David Howle, Department of Fertilizer and Seed Certification, 511 Westinghouse Road, Pendleton, SC 29670. Comments received shall be considered by the staff in formulating the final proposed regulation. To be considered, such comments must be received on or before October 23, 2000.

Preliminary Fiscal Impact Statement:

Clemson believes that there will be no increased costs to the State or its political subdivisions.

Statement of Need and Reasonableness:

This statement of need and reasonableness was determined by staff analysis pursuant to S. C. Code Section 1023-115(C)(1) through (3) and (9) through (11).

DESCRIPTION OF REGULATIONS: 27-190 through 27-199; 27-1000 through 27-1004: Seed Certification Standards.

Purpose: Regulations 27-190 through 27-199 and 27-1000 through 27-1004 are being amended to update standards and to clarify language.

Legal Authority: The legal authority for these regulations is Section 46-21-620, S. C. Code of Laws.

Plan for Implementation: The proposed amendments will take effect upon approval by the General Assembly and publication in the *State Register*. The proposed amendments will be implemented by providing the regulated community with notice of the amendments.

DETERMINATION OF NEED AND REASONABLENESS OF THE PROPOSED AMENDMENTS BASED ON ALL FACTORS HEREIN AND EXPECTED BENEFITS:

The proposed amendments should make the implementation of, and compliance with, the applicable standards simpler and easier both for the regulator and the regulated by clarification of terms, amendment of definitions, and adoption of several industry standards. This will maintain our growers on a equal footing with members of the regulated communities of other states.

DETERMINATION OF COSTS AND BENEFITS: The primary benefit is a clear and easily-readable certification standard, which should make compliance less costly and more efficient.

UNCERTAINTIES OF ESTIMATES: None

EFFECT ON ENVIRONMENT AND PUBLIC HEALTH: There should be no effect on either.

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DETRIMENTAL EFFECTS ON THE ENVIRONMENT AND PUBLIC HEALTH IF THE REGULATIONS ARE NOT IMPLEMENTED: None

Text:

The full text of this regulation is available on the South Carolina General Assembly Home Page: www.lpittr.state.sc.us. If you do not have access to the Internet, the text may be obtained from the promulgating agency.

Document No. 2553
DEPARTMENT OF INSURANCE
CHAPTER 69

Statutory Authority: 1976 Code Sections 38-3-110, et seq., 1-23-110, et seq., 38-9-180, et seq.

69-37. Annuity Mortality Tables For Use In Determining Reserve Liabilities For Annuities

Preamble:

The Department of Insurance proposes to amend Regulation 69-37, Annuity Mortality Tables For Use In Determining Reserve Liabilities For Annuities. The purpose of this amendment is to update the mortality tables to better reflect current experience for all annuity products issued in South Carolina by implementing the Annuity 2000 Mortality Tables.

Notice of Public Hearing:

The Administrative Law Judge Division will conduct a public hearing for the purpose of receiving oral comments on November 13, 2000 at 10:00 at 1205 Pendleton Street, Columbia, South Carolina 29202. Interested parties should submit their views in writing to: Gwendolyn L. Fuller, South Carolina Department of Insurance, Post Office Box 100105, Columbia, South Carolina 29202-3105 on or before November 1, 2000.

Preliminary Fiscal Impact Statement:

No additional state funding is requested.

Statement of Need and Reasonableness:

The Department of Insurance is proposing this amendment to Regulation 69-37 to better reflect current experience for all annuity products.

Summary of Preliminary Assessment Report:

The amendment to this Regulation will not result in substantial economic impact.

Text:

The full text of this regulation is available on the South Carolina General Assembly Home Page: www.lpitr.state.sc.us. If you do not have access to the Internet, the text may be obtained from the promulgating agency.

Document No. 2552
DEPARTMENT OF INSURANCE
CHAPTER 69

Statutory Authority: 1976 Code Sections 38-3-110, et seq., 1-23-110, et seq., 38-9-180, et seq.

