

# The Press & Dakotan

THE DAKOTAS' OLDEST NEWSPAPER | FOUNDED 1861

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**Published Daily  
Monday-Saturday**

Periodicals postage

paid at Yankton, South

Dakota, under the act of

March 3, 1979.

Weekly Dakotian

established June 6, 1861.

Yankton Daily Press and

Dakotian established April

26, 1875.

Postmaster: Send

address changes to Yankton

Daily Press &amp; Dakotan,

319 Walnut, Yankton, SD

57078.

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**SUBSCRIPTION  
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1-month.....\$12.09

3 months.....\$36.27

6 months.....\$72.53

1-year.....\$133.09

**MOTOR ROUTE***(where available)*

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**OPINION OTHER VIEWS**

## Charleston: A Failed Gun Check

**PITTSBURGH POST-GAZETTE (July 21):** The Federal Bureau of Investigation has acknowledged a tragic and inexcusable failure in the federal background check system that enabled the suspect in the killings of nine African-Americans in Charleston, S.C., to buy a gun.

The admission by 21-year-old Dylan Roof to possessing illegal drugs when he was detained by police in February should have barred him from buying the weapon. The examiner of Roof's federal background check did not see the police report because the wrong arresting agency was listed in the database.

FBI Director James Comey has ordered a full review. The FBI runs federal background checks of gun dealers, but if the bureau fails to report back to the dealer in three business days, U.S. law allows a gun to be sold.

In this case, a .45-caliber pistol was sold to Roof by a South Carolina gun store on April 16, three days after the FBI began to process the background check. That gun was linked to the attack in Emanuel African Methodist Episcopal Church in Charleston.

Predictably, Comey's revelations have put both sides in the gun-control debate in attack mode. Gun control advocates asserted that the country needs better and wider controls and checks. The gun rights lobby proclaimed the futility of such measures to stop crime and gun violence.

The gun crowd has a point: Any system with flawed execution is practically worthless. At a minimum, the nation needs to fix problems in the current system. In addition, it can and should eliminate multiple gun sales and close the so-called gun show loophole.

We won't hold our breath while we wait for Congress to act.

**ABOUT THIS PAGE**

The View page provides a forum for open discussion of issues and interests affecting our readers. Initialed editorials represent the opinion of the writer, but not necessarily that of the **PRESS & DAKOTAN**. Bylined columns represent the view of the author. We welcome letters on current topics. Questions regarding the Views page should be directed to Kelly Hertz at [kelly.hertz@yankton.net](mailto:kelly.hertz@yankton.net).

**IN HISTORY****By The Associated Press**

Today is Thursday, July 23, the 204th day of 2015. There are 161 days left in the year.

**Today's Highlight in History:** On July 23, 1945, French Marshal Henri Petain, who had headed the pro-Axis Vichy government during World War II, went on trial, charged with treason. (He was convicted and condemned to death, but the sentence was commuted to life in prison. On this date in 1951, Petain died in prison.)

**On this date:** In 1885, Ulysses S. Grant, the 18th president of the United States, died in Mount McGregor, New York, at age 63.

In 1886, a legend was born as Steve Brodie claimed to have made a daredevil plunge from the Brooklyn Bridge into New York's East River. (However, there are doubts about whether the dive actually took place.)

In 1914, Austria-Hungary presented a list of demands to Serbia following the killing of Archduke Franz Ferdinand by a Serb assassin; Serbia's refusal to agree to the entire ultimatum led to the outbreak of World War I.

In 1962, Egyptian military officers led by Gamal Abdel Nasser launched a successful coup against King Farouk I.

In 1967, a week of deadly race-related rioting that claimed 43 lives erupted in Detroit.

In 1977, a jury in Washington D.C. convicted 12 Hanafi Muslims of charges stemming from the hostage siege at three buildings the previous March.

In 1982, actor Vic Morrow and two child actors, 7-year-old Myca Dinh Le and 6-year-old Renee Shin-Yi Chen, were killed when a helicopter crashed on top of them during filming of a Vietnam War scene for "Twilight Zone: The Movie." (Director John Landis and four associates were later acquitted of manslaughter.)

In 1984, Vanessa Williams became the first Miss America to resign her title, after nude photographs of her taken in 1982 were published in Penthouse magazine.

In 1985, Commodore International Ltd. unveiled its Amiga 1000 personal computer during a press event at New York's Lincoln Center. Bandleader Kay Kyser, 80, known for his "Kollege of Musical Knowledge," died in Chapel Hill, North Carolina.

In 1990, President George H.W. Bush announced his choice of Judge David Souter of New Hampshire to succeed the retiring Justice William J. Brennan on the U.S. Supreme Court.