69-50. Continuing Insurance Education

Preamble:

The Department of Insurance proposes to amend Regulation 69-50, Continuing Insurance Education. The purpose of this amendment is to clarify and improve the current continuing education requirements placed on licensed agents.

Notice of Public Hearing:

The Administrative Law Judge Division will conduct a public hearing for the purpose of receiving oral comments on November 13, 2000 at 1:00 at 1205 Pendleton Street, Columbia, South Carolina 29202. Interested parties should submit their views in writing to: Gwendolyn L. Fuller, South Carolina Department of Insurance, Post Office Box 100105, Columbia, South Carolina 29202-3105 on or before November 1, 2000.

Preliminary Fiscal Impact Statement:

No additional state funding is requested.

Statement of Need and Reasonableness:

The Department of Insurance is proposing this amendment to Regulation 69-50 to clarify and improve the current continuing education requirements.

Summary of Preliminary Assessment Report:

The amendment to this Regulation will not result in substantial economic impact.

Text:

The full text of this regulation is available on the South Carolina General Assembly Home Page: www.lpitr.state.sc.us. If you do not have access to the Internet, the text may be obtained from the promulgating agency.

18 PROPOSED REGULATIONS

Document No. 2551
DEPARTMENT OF INSURANCE
CHAPTER 69

Statutory Authority: 1976 Code Sections 38-3-110, et seq., 1-23-110, et seq., 38-9-180, et seq.

69-57. Valuation of Life Insurance Policies

Preamble:

The Department of Insurance proposes to promulgate Regulation 69-57, Valuation of Life Insurance Policies. The purpose of this Regulation is to provide clarification of the appropriate reserve methodology for life insurance policies. More specifically, this Regulation may affect current reserving practices with respect to term and term-like policies.

Notice of Public Hearing:

The Administrative Law Judge Division will conduct a public hearing for the purpose of receiving oral comments on November 13, 2000 at 3:00 at 1205 Pendleton Street, Columbia, South Carolina 29202. Interested parties should submit their views in writing to: Gwendolyn L. Fuller, South Carolina Department of Insurance, Post Office Box 100105, Columbia, South Carolina 29202-3105 on or before November 1, 2000.

Preliminary Fiscal Impact Statement:

No additional state funding is requested.

Statement of Need and Reasonableness:

The Department of Insurance is proposing this regulation ensure uniformity in the reserving methodologies of licensed life insurance companies issuing these policies.

Summary of Preliminary Assessment Report:

This Regulation will not result in substantial economic impact.

Text:

The full text of this regulation is available on the South Carolina General Assembly Home Page: www.lpitr.state.sc.us. If you do not have access to the Internet, the text may be obtained from the promulgating agency.

Document No. 2549

**DEPARTMENT OF LABOR, LICENSING AND REGULATION
BOARD OF LONG TERM HEALTH CARE ADMINISTRATORS
CHAPTER 93**

Statutory Authority: 1976 Code Section 40-35-240

Preamble:

The Board of Long Term Health Care Administrators is considering drafting regulations to amend the regulations to require licensees to notify the Board of changes of address and employment in nursing homes or community residential care facilities.

Section by Section Discussion:

Section 93-160. Registration of Licensees.

D. Amends the section to require all licensees to notify the Board in writing within fifteen (15) days of any change of address and employment in a nursing home or community residential care facility.

Notice of Public Hearing and Opportunity for Public Comment:

Should a hearing be requested pursuant to Section 1-23-110(b) of the 1976 Code, as amended, such hearing will be conducted at the Administrative Law Judge Division at 9:00 a.m. on Thursday, November 9, 2000. Written comments may be directed to Dana Welborn, Board Administrator, Board of Long Term Health Care Administrators, Department of Labor, Licensing and Regulation, Post Office Box 11329, Columbia, South Carolina 29211-1329, no later than 5:00 p.m., on Monday, October 23, 2000.