In 1997, the search for Andrew Cunanan, the suspected killer of designer Gianni Versace and others, ended as police found his body on a houseboat in Miami Beach, an apparent suicide.

In 2011, singer Amy Winehouse, 27, was found dead in her London home from

accidental alcohol poisoning.

**Ten years ago:** Multiple bomb blasts in the Egyptian Red Sea resort of Sharm el-Sheikh killed at least 64 people. London police acknowledged that Jean Charles de Menezes, the Brazilian electrician they'd shot and killed on a subway car in front of horrified commuters, had nothing to do with recent bombings of the city's transit system. Accordionist Myron Floren died in Los Angeles County at age 85.

**Five years ago:** The Office of Management and Budget predicted the budget deficit would reach a record \$1.47 trillion in the current fiscal year. (The actual figure for fiscal 2010 turned out to be \$1.29 trillion.) Ford Motor Co. said it had made \$2.6 billion from April through June 2010, its fifth straight quarterly profit. Daniel Schorr, longtime journalist with stints at CBS, CNN and NPR, died in Washington at age 93.

**One year ago:** Taiwan's TransAsia Airways Flight 222, an ATR-72, crashed while attempting to land on Penghu Island, killing 48 of the 58 people on board. The state of Arizona executed Joseph Rudolph Wood, convicted of murdering his ex-girlfriend and her father. (Wood repeatedly gasped as it took nearly two hours for him to die from his lethal injection.)

**Today's Birthdays:** Actress Gloria DeHaven is 90. Concert pianist Leon Fleisher is 87. Supreme Court Justice Anthony M. Kennedy is 79. Actor Ronny Cox is 77. Radio personality Don Imus is 75. Actor Larry Manetti is 72. Country singer Tony Joe White is 72. Rock singer David Essex is 68. Singer-songwriter John Hall is 67. Actress Belinda Montgomery is 65. Rock musician Blair Thornton (Bachman Turner Overdrive) is 65. Actress Edie McClurg is 64. Actress-writer Lydia Cornell is 62. Actor Woody Harrelson is 54. Rock musician Martin Gore (Depeche Mode) is 54. Actor Enq Lasalle is 53. Rock musician Yuval Gabay is 52. Rock musician Slash is 50. Actor Juan Pope is 48. Rock musician Nick Menza is 47. Model-actress Stephanie Seymour is 47. Actress Charisma Carpenter is 45. Rhythm-and-blues singer Sam Watters is 45. Country singer Alison Krauss is 44. Rhythm-and-blues singer Davin DeGrate is 44. Rock musician Chad Gracey (Live) is 43. Country comedian Marlon Wayans is 43. Country singer Shannon Brown is 42. Actress Kathryn Hahn is 42. Retired MLB All-Star Nomar Garciaparra is 42. Former White House intern Monica Lewinsky is 42. Actress Stephanie March is 41. Country musician David Pichette (Emerson Drive) is 38. Rhythm-and-blues singer Michelle Williams is 35. Actor Paul Wesley is 33. Actor Daniel Radcliffe is 26. Country musician Neil Perry is 25. Country singer Danielle Bradbery (TV: "The Voice") is 19.

**Thought for Today:** "There is nothing harder than the softness of indifference." — Juan Montalvo, Ecuadorean essayist and political writer (1832-1889).

**FROM THE BIBLE**

*That according to the riches of His glory He may grant you to be strengthened with power through His Spirit in your inner being. Ephesians 3:16. Portals of Prayer, Concordia Publishing House, St. Louis.*

**LETTERS TO THE EDITOR****Grocery Concerns****Randy Gleich, Yankton**

In response to Carrie Schneider's letter (*Press & Dakotan*, July 13):

*Consumer Reports*, a respected organization, on April 4, 2015, release a consumer survey report from their 62,000 subscribers concerning America's cheapest supermarkets.

The survey reported "Competitive — if not downright cheap — prices are the cornerstone of shopper satisfaction with their primary supermarket."

However, what was most interesting is that Fairway Store was rated "One of the Best" and is based in the Midwest. Yes this is a true grocery store, unlike the other fine business you mentioned in your letter, that offer "convenience" or "specialty" items.

There was some speculation that Fairway would come to Yankton, and rumors still abound from what actually happened with this prospect.