Preliminary Fiscal Impact Statement: There will be no additional cost incurred by the State or any of its political subdivisions.

Statement of Need and Reasonableness:

DESCRIPTION OF REGULATION:

Purpose: To enable the Board to maintain current records on all of its licensees.

Legal Authority: Statutory Authority: 1976 S.C. Code Title 40, Chapter 35 Section 240.

Plan for Implementation: All licensees will be advised in writing by the Board of the new requirement.

DETERMINATION OF NEED AND REASONABLENESS OF THE PROPOSED REGULATION BASED ON ALL FACTORS THEREIN AND EXPECTED BENEFITS: The Board needs to maintain current records on all licensees to be able to contact and locate them as necessary.

DETERMINATION OF COSTS AND BENEFITS: There is no cost incurred by the State.

UNCERTAINTIES OF ESTIMATES: There are no uncertainties of estimates concerning this regulation.

EFFECT ON ENVIRONMENT AND PUBLIC HEALTH: This regulation will have no effect on the environment and public health of this State.

DETRIMENTAL EFFECT ON THE ENVIRONMENT AND PUBLIC HEALTH IF THE REGULATION IS NOT IMPLEMENTED: There will be no detrimental effect on the environment and public health of this State if the regulation is not implemented in this State.

20 PROPOSED REGULATIONS

Text:

93-160. Registration of Licenses.

D. All licensees must notify the Board in writing within fifteen (15) days of any change of address and employment in a nursing home or community residential care facility.

Document No. 2548
DEPARTMENT OF LABOR, LICENSING AND REGULATION
BOARD OF MEDICAL EXAMINERS
CHAPTER 81
Statutory Authority: 1976 Code Sections 40-47-20; 40-1-70

Preamble:

The Board of Medical Examiners is proposing a regulation that would define and regulate the requirements for the initial prescribing of medications by South Carolina licensed physicians including prescribing via the Internet and toll-free telephone prescribing, and define unprofessional conduct related to initial prescribing.

Section by Section Discussion:

81-28. Contact with Patients before Prescribing.

This regulation will provide minimum requirements necessary for South Carolina physicians to initially prescribe medications to patients including prescribing via the Internet and toll-free telephone prescribing. It will define what is considered unprofessional conduct with relation to these prescribing requirements. The regulation will ensure patient safety with regard to receiving initial prescriptions from physicians by explicitly providing specific minimum requirements in establishing a proper physician-patient relationship.

Notice of Public Hearing and Opportunity for Public Comment:

Should a hearing be requested pursuant to Section 1-23-110(b) of the 1976 Code, as amended, such hearing will be conducted at the Administrative Law Judge Division at 3:00 p.m. on Tuesday, November 7, 2000. Written comments may be directed to Mr. John D. Volmer, Administrator, Board of Medical Examiners, Department of Labor, Licensing and Regulation, Post Office Box 11289, Columbia, South Carolina 29211-1289, no later than 5:00 p.m., on Monday, October 23, 2000.

Preliminary Fiscal Impact Statement: There will be no additional cost incurred by the State or any political subdivision.

Statement of Need and Reasonableness:

DESCRIPTION OF REGULATION:

Purpose: Regulation 81-28 will define and regulate the requirements for the initial prescribing of medications by South Carolina licensed physicians including prescribing via the Internet and toll-free telephone prescribing, and define unprofessional conduct related to initial prescribing.

Legal Authority: Statutory Authority: 1976 Code Title 40, Chapter 47, Section 20; Title 40, Chapter 1, Section 70.

Plan for Implementation: Administratively, the Department will see that these practices are implemented by informing the licensees through written communications and newsletters.

DETERMINATION OF NEED AND REASONABLENESS BASED ON ALL FACTORS HEREIN AND EXPECTED BENEFITS: This regulation is necessary in order to enhance health care services and ensure patient safety with regard to receiving initial prescription drugs from physicians by explicitly providing minimum requirements for physicians in establishing a proper physician-patient relationship to initially prescribe medications to patients including any prescribing via the Internet and toll-free telephone access. It will define unprofessional conduct relating to initial prescribing and thus allow the Board of Medical Examiners to consider disciplinary action for violation of the regulation.

DETERMINATION OF COSTS AND BENEFITS: There will be no additional cost incurred by the State or any political subdivision.

UNCERTAINTIES OF ESTIMATES: There are no uncertainties of estimates concerning this regulation.

EFFECT ON THE ENVIRONMENT AND PUBLIC HEALTH: This regulation will have no effect on the environment. However, this amendment will improve the protection of the public health by explicitly providing minimum requirements for physicians in establishing a proper physician-patient relationship to initially prescribe medications to patients including any prescribing via the Internet and toll-free telephone access. It will define unprofessional conduct relating to initial prescribing and thus allow the Board of Medical Examiners to consider disciplinary action for violation of the regulation.

DETRIMENTAL EFFECT ON THE ENVIRONMENT AND PUBLIC HEALTH IF THE REGULATION IS NOT IMPLEMENTED: This regulation will have no detrimental effect on the environment. The public health of this State will be adversely affected if the regulation is not implemented in this State, because the prescribing of dangerous medications via the Internet and toll-free telephone access without a proper physician-patient relationship will be allowed to continue to the detriment of the public health.

Text:

The full text of this regulation is available on the South Carolina General Assembly Home Page: www.lpitr.state.sc.us. If you do not have access to the Internet, the text may be obtained from the promulgating agency.

Document No. 2550
DEPARTMENT OF LABOR, LICENSING AND REGULATION
BOARD OF MEDICAL EXAMINERS
CHAPTER 81
Statutory Authority: 1976 Code Sections 40-47-20; 40-1-70

Preamble:

The Board of Medical Examiners is proposing to amend Regulation 81-110 to permit highly qualified physicians who practice under an academic license to supervise nurse practitioners.

Section by Section Discussion:

Section 81-110.

This change will permit highly qualified physicians who practice under an academic license to supervise nurse practitioners.

22 PROPOSED REGULATIONS

Notice of Public Hearing and Opportunity for Public Comment:

Should a hearing be requested pursuant to Section 1-23-110(b) of the 1976 Code, as amended, such hearing will be conducted at the Administrative Law Judge Division at 9:00 a.m. on Tuesday, November 7, 2000. Written comments may be directed to Mr. John D. Volmer, Administrator, Board of Medical Examiners, Department of Labor, Licensing and Regulation, Post Office Box 11289, Columbia, South Carolina 29211-1289 no later than 5:00 p.m., on Monday, October 23, 2000.

Preliminary Fiscal Impact Statement: There will be no additional cost incurred by the State or any political subdivision.

Statement of Need and Reasonableness:

DESCRIPTION OF REGULATION:

Purpose: Revisions are being considered that will amend Regulation 81-110 to permit highly qualified physicians who practice under an academic license to supervise nurse practitioners.

Legal Authority: Statutory Authority: 1976 Code Title 40, Chapter 47, Section 20; Title 40, Chapter 1, Section 70.

Plan for Implementation: Administratively, the Department will see that these practices are implemented by informing the licensees through written communications and newsletters.

DETERMINATION OF NEED AND REASONABLENESS BASED ON ALL FACTORS HEREIN AND EXPECTED BENEFITS: This regulation is necessary in order to enhance the delivery of health care services in teaching hospitals by permitting highly qualified physicians who practice under an academic license to supervise nurse practitioners.

DETERMINATION OF COSTS AND BENEFITS: There will be no additional cost incurred by the State or any political subdivision.

UNCERTAINTIES OF ESTIMATES: There are no uncertainties of estimates concerning this regulation.