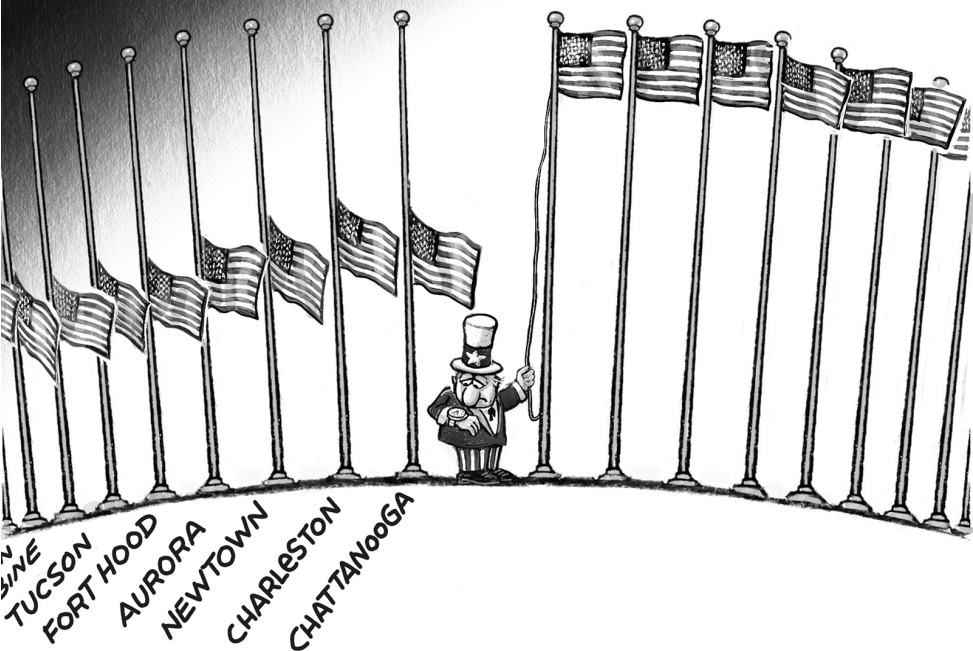
The first point I made was

quite simple, comparing our size to other cities, we should have three grocery stores.

The second point, the jobs created from the third store, an increase in tax revenue and the multiplier of money saved and then re-spent in town would have a great positive economic impact.

The final point, competition is good. While you might like your store, could you imagine having only two gas station's in town to buy your gas from. On the surface, the "illusion" of competition could be made, however I doubt with such limited competition that they would "rock the boat" for each other.

As a city, Yankton is "under-achieving" in this department of getting another grocery store to locate here. Affordable Housing, Jobs and another grocery store, I would say would be the three at the top of the list for now. We have plenty of jobs, they are working on the housing situation and a new grocery store might be next on the list. Let's hope so.

STAR TRIBUNE  
S&K**Pierre Report**

## Interim Rules Board Hears Proposals

**BY REP. JEAN HUNHOFF**

R-District 18 (Yankton)

The Interim Rules Committee met on July 20 with a full agenda.

- The Division of Ag Development: S.D. Value Added Finance Authority proposed to amend the definition of "rural area" to match USDA definition of "rural area." This would expand the population size eligible for the funding from a community of 25,000 to one of 50,000. This could potentially allow for loans in Aberdeen, Watertown and Brookings. The presenter stated that due to the current limit on population, there were few loan requests and this expansion could potentially allow for growth in the loans for ag projects.

The other change was in the loan amounts. The loan originally could not exceed 50 percent of the total project cost, this was changed to 75 percent of the total project cost.

- The Game, Fish & Parks amended the motorboats and watercraft rule to exempt law enforcement officers from boat lighting requirement if certain criteria were met. The criteria is if the officer's conduct is reasonable and if the officer reasonably believes that operating the boat without lights is necessary under the circumstances to investigate a criminal violation or suspected criminal violation of state laws or rules, court orders, or municipal or county ordinances; at speeds greater than what is reasonable and prudent under existing weather and traffic conditions; and in situations in which the officer is an active participant in pursuing a boat.

Nonresident youth waterfowl licenses available were set at 100.

Any white tail deer licenses for the Black Hills were increased by 500, going from 3,000 to 3,500.

The West River deer season for antlerless deer that occurred for nine days after Christmas was repealed.

West River deer licenses decreased by 1.7 percent. East River deer licenses saw an increase in doe tags by 6 percent. There was an increase in buck tags of 1 percent.

There is a new unit created in Yankton County south of state Highway 50 and west of U.S. Highway 81 for 50 antlerless deer licenses.

For the refuge deer licenses, there is a redistribution of hunting days.

Those individuals that have disabilities that prevent use of firearms can use the cross bows that have telescopic and lighted sites.

For hunting in Custer State Park the Department made a consistent rule that hunters cannot hunt within 200 yards of public access roads or buildings. There had been different variances for different areas in the park and so now have one consistent rule for all areas in the park.