EFFECT ON THE ENVIRONMENT AND PUBLIC HEALTH: This regulation will have no effect on the environment and public health of this State. However, this amendment will enhance the delivery of health care services in teaching hospitals by permitting highly qualified physicians who practice under an academic license to supervise nurse practitioners.

DETRIMENTAL EFFECT ON THE ENVIRONMENT AND PUBLIC HEALTH IF THE REGULATION IS NOT IMPLEMENTED: This regulation will have no detrimental effect on the environment and public health of this State if the regulation is not implemented in this State.

Text:

The full text of this regulation is available on the South Carolina General Assembly Home Page: www.lpitr.state.sc.us. If you do not have access to the Internet, the text may be obtained from the promulgating agency.

Filed: September 1, 2000, 10:59 am

Document No. 2546
DEPARTMENT OF NATURAL RESOURCES
CHAPTER 123
Statutory Authority: 1976 Code Section 50-11-2200

Emergency Situation:

This amended regulation sets seasons, bag limits and methods of hunting and taking of wildlife on Wildlife Management Areas. Amendments are needed to add additional WMA's. Because hunting season started September 1 in these units, it is necessary to refile these regulations as emergency so their effect will continue through the hunting season.

123-40 Hunt Units and Wildlife Management Area Regulations

1.2(B) Game Zone 2 - Western Piedmont Hunt Unit

Fants Grove WMA

Quality Deer Management Area - bucks must have at least 4 points on one side. A point must be at least one inch long. Hunters must sign in at the Clemson DNR Office check point. Hunting in designated areas only. The Clemson DNR check point will open 2 hours before official sunrise for deer hunts. Hunters are required to wear a hat, coat or vest of international orange while hunting.

Still Gun Hunts (No dogs)	Designated days or periods between Oct. 1 and Jan. 1. Hunters selected by computer drawing.	As prescribed by the Dept.
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1.28 Crackerneck WMA and Ecological Reserve

All individuals must sign in and out at main gate. Scouting days (no weapons), will be Saturdays only during September, March & May. The gate opens at 6:00am and closes at 8:00pm. On deer hunt days, gates will open as follows: Oct.,4:30am-8:30pm; Nov. - Dec., 4:30am-7:30pm. For special hog hunts in Jan. and Feb., gate will be open from 5:30am-7:00pm. Hog hunters are required to wear either a hat, coat or vest of international orange. Hogs may NOT be taken from Crackerneck alive and hogs must be shown at check station gate. No more that 4 bay or catch dogs per party. Raccoon hunters must cease hunting by midnight and exit the gate by 1:00am. All reptiles and amphibians are protected. No turtles, snakes, frogs, toads, salamanders etc. can be captured, removed, killed or harassed.

Deer

Archery (No dogs)	Designated days or periods between Sept.. 1 and Jan. 1	2 deer , either-sex no more than 1 buck, no limit on hogs.
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24 EMERGENCY REGULATIONS

Primitive Weapons (No buckshot)	Designated days or periods between Sept. 1 and Jan. 1	2 deer, either-sex, no more than 1 buck, no limit on hogs.
Still Gun Hunts (No buckshot)	Designated days or periods between Sept. 1 and Jan. 1	5 deer total, 2 per day, buck only except on either-sex days as prescribed by the Dept. Total not to include more than 3 bucks.
Hog hunts with dogs	Designated days or periods.	Limits as prescribed by the Dept
Small Game(except Bobcats, foxes, otters and fox squirrels may not be hunted).	Designated days or periods within Game Zone 3 seasons. No hunting before Sept. 1 or after Mar. 1.	Game Zone 3 bag limits.
Raccoon & Opossum	Saturday nights only during specified dates	3 raccoons per party per per night. No limit on Opossums.

1.2(G) Francis Marion National Forest

Special Feral Hog Hunts with Dogs	Designated days Saturday mornings only	No limit
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No more than 4 bay or catch dogs per party. No still or stalk hunting permitted. One shotgun per party (buckshot only). Sidearms permitted. Hog hunters must have a hunting license and WMA permit, and are required to wear a hat, coat or vest of solid international orange color while hunting. Hogs may not be transported alive. Hogs taken must be brought to the check station and a data card completed.

1.2(H) Moultrie

Cross Station Site

Special Gun Hunts for youth, women and mobility impaired.	Designated days or periods between Aug. 15 and Jan. 1.	Limits as prescribed.
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1.2(K) Tillman Sand Ridge WMA

Primitive Weapons	8 hunting days beginning the 2 nd Fri. in Dec.	2 deer, buck only except on either-sex days as announced.
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1.2(R) Santee Coastal Reserve

Deer Hunts (No dogs)		2 deer per day, either-sex.
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Archery (No dogs)	Designated days or periods between Aug. 15 and Jan. 1	2 deer per day, either-sex
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1.2(DD) Palachucola WMA

Feral Hog Hunts Still & Stalk Hunts (No Dogs)	Designated days or periods.	As prescribed.
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Hog Hunts with Dogs (Sidearms only)	Designated days or periods. No more than 4 bay or catch dogs per hunting party.	As prescribed.
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1.2(QQ) Santee Dam WMA

Deer		Total of 5 deer per season, buck only, except on either-sex days as prescribed.
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Archery (No dogs)	Designated days or periods between Aug. 15 and Jan. 1	2 deer per day, buck only, except on either-sex days as prescribed by the Dept.
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Primitive Weapons (No buckshot)	Designated days or periods between Aug. 15 and Jan. 1	2 deer per day, buck only, except on either-sex days as prescribed by the Dept.
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Still Gun Hunts (No buckshot)	Designated days or periods between Aug. 15 and Jan. 1	2 deer per day, buck only, except on either-sex days as prescribed by the Dept.
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Small Game (No Fox Squirrels, shotguns only).	Designated days or periods within Game Zone 9 seasons. No hunting before Sept. 1 or after Mar. 1. No hunting during scheduled deer hunt periods.	Game Zone 9 bag limits.
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1.2(RR) Rock Hill Blackjack HP WMA

Deer		Total of 3 deer per season, buck only, except on either-sex days as prescribed.
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Archery (No dogs)	Designated days or periods between Sept. 15 and Jan. 1	2 deer per day, either-sex
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Primitive Weapons (No buckshot)	Designated days or periods between Sept. 15 and Jan. 1	2 deer per day, buck only, except on either-sex days as prescribed by the Dept.
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Still Gun Hunts	Designated days or periods	2 deer per day, buck only,
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26 EMERGENCY REGULATIONS

(No buckshot)	between Sept. 15 and Jan. 1	except on either-sex days as prescribed by the Dept.
Small Game No Fox Squirrels	Designated days or periods within Game Zone 4 seasons. No hunting before Sept. 1 or after Mar. 1. No hunting during scheduled deer hunt periods.	Game Zone 4 bag limits.

3.2 For Special Primitive Weapons Seasons, primitive weapons include bow and arrow and muzzle-loading shotguns (20 gauge or larger) and rifles (.36 caliber or larger) with open or peep sights or scopes, which use black powder or Pyrodex only as the propellant charge; ignition at the breech must be by the old type percussion cap which fits on a nipple or by flintstone striking frizzen. The use of in-line muzzleloaders and muzzleloaders utilizing a shotgun primer in a "disk" type ignition system is permitted. During primitive weapons season, no revolvers, pistols or revolving rifles are permitted. Crossbows are legal for use on WMA and private land statewide during any open season for deer, turkey or bear by a person with an **upper limb disability** provided the person, while hunting, has in their immediate possession a written statement certifying the disability. The statement, based on a physical examination by the certifying neurologist or orthopedist, shall describe the physical disability and shall state the person is not capable of operating conventional bow. A copy of the statement must be provided to the Department prior to hunting with a crossbow. Without a disability exemption crossbows may be used on WMA lands only during firearms and muzzleloader seasons for deer and bear.

3.4 On all WMA lands, during anytime when hunting is not permitted, all weapons must be unloaded and secured in a weapons case, or in the trunk of a vehicle, or in a locked toolbox. During periods when hunting is permitted center fire rifles must be unloaded on roads open to vehicles, and all firearms transported in vehicles must be unloaded except on the Francis Marion Hunt Unit during deer hunts with dogs. Any shotgun, centerfire or rimfire rifle or pistol with a shell in the chamber or magazine or muzzleloader with a cap on the nipple or flintlock with powder in the flash pan is considered loaded.

3.6 On WMA lands within the Mountain, Western Piedmont, Central Piedmont, and Francis Marion Hunt Units, Manchester State Forest WMA and S.C. Public Service Authority property of Moultrie WMA, during still gun hunts for deer or hogs there shall be no hunting or shooting from, on or across any road open to vehicle traffic. During any deer or hog hunt there shall be no shooting from, on or across any railroad right-of-way or designated recreational trail on U.S Forest Service or S.C. Public Service Authority property and all guns must be unloaded when on the railroad right-of-way or trail.

4.1 On WMA lands with designated check stations, all deer bagged must be checked at a check station. Deer bagged too late for reporting one day must be reported the following day. Unless otherwise specified by the Department, only bucks (male deer) may be taken on all hunt units. Male deer must have antlers visible two (2) inches above the hairline to be legally bagged on "bucks only" hunts. Male deer with visible antlers of less than two (2) inches above the hairline and female deer (doe) are considered antlerless deer and must be taken only on either-sex days or pursuant to permits issued by the Department. On WMA lands, man drives for deer are permitted between 10:00 a.m. and 2:00 p.m. only, except that no man drives may be conducted on days designated by the Department for taking deer of either sex. On WMA lands, drivers participating in man drives are prohibited from carrying or using weapons. In the Central Piedmont and Western Piedmont Hunt Units, man drives will be permitted on the last four (4) scheduled either-sex days. A man drive is defined as an organized hunting technique involving two (2) or more individuals whereby an attempt is made to drive game animals from cover or habitat for the purpose of shooting, killing, or moving such animals toward other hunters.

6.2 On WMA lands, motor driven land conveyances must be operated only on designated roads or trails. Designated roads and trails on Forest Service lands are those designated with either a name and/or numbered sign. On Forest Service land ATV's can be used only on designated ATV or motorcycle trails. Unless otherwise

specified, roads or trails which are closed by barricades and/or signs, either permanently or temporarily, are off limits to motor-driven land conveyances.

10.9 Broad River Waterfowl Management Area is closed to all public access from Nov. 1 through Feb. 1 except during special hunts designated by the SCDNR.

10.10 Impoundments on Bear Island, Donnelley, Santee Coastal, Samworth and Santee-Delta are closed to all public access from Nov. 1 until Jan. 20 except during special hunts designated by the SCDNR. Public access from Jan. 21 - March 1 is limited to designated areas.

10.11 Delete

10.16 Category II Designated Waterfowl Areas include Lake Cunningham, Russell Creek, Monticello Reservoir, Parr Reservoir, Duncan Creek, Dunaway, Dungannon, Enoree River, Moultrie, Hatchery, Turtle Island, Little Pee Dee River Complex(including Ervin Dargan, Horace Tilghman), Great Pee Dee River, Samson Island Unit (Bear Island), Tyger River, Marsh, Biedler Impoundment and Tibwin Waterfowl Management Areas. Hunting on Category II Designated Waterfowl Areas is in accordance with scheduled dates and times.

CATEGORY II WATERFOWL MANAGEMENT AREAS

Biedler Impoundment	Wednesdays and Saturdays during Federal waterfowl season. From legal shooting hours until 12:00 noon.	Federal Limits
Marsh WMA	Wednesdays and Saturdays during Federal waterfowl season. From legal shooting hours until 12:00 noon.	Federal Limits