At the public hearings, there was lots of discussion regarding the fall turkey season in the Black Hills. The outcome was a reduction of 400 licenses. There also was a goose hunting modification for establishing a unit around the city of Sioux Falls.

There are no antelope doe licenses available with a slight increase of 10 percent for buck tags in West River.

Process was approved.

- The speed limit in Sanborn County beginning at the junction of S.D. Highway 37 and S.D. Highway 34 was increased to 70 mph with the exception being in the Forestburg community. This now provides for 70 mph speed between Mitchell and Huron. Process was approved.

- During session, there was a bill passed that created an enhanced concealed pistol use of force training program. Many states recognize this certification by individuals with concealed weapons permits and allows for them to carry the concealed weapons in other states without having to have a permit from that state.

The rules were brought forth to approve and implement by the Law Enforcement Officers Training program. There is a fee of up to \$150 that can be charged for the eight-hour class.

My concern is that this is a new program and if the fee sufficient to support the cost of doing the program. The law enforcement training program is not self-supporting and, in this past session, fees from other services were increased to cover the costs of doing the law enforcement training. The response to my concern was that it was unknown but based on what the cost was for the eight-hour instructor pay and manual. With new programming this will be followed up in next year's proposed budget for recovery of costs in providing this new certification for concealed weapon permit carriers.

There also was a rule change to allow nurse practitioners and physician's assistants

**J. Hunhoff**

to conduct examination of law enforcement officers. The rule only allowed physicians. This expands coverage for the law enforcement health assessments.

- The State Board Dentistry amended rules to change the name of Advanced Dental Assistant to Registered Dental Assistant and update the definition to maintain consistency with state law. The registered dental assistant has direct supervision by the Dentist whereas the Dental Hygienist has general supervision in their scope of practice.

There were rules to make adjustment to the director areas of the James River Water Development District. Director 8 now represents the city of Yankton which is east of West City Limits Road, west of Peninah Street, south of Highway 50 or 31st Street and census block 4055 and 4056.

- The Department of Labor and Regulation: Division of Unemployment Insurance proposed adoption of a rule to authorize the use of the Treasury Offset Program (TOP) to collect delinquent covered unemployment compensation debt from employers. South Dakota collects about 99 percent of the work comp tax. The remaining 1 percent represents about \$300,000-\$350,000 of uncollected taxes. Federal legislation allowed for states to recover those debts. The Debtor is sent a notice and given 60 days to pay. If not paid than can get through the treasury program. The program can only address sole proprietors and partnerships not corporations.

- The Secretary of State, on behalf of the Board of Elections, proposed:

- amending rules to provide additional instructions to voters on how the mark an optical scan ballot,

- allow the person in charge of the election to determine where the ballot stamp watermark is placed on the ballot,

- add residence address including city and zip code to nominating petition for school board candidate and municipal candidate nominating petition,

- add aldermanic as a type of municipal government that can increase or decrease the number of wards on the petition form,

- add annotation to the general authority section to the administrative rule for approving electronic ballot marking systems,

- clarify what ballots can be requested on the absentee ballot application and what ballots can be requested to be emailed to military and overseas voters on the absentee ballot application,

- and clarify who a recount petition is filed with and repeal a notice of cancellation of election that is not required by statute.

Process was approved.

- During the past legislative session, the State Historical Society had in its budget increases for different types of memberships to their Society, fee increases for microfilm production, digital camera use and microfiche scanning and fee changes for services of the Archaeological Research Center. They presented their fee changes for approval. The fee changes were necessary for support of their department and programming. Its last fee changes were in 2002 and 2008.

- The Board of Pharmacy proposed changes in the supervision of Pharmacy Technicians. Currently the ratio of technicians to Pharmacist is 2:1. The Board was proposing a 3:1 ratio. There has been requests for variances from retail pharmacies. Hospitals, mail order and long-term care pharmacies historically do not apply for variances.

The Board also proposed that Pharmacists in hospitals, mail order and long term care pharmacies could determine their own ratio. The Committee questioned the presenters on the patient safety aspect of the ratio numbers. The response is that this proposed change is a compromise to address a shortage of technicians and meet the needs of the varying practice settings. No opponents were present at the hearing but at the public hearing the board had two pharmacists from rural retail settings that expressed concerns for patient safety, access to a pharmacist and business competition from mail orders with unlimited numbers of technicians. In the end the process was approved with some wariness regarding the patient safety aspect.

- The Department of Health amended rules to add severe combined immunodeficiency disorder (SCID) to the mandated newborn screening panel. This had resulted from passage of a bill during session. The process was approved.

The meeting concluded with a discussion of a format for departments to follow in submitting rules to the committee